

# **Columbus City Bulletin**



**Bulletin 29**  
**July 17, 2004**

# Proceedings of City Council

Saturday, July 17, 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, *July 12, 2004*; by the Mayor, Michael B. Coleman, on Tuesday, *July 13, 2004* and attested by the City Clerk, Andrea Blevins, prior to Bulletin publishing.

(Note: The following eight resolutions 165X,166X,167X,168X,169X,170X,171X,172X, were all signed by Council President Matt Habash and Mayor Michael B.Coleman on Monday, *July12, 2004*)

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

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

# Council Journal (minutes)



# City of Columbus

## Journal - Final

### Columbus City Council

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

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

Monday, July 12, 2004

5:00 PM

Columbus City Council

Columbus City Council

Journal

July 12, 2004

#### **REGULAR MEETING NO. 40 OF COLUMBUS CITY COUNCIL, JULY 12, 2004 at 5:00 P.M. IN COUNCIL CHAMBERS.**

#### **ROLL CALL**

Present: 7 - Mr. Boyce, Ms. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, 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. Thomas, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:**

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

**C0023-2004**

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, JULY 7, 2004:

New Type: D2  
To: Darz Partners LLC  
DBA Darz Café  
111 W Nationwide Blvd  
Columbus Ohio 43215  
Permit #: 1936329

New Type: D2  
To: Gurbaksh Inc  
DBA New India Restaurant  
Bethel Center Mall  
5226-5228 Bethel Rd  
Columbus Ohio 43220  
Permit #: 3452216

New Type: D5  
To: Rob R E Corp  
461 Commerce Sq

Columbus Ohio 43228  
Permit #: 7433750

New Type: D1  
To: Premier Broadcasting Co Inc  
DBA Masseys Pizza  
1951 E Dublin Granville Rd  
Columbus Ohio 43229  
Permit #: 70636190025

Stock Type: C1, C2, D6  
To: Johnsons Oakland Market Inc  
884 Oakland Park Av  
Columbus Ohio 43224  
Permit #: 4316040

Stock Type: C1, C2  
To: OMI Inc  
DBA OMI State Liquor Agency  
1085 Parsons Av  
Columbus Ohio 43206  
Permit #: 6547688

Transfer Type: D5, D6  
To: Murphy McFlips Inc  
1037 Polaris Pkwy  
Columbus Ohio 43229  
From: C A Muer Corp  
DBA Engine House No 5  
121 Thurman Av  
Columbus Ohio 43206  
Permit #: 6240364

Transfer Type: C1, C2  
To: Shine 7 Inc  
Mid America State Liquor Agency  
200 E Fifth Av  
Columbus Ohio 43201  
From: Lorancia Inc  
DBA Fourth & Fifth Market  
200 E Fifth Av  
Columbus Ohio 43201  
Permit #: 8088900

Transfer Type: C1, C2  
To: SPV Summit Row LLC  
2080 Summit Row Blvd  
Columbus Powell Ohio 43065  
From: Mascot Petroleum Co Inc  
DBA Sunoco Food Market  
2080 Summit Row Blvd  
Columbus Powell Ohio 43065

Permit #: 7642600

Transfer Type: D1, D2, D3, D6  
To: Tres Hombres Holdings LLC  
DBA The Outside Corner  
5571 N Hamilton Rd  
Columbus Ohio 43230  
From: John Tai Inc  
DBA Siam Express  
19 E Gay St 1st Fl & Bsmt  
Columbus Ohio 43215  
Permit #: 9043964

Transfer Type: C1, C2  
To: Paul & Khan Inc  
DBA M & J Carryout  
1958 Sullivant Av SW  
Columbus Ohio 43223  
From: Marth Inc  
DBA M & J Carryout  
1958 Sullivant Av SW  
Columbus Ohio 43223  
Permit #: 6760404

Transfer Type: D1  
To: Chipotle Mexican Grill of Colorado LLC  
DBA Chipotle  
1525 Georgesville Rd  
Columbus Ohio 43228  
From: 918 Weber Inc  
2530 W Broad St 1st Fl  
Columbus Ohio 43204  
Permit #: 14374150345

Replacement Type: Liquor Agency Contract  
To: Shine 7 Inc  
Mid America State Liquor Agency  
200 E Fifth Av  
Columbus Ohio 43201  
Permit #: 8088900

ADVERTISE 07/17/04  
RETURN 07/22/04

**Read and Filed**

## **RESOLUTIONS OF EXPRESSION**

### **BOYCE**

**174X-2004**

To honor and Recognize the City of Columbus Civil Service Commission as the recipient of the 2004 Innovations in Assessment Award from the International Public Management Association for Human Resources Assessment Council (IPMAAC)

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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

## HABASH

**151X-2004**

To honor and recognize Leta "Bobbie" McVicker for her years of service to the North Harding Road Area Block Watch and to the citizens of the City of Columbus.

Sponsors: Matthew D. Habash

**A motion was made by President Habash, seconded by President Pro-Tem Mentel, that this matter be Adopted. The motion carried by the following vote:**

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

## ADDITIONS OR CORRECTIONS TO THE AGENDA

### FIRST READING OF 30-DAY LEGISLATION

#### FINANCE: SENSENBRENNER, CHR. O'SHAUGHNESSY TAVARES HABASH

**1245-2004** FR To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Office Supplies, with Bulldog Office Products.

**Read for the First Time**

#### SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

**1244-2004** FR To authorize and direct the City Attorney to pay the settlement amount to Jennifer Otero and Charles Bendig, counsel for plaintiff, in the case of Jennifer Otero v. David Wood, et al., United States District Court Case No. C2-02-478, to authorize the transfer of \$250,000 within the general fund from the Department of Finance to the Department of Public Safety, Division of Police, and to authorize expenditure of the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00).

**Read for the First Time**

#### DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

**1078-2004** FR To accept the application (AN04-005) of MI Homes of Central Ohio LLC for the annexation of certain territory containing 6.4 ± Acres in Jefferson Township.

**Read for the First Time**

**1080-2004** FR To accept the application (AN04-006) of Ralph P. Dematteo, et al for the annexation of certain territory containing 24.09 ± Acres in Franklin Township.

**Read for the First Time**

**1289-2004** FR To authorize the Director of the Department of Development to execute deeds for conveyance of title of 5 parcels of real property held in the Land

Bank pursuant to the Land Reutilization Program.

**Read for the First Time**

- 1299-2004** FR To authorize the acceptance of a deed for a parcel of land (905 East Long Street) to be held in the Land Bank inventory.

**Read for the First Time**

- 1306-2004** FR 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 (547 Parkwood Avenue) held in the Land Bank pursuant to the Land Reutilization Program.

**Read for the First Time**

- 1337-2004** FR To authorize the Director of Finance to approve the provision by Capitol South of \$1,575,000 of assistance from the Capitol South Downtown Housing Incentive Fund for the redevelopment of an existing building and adjacent development site, both at 60 East Spring Street, with 68 market-rate apartments and 37 for-sale residential units.

**Read for the First Time**

- 1338-2004** FR To authorize the Director of Finance to approve the provision by Capitol South of \$850,000 of assistance from the Capitol South Downtown Housing Incentive Fund for the redevelopment of an existing building at 145 North High Street with 22 for-sale residential units.

**Read for the First Time**

- 1339-2004** FR To authorize the Director of Finance to approve the provision by Capitol South of \$1,600,000 of assistance from the Capitol South Downtown Housing Incentive Fund for the redevelopment of an existing building at 440 West Nationwide Boulevard with 68 for-sale residential units.

**Read for the First Time**

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

- 1225-2004** FR To accept the plat titled VILLAGE AT COURTRIGHT SQUARE, from DOMINION HOMES, INC., an Ohio corporation, by ROBERT A. MEYER, JR., Senior Vice President.

**Read for the First Time**

- 1254-2004** FR To accept the plat titled SUSSEX PLACE SECTION 2 (including the resubdivision of Lots 104, 105 and Reserve "A", SUSSEX PLACE SECTION 1), from SUSSEX PLACE, LLC, by MARONDA HOMES, INC. OF OHIO, SOLE MEMBER by JAMES BAUER, Executive Vice President.

**Read for the First Time**

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

- 1318-2004** FR To assess certain properties for the cost for demolishing structures found to be public nuisances.

**Read for the First Time**

**UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH**

- 1020-2004** FR To authorize the Director of Public Utilities to execute a professional engineering services contract modification with Malcolm-Pirnie, Inc., for

wastewater treatment and collection system regulatory compliance and general technical services, to authorize the expenditure of \$262,500.00 from the Sewerage System Operating Fund for the Division of Sewerage and Drainage. (\$262,500.00)

**Read for the First Time**

- 1121-2004** FR To authorize the Director of Public Utilities to enter into contract with the Nickolas M. Savko & Sons Company, and to provide for the payment of construction administration services for the construction of the Rose Run North Subtrunk, Locust Alley North Sewer Extension Project, to authorize the transfer and expenditure of \$116,111.60 from the 1991 Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage. (\$116,111.60)

**Read for the First Time**

- 157X-2004** FR To authorize the Director of Public Utilities, on behalf of the Division of Electricity, to cause plans and specifications to be prepared for installing ornamental street lighting with underground wiring in Independence Village Section I under the assessment procedure.

**Read for the First Time**

- 1145-2004** FR To authorize the Director of Public Utilities to enter into contract with Storts Excavating, Inc., for the construction of the Sanitary System Rehabilitation-Governor's Place Sanitary Sewer Project, to authorize the transfer and expenditure of \$79,263.75 from the 1991 Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage. (\$79,263.75)

**Read for the First Time**

- 1229-2004** FR To authorize the Director of Public Utilities to modify the contract with Ameritcon, Inc., for construction of the Southerly Wastewater Treatment Plant New Headworks, Primary Sludge Pumping System Improvements Project; to authorize the appropriation, transfer, and expenditure of \$52,577.00 from the Sewerage System Reserve Fund to the Ohio Water Pollution Control Loan Fund, for the Division of Sewerage and Drainage. (\$52,577.00)

**Read for the First Time**

- 2726-2003** FR To authorize the Director of Public Utilities to enter into a modification of the Sewer and Water Contracts with the City of Reynoldsburg, Ohio. (\$0)

**Read for the First Time**

**RULES & REFERENCE: HABASH, CHR. MENDEL SENSENBRENNER TAVARES**

- 1284-2004** FR To delete Chapters 3395, 3397 and 3399 of Title 33, Columbus Zoning Code, in order to remove the outdated Index of Uses and to amend Sections 3305.1, 3305.02 and 3309.01 in order to provide for discretion in determining the most compatible districts for any new use or combination of uses.

Sponsors: Michael C. Mentel

**Read for the First Time**

**ZONING: MENDEL, CHR. BOYCE HABASH O'SHAUGHNESSY  
SENSENBRENNER TAVARES THOMAS**

- 1035-2004** FR To rezone 88 SOUTH REYNOLDSBURG-NEW ALBANY ROAD (43068), being 104.9 + acres located on the east side of Reynoldsburg-New Albany

Road, 350+ feet south of East Broad Street and on the south side of East Broad Street, 900+ feet east of Reynoldsburg-New Albany Road; From: R, Rural, To: CPD, Commercial Planned Development District, PUD-6, Planned Unit Development District and L-R-2, Limited Residential District. (Rezoning # Z03-082).

**Read for the First Time**

- 1152-2004** FR To rezone 118 MORSE ROAD (43214), being 2.5± acres located 485± feet north of Morse Road, 184± feet east of Arbor Village Drive, From: R-4, Residential District, To: CPD, Commercial Planned Development District (Z04-007).

**Read for the First Time**

- 1160-2004** FR To rezone 6525 TUSSING ROAD (43068), being 0.92± acres located at the southeast corner of Tussing Road and Freedom Trail, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Z04-028).

**Read for the First Time**

- 1164-2004** FR To rezone 2136 BETHEL ROAD (43220), being 2.41± acres located at the northwest corner of Bethel and Dierker Roads, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z04-023)

**Read for the First Time**

- 1167-2004** FR To rezone 1480 WORTHINGTON WOODS BOULEVARD (43085), being 0.47± acres located on the west side of Worthington Woods Boulevard, 575± feet south of Park Road, From: C-4, Commercial District, To: CPD, Commercial Planned Development District (Z03-037).

**Read for the First Time**

- 1194-2004** FR To rezone 7000 EAST BROAD STREET (43213), being 12.15± acres located on the north side of East Broad Street, 475± feet west of Reynoldsburg-New Albany Road, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Z03-113).

**Read for the First Time**

- 1201-2004** FR To rezone 1558 SOUTH JAMES ROAD (43209), being 1.1± acres located at the southeast corner of South James and Scottwood Roads, From: SR, Suburban Residential District, To: PUD-8, Planned Unit Development District (Rezoning # Z04-037).

**Read for the First Time**

- 1207-2004** FR To rezone 5461 NEW ALBANY ROAD EAST (43054), being 47.74± acres located to the north and west of the intersection of New Albany Road East and New Albany Road, From: L-AR-O, Limited Apartment Residential-Office and L-C-4, Limited Commercial Districts, To: L-C-2 and L-C-4, Limited Commercial Districts (Z04-015).

**Read for the First Time**

- 1228-2004** FR To rezone 4950 NORTH HAMILTON ROAD (43230), being 1.69± acres located at the southeast corner of North Hamilton Road and Chestnut Hill Drive, From: L-C-4, Limited Commercial District, To: CPD, Commercial Planned Development District (Rezoning # Z04-038).

**Read for the First Time**

- 1230-2004** FR To rezone 595 LAZELLE ROAD (43081), being 9.81± acres located at the southwest corner of Lazelle Road and Worthington Crossing Drive, From: R, Rural District To: L-AR-12, Limited Apartment Residential District. (Rezoning # Z04-031)

**Read for the First Time**

- 1232-2004** FR To rezone 2615 BRICE ROAD (43068), being 1.02± acres located at the southwest corner of Brice Road and Scarborough Boulevard, From: CPD, Commercial Planned Development and C-4, Commercial Districts, To: CPD, Commercial Planned Development District. (Rezoning # Z04-008).

**Read for the First Time**

- 1283-2004** FR To rezone 807 KINNEAR ROAD (43212), being 3.75± acres located on the south side of Kinnear Road, 120± feet east of Rhonda Avenue, From: R, Rural District, To: L-M, Limited Manufacturing District (Rezoning # Z03-099).

**Read for the First Time**

- 1236-2004** FR To grant a Variance from the provisions of Section 3332.035, R-3, Residential District of Columbus City Codes for the property located at 1640 MOUND STREET (43205) to permit a temporary halfway house in the R-3, Residential District. (Council Variance # CV04-019)

**Read for the First Time**

- 1344-2004** FR To grant Variances from the provisions of Sections 3355.03, C-3 Permitted Uses, 3356.03, C-4 Permitted Uses, 3361.02, Permitted Uses, 3363.01 M, Manufacturing Districts, 3355.09, C-3 district setback lines, 3356.11, C-4 District setback lines, 3361.10, Building lines in planned or regional commercial districts, 3363.24, Building lines in an M, Manufacturing District, 3342.18, Parking setback line and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes for the property located at 995 PERRY STREET (43215) to permit single, two-family and multi-family residential uses, a community center and parkland in the C-3 and C-4, Commercial Districts, CPD, Commercial Planned Development District and M, Manufacturing Districts.

**Read for the First Time**

- 1218-2004** FR To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD, and AR-1, apartment residential district use; 3333.15, Basis of computing area; 3333.22, Maximum side yard required; 3333.24, Rear yard; 3342.28, Minimum number of parking spaces required; and 3372.609, Setback requirements; of the Columbus City Codes for the property located at 966 EAST MAIN STREET (43205), to permit an office and religious facility with reduced development standards in the ARLD, Apartment Residential District. (Council Variance # CV03-050)

**Read for the First Time**

- 1202-2004** FR 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)

**Read for the First Time**

- 1023-2004** FR To rezone 2283 SUNBURY ROAD (43219), being 45.2± acres located on the west side of Sunbury Road, 1275± feet south of Agler Road, From: R, Rural District, To: PUD-6, Planned Unit Development District. (Rezoning # Z03-108)
- Read for the First Time**
- 1112-2004** FR To rezone 6787 LOCKBOURNE ROAD (43137), being 143.24± acres located on the west side of Lockbourne Road, 1550± feet south of London-Groveport Road, From: R, Rural District, To: PUD-4, Planned Unit Development District. (Rezoning # Z03-062)
- Read for the First Time**
- 1227-2004** FR To rezone 5152 COSGRAY ROAD (43016), being 73.8± acres located on the east side of Cosgray Road, 1900± feet north of Hayden Run Road, From: R, Rural District, To: NC, Neighborhood Center, NG, Neighborhood General and NE, Neighborhood Edge Districts (Z02-097).
- Read for the First Time**
- 1266-2004** FR To rezone 5138 COSGRAY ROAD (43002), being 259.3± acres located at the northeast corner of Cosgray Road and Hayden Run Road, and extending east to the Conrail railroad right-of-way, From: R, Rural District, To: NC, Neighborhood Center, NG, Neighborhood General, NE, Neighborhood Edge, and CPD, Commercial Planned Development Districts (Z02-075).
- Read for the First Time**
- 1388-2004** FR To rezone 6222 HAYDEN RUN ROAD (43026), being 115.93± acres located on the north and south sides of Hayden Run Road, at the terminus of Leppert Road, From: R, Rural District, To: TC, Town Center, NC, Neighborhood Center, NG, Neighborhood General, NE, Neighborhood Edge and PUD-4, Planned Unit Development Districts (Z03-020).
- Read for the First Time**

## CONSENT ACTIONS

### ADMINISTRATION: BOYCE, CHR. SENSENBRENNER MENTEL HABASH

- 0882-2004** CA To authorize and direct the Finance Director to enter into a contract for an option to purchase Arlingate HVAC Maintenance and Repair Service with Mid-Ohio Air Conditioning Corporation, 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.**

### RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH

- 1076-2004** CA To authorize the Director of the Department of Recreation and Parks to execute and grant a quitclaim deed of easement to the City of Worthington, Ohio, through a certain portion of that City owned property known as Antrim Park, and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

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

- 1127-2004** CA To authorize the Director of the Recreation and Parks Department and the

Real Estate Division to execute those documents necessary to purchase three (3) properties on Nelson Road, to pay all costs associated with the purchase of said land, to authorize the expenditure of \$58,000.00 from the Urban Infrastructure Recovery Fund, and to declare an emergency. (\$58,000.00)

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

- 1150-2004** CA To authorize an appropriation in the amount of \$145,128.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for the Central Ohio Area Agency on Aging, in connection with the Senior Medicare Patrol Grant, and to declare an emergency. (\$145,128.00)

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

- 1153-2004** CA To authorize the Director of the Recreation and Parks Department to assign to MC-NC, LLC all past, present and future City of Columbus business with Cub Square Associates, and to declare an emergency.

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

- 1154-2004** CA To authorize an appropriation of \$60,423.71 from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund to the Recreation and Parks Department for expenditures in 2004, and to declare an emergency. (\$60,423.71)

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

- 1157-2004** CA To authorize an appropriation of \$14,028.50 from the unappropriated balance of the Recreation and Parks Special Purpose Fund to the Recreation and Parks Department for the purchase of various supplies in 2004 funded through fees and donations, and to declare an emergency. (\$14,028.50)

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

- 1158-2004** CA To authorize an appropriation of \$119,091.96 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for various services during 2004 funded through grants and donations, and to declare an emergency. (\$119,091.96)

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

- 1275-2004** CA To authorize the Executive Director of the Recreation and Parks Department to execute those documents necessary to grant 16.9 + acres of City owned property located in the vicinity of Pickerington Ponds, in exchange for a deed of equal acreage to be granted to the Board of Park Commissioners of The Columbus and Franklin County Metropolitan Park District; to waive the Land Review Commission provisions of the Columbus City Codes (1959) and to declare and emergency.

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

#### **SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH**

- 1064-2004** CA To authorize and direct the Finance Director to issue a purchase order to Resource One for the purchase of computer hardware for Police and Fire computer aided dispatching system; to authorize the expenditure of \$42,892.96 from the Safety Voted Bond Fund; and to declare an

emergency.(\$42,892.96)

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

- 1066-2004** CA To authorize and direct the Director of Finance to establish a purchase order for the purchase of Mobile 800 MHz radios to be used by first responders in the Metropolitan Area, to authorize the expenditure of \$58,792 from the General Government Grant Fund and to declare an emergency. (\$58,792).

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

- 1085-2004** CA To authorize an appropriation of \$15,000.00 from the unappropriated balance of the Law Enforcement and Education Sub-Fund to the Division of Police to pay for advanced training for Accident Investigation Unit; and to declare an emergency. (\$15,000.00)

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

- 1138-2004** CA To authorize the Mayor of the City of Columbus to apply for and if awarded accept a FY2004 DNA Capacity Enhancement Program Grant from the National Institute of Justice, to authorize Jamie St. Clair as the official representative to act in connection with this application; and to declare an emergency. (\$191,200.00)

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

- 1159-2004** CA To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase AMD chip computers, with Vision Micro dba, Shea PC., and to declare an emergency.

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

- 1219-2004** CA To authorize the Mayor of the City of Columbus to apply for and accept a 2004 Local Law Enforcement Block Grant from the U.S. Department of Justice, to authorize Deputy Chief Distelzweig as the official representative to act in connection with the application and to declare an emergency. (\$256,958.00)

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

- 1249-2004** CA To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary the Norton Road -Broad to Hall Road Project, and to declare an emergency.

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

- 1294-2004** CA To authorize the appropriation and transfer of unused cash matching funds from the Juvenile Incentive Accountability Block Grant Operation Nite Lite and Central Ohio Regional Drug Task Force to their original sources, the State Bureau of Criminal Identification and Investigation and the Law Enforcement Contraband Seizure Fund and to declare an emergency. (\$4,520.02)

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

- 1312-2004** CA To authorize the Mayor of the City of Columbus to accept a subgrantee award and enter into a contract with the Franklin County Board of Commissioners via the Justice Programs Unit for a FY03 Byrne Memorial Grant, to authorize an appropriation of \$3,650.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police for

the purchase of specialized film for the Domestic Violence Unit and to declare an emergency. (\$3,650.00)

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

- 1336-2004 CA To authorize the City Attorney to accept a grant from the U.S. Department of Justice for the continued funding of the Community Prosecution Grant program, to authorize the appropriation of One Hundred Fifty Thousand Dollars and to declare an emergency (\$150,000.00).

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

**DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH**

- 1286-2004 CA To authorize the Director of the Department of Development to execute deeds for conveyance of title of 4 parcels of real property (N. 21st Street) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

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

- 1298-2004 CA To authorize the Director of the Department of Development to execute deeds for conveyance of title of 4 parcels of real property (N. 20th and 21st Streets) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

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

- 1302-2004 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 (228 N. 21st Street) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

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

- 1308-2004 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 (560 Harmon Avenue) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

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

- 1330-2004 CA To authorize the Director of the Department of Development to execute deeds for conveyance of title of three parcels of real property held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

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

- 1331-2004 CA To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN04-020) of 85.02± Acres in Hamilton Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

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

- 1335-2004 CA To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN04-019) of 1.015± Acres in Sharon Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

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

**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR.**

- 1217-2004** CA To authorize the Public Service Director to execute those documents required to grant an encroachment easement into North High Street adjacent to the Southeast Mental Health Treatment Center building located at the northwest corner of Long and High Streets for the installation of a privately owned sculpture entitled "Recovery" by Southeast, Inc.; and to declare an emergency.

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

- 1297-2004** CA To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase OEM Motorcycle Parts from C&A Harley Davidson Inc. and Classic Cycles LTD Inc. and to declare an emergency.

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

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

- 1084-2004** CA To authorize and direct the Columbus Health Department to accept grant funds from the Ohio Department of Health in the amount of \$150,968, to authorize the appropriation of \$150,968 from the Health Department Grants Fund, and to declare an emergency. (\$150,968)

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

- 1104-2004** CA To authorize and direct the Columbus Health Department to accept grant funds from the Ohio Department of Health in the amount of \$191,395, to authorize the appropriation of \$191,395 from the Health Department Grants Fund, and to declare an emergency, (\$191,395)

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

- 1105-2004** CA To authorize the Board of Health to modify and increase a contract with Children's Hospital for the provision of a WIC clinic; to authorize the expenditure of an additional \$28,000 from the Health Department Grants Fund; and to declare an emergency, (\$28,000)

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

- 1106-2004** CA To authorize and direct the Columbus Health Department to accept a grant from the U.S. Department of Health and Human Services in the amount of \$94,697.00; to authorize the appropriation of \$94,697.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$94,697.00)

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

- 1108-2004** CA To authorize the Board of Health to modify and increase a contract with Neighborhood House Inc. to provide additional funding to the Contractor for care coordination/case management services; to authorize the expenditure of an additional \$54,225 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency, (\$54,225)

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

- 1120-2004** CA To authorize and direct the transfer of \$180,000 from the Health Special Revenue Fund to the Health Department Grants Fund for City support to

various grant projects, and to declare an emergency. (\$180,000)

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

- 1125-2004** CA To authorize and direct the Columbus Health Department to enter into a revenue contract from the Ohio Department of Health for the provision of food service inspections and food sample collections, in an amount not to exceed \$8,000, and to declare an emergency. (\$8,000)

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

- 1192-2004** CA To authorize the Board of Health to enter into a revenue contract with the Franklin County Children Services for the provision of home visiting services to their Family Ties Program, in an amount not to exceed \$115,580.00, and to declare an emergency. (\$115,580.00)

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

- 1270-2004** CA To authorize and direct the Board of Health to accept grant funds from the Ohio Department of Health in the amount of \$121,525, to authorize the appropriation of \$121,525 from the Health Department Grants Fund, and to declare an emergency. (\$121,525)

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

- 1288-2004** CA To authorize and direct the Board of Health to accept donations monies from community agencies in the amount of \$1,925, to authorize the appropriation of \$1,925 from the Health Department Grants Fund, and to declare an emergency. (\$1,925)

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

- 1329-2004** CA To authorize the Director of the Department of Development to release the recorded mortgage interests of the City of Columbus in a property that secures loans with outstanding balances totaling \$56,398.55 and to accept \$10,000 in exchange for said release; and to declare an emergency.

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

#### **UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH**

- 0864-2004** CA To Authorize the Director of the Department of Public Utilities to enter into a professional services contract with Burgess & Niple, Limited, for O'Shaughnessy Dam Hydroelectric Facilities, for the Division of Water, to authorize the expenditure of \$102,600.00 from the Waterworks Enlargement Voted 1991 Bonds Fund (\$102,600.00)

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

- 1015-2004** CA To authorize the Finance Director to enter into a contract with Midwest Pipe & Supply - Ferguson Waterworks, for 12" ductile iron pipe, for the Division of Water, to authorize the expenditure of \$11,866.40 from Water Systems Operating Fund, and to declare an emergency. (\$11,866.40)

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

- 1019-2004** CA To authorize the Director of Public Utilities to modify and increase the contract with the Operator Training Committee of Ohio (OTCO), for utility operations and maintenance training, for the Division of Water, and to authorize the expenditure of \$20,000.00 from Water Systems Operating Fund. (\$20,000.00)

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

- 1130-2004** CA To declare the determination of City Council to proceed with the construction of the sanitary sewer improvements associated with the Willow Springs Area Assessment Sewer Project, in accordance with the assessment procedures set forth by Columbus City Charter, for the Division of Sewerage and Drainage; and to declare an emergency. (\$0.00)

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

- 1198-2004** CA To authorize and direct the Finance Director to enter into a contract for an option to purchase Altivia VX-456, with Altivia, 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.**

- 1216-2004** CA To authorize and direct the Finance Director to enter into five (5) contracts for the option to purchase Electric Meters and Accessories with Marwell Corporation, Elasco/Hughes Supply, GE Supply, Reed City Power Line Supply, and Inner-Tite Corp., to authorize the expenditure of five (5) dollars to establish contracts from the Purchasing/Contract Operating Fund, and to declare and emergency. (\$5.00)

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

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

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

**EMERGENCY, TABLED AND 2ND READING OF 30-DAY LEGISLATION****FINANCE: SENSENBRENNER, CHR. O'SHAUGHNESSY TAVARES HABASH**

- 1305-2004** To amend the Management Compensation Plan, Ordinance No. 2944-99, as amended, by amending various sections within Section 5(E); and by amending Section 15(A); and to declare an emergency.

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

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

- 147X-2004** To adopt the 2005 Tax Budget and to authorize and direct the City Auditor to submit said budget to the County

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

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

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

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

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

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

**165X-2004**

Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$40,665,000 for safety and health (\$40,665,000)

Section 55(e) of the City Charter.

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

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

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

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

**166X-2004**

Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$46,640,000 for recreation and parks (\$46,640,000)

Section 55(e) of the City Charter.

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

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

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

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

**167X-2004**

Resolution declaring necessity of bond issue, and to submit the question of

such issue to the electors in the amount of \$21,100,000 for refuse collection (\$21,100,000)

Section 55(e) of the City Charter.

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

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

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**168X-2004**

Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$184,420,000 for streets and highways (\$184,420,000)

Section 55(e) of the City Charter.

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

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

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

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

**169X-2004**

Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$95,785,000 for sanitary sewers (\$95,785,000)

Section 55(e) of the City Charter.

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

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

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

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

- 170X-2004** Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$12,235,000 for electricity (\$12,235,000)
- Section 55(e) of the City Charter.
- A motion was made by Mr. Sensenbrenner, seconded by Ms. Tavares, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**
- Affirmative: 7 - Mr. Boyce, Ms. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash
- A motion was made by Mr. Sensenbrenner, seconded by Ms. Tavares, that this matter be Adopted. The motion carried by the following vote:**
- Affirmative: 7 - Mr. Boyce, Ms. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 171X-2004** Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$100,000,000 for water (\$100,000,000)
- Section 55(e) of the City Charter.
- A motion was made by Mr. Sensenbrenner, seconded by Ms. Thomas, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**
- Affirmative: 7 - Mr. Boyce, Ms. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash
- A motion was made by Mr. Sensenbrenner, seconded by Ms. Thomas, that this matter be Adopted. The motion carried by the following vote:**
- Affirmative: 7 - Mr. Boyce, Ms. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 172X-2004** Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$104,150,000 for storm sewers (\$104,150,000)
- Section 55(e) of the City Charter.
- A motion was made by Mr. Sensenbrenner, seconded by Ms. Thomas, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**
- Affirmative: 7 - Mr. Boyce, Ms. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash
- A motion was made by Mr. Sensenbrenner, seconded by Ms. Thomas, that this matter be Adopted. The motion carried by the following vote:**

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

**1358-2004**

To authorize and direct the City Auditor to provide for the transfer of appropriation authority for postage and technology internal service billings between various divisions within the general fund; to authorize and direct the City Auditor to change appropriation authority for postage and technology internal service billings within the Health operating fund and Recreation and Parks operating fund to allow divisions to continue to operate through the end of 2004 without interruption; and to declare an emergency.

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

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

**ADMINISTRATION: BOYCE, CHR. SENSENBRENNER MENTEL HABASH**

**1212-2004**

To authorize the Director of the Department of Technology on behalf of the Department of Public Utilities, to modify and extend the contract with Indus Utility Systems, Incorporated for software maintenance, to authorize the expenditure of \$407,849.38 from the Department of Technology information services fund, and to declare an emergency. (\$407,849.38)

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**1246-2004**

To authorize and direct the City Auditor to cancel encumbrances and transfer funds within the Finance Department computer systems fund; to authorize and direct the City Auditor to transfer funds within the Finance Department capital improvement fund; to amend the 2004 capital improvements budget; to authorize the expenditure of \$484,000.00 from the Finance Department's computer systems and capital improvement funds; to authorize the Technology Director to enter into contracts with Resource One, GoldTech, Anixter and Carlton-Bates for the acquisition of equipment and professional services related to the metronet core replacement project; and to declare an emergency. (\$484,000.00).

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**1348-2004**

To authorize and direct the City Auditor to enter into contract with GovConnect for the development and implementation of an e-payment processing system for the City Auditor, Division of Income Tax; to authorize and direct the City Auditor to transfer funds within the Finance Department capital fund; to authorize the expenditure of \$140,000.00 from the Finance Department capital fund; and to declare an emergency (\$140,000.00).

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**RECREATION & PARKS: BOYCE, CHR. SENSENBRENNER THOMAS HABASH**

**1075-2004** To authorize and direct the Director of Recreation and Parks to modify and extend various contracts for the provision of PASSPORT home care services for older adults in Central Ohio, to authorize the expenditure of \$30,000,000.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$30,000,000.00)

**A motion was made by Mr. Boyce, 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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, President Pro-Tem Mentel and President Habash

**1107-2004** To authorize the modification of Ordinance No. 2670-2003, authorizing a contract with Columbus Downtown Development Corporation, to waive Section 329.12 Columbus City Code for the selection of professional services, 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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**1139-2004** To authorize an appropriation in the amount of \$662,689.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department to cover costs for the Central Ohio Area Agency on Aging in connection with various grant programs, and to declare an emergency. (\$662,689.00)

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**1223-2004** To authorize and direct the Director of Recreation and Parks to enter into contract with Columbus Public Schools Food Service for services in conjunction with the 2004 Summer Food Service Program, to authorize the expenditure of \$1,171,000.00 from the Recreation and Parks Grant Fund, and to declare an emergency (\$1,171,000.00)

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

Abstained: 1 - Mr. Boyce  
Affirmative: 6 - Ms. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**1163-2004** To authorize and direct the Director of Recreation and Parks to accept a

grant in the amount of \$1,258,785.00 from the Ohio Department of Education for the operation of the 2004 Summer Food Service Program, to appropriate these funds to the Recreation and Parks Grant Fund, and to declare an emergency. (\$1,258,785.00)

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

Abstained: 1 - Mr. Boyce

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

### **SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH**

**1244-2004**

To authorize and direct the City Attorney to pay the settlement amount to Jennifer Otero and Charles Bendig, counsel for plaintiff, in the case of Jennifer Otero v. David Wood, et al., United States District Court Case No. C2-02-478, to authorize the transfer of \$250,000 within the general fund from the Department of Finance to the Department of Public Safety, Division of Police, and to authorize expenditure of the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00).

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

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

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

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

**1061-2004**

To authorize and direct the Director of Finance to establish a purchase order for the purchase of (339) portable 800 MHz radios to be used by first responders in the Metropolitan Area, to authorize the expenditure of \$980,388.00 from the General Government Grant Fund and to declare an emergency. (\$980,388.00).

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**1109-2004**

To authorize the City Attorney to enter into an agreement for special legal counsel services with representatives of the law firm of Chester, Willcox and Saxbe, LLP regarding the matter of the franchise renewal process for Insight Communications; to authorize the appropriation and expenditure of \$10,000.00 from the cable communications fund; and to waive the competitive bidding provisions of the Columbus City Codes. (\$10,000.00)

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**1147-2004**

To authorize and direct the City Attorney to settle the property damage claim of the City of Columbus against Carol E. Siplivy; to authorize the transfer of title of City of Columbus, 2000 Chevrolet 1500 4x4 Pickup Extended Cab Short Bed truck, BT#21368, to State Farm Insurance Company; and to declare an emergency.

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

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

**DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH**

**0979-2004**

To accept the application (AN03-045RF) of Cynthia J. Irwin, et al. for the annexation of certain territory containing 1.6 ± Acres in Plain Township.

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0982-2004**

To accept the application (AN03-048) of Pentecostal Assembly, Inc. for the annexation of certain territory containing 59.1 ± Acres in Franklin Township.

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0994-2004**

To accept the application (AN04-002) of Lloyd A. Shaw, et al. for the annexation of certain territory containing 1.91 ± Acres in Plain Township.

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0995-2004**

To accept the application (AN04-004R) of Rajim, LLC for the annexation of certain territory containing 1.7 ± Acres in Mifflin Township.

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**1098-2004**

To authorize and direct the Finance Director to modify and extend the existing citywide contract for the option to purchase voice mail services, from Voicecom, to waive competitive bidding requirements and to declare an emergency.

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**1291-2004**

To authorize the Development Director to enter into contract with Levin, Driscoll & Fleeter for technical consulting on cost-based fee structures for Building Services Division and One-Stop Shop; to authorize the expenditure of \$35,000.00 from the Development Services Fund; to waive competitive bid; and to declare an emergency. (\$35,000.00)

**A motion was made by Ms. O'Shaughnessy, seconded by President Pro-Tem Mentel, that this matter be Amended as submitted to the Clerk. The motion carried by the following vote:**

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

**A motion was made by Ms. O'Shaughnessy, seconded by President Pro-Tem Mentel, that this matter be Approved as Amended. The motion carried by the following vote:**

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

**1340-2004**

To authorize the Director of the Department of Development to amend the Community Reinvestment Area Agreement between the City and Brewers Yard Apartments, Ltd. by consenting to the transfer of the tax exemptions on the 14 townhouse apartment units to new owners when these units are converted and sold as condominiums and by allowing 2011 to be the final year of tax exemption for the 303-unit apartment building; and to declare an emergency.

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

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

**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR.  
SENSENBRENNER TAVARES HABASH****0764-2004**

To appropriate and authorize the City Auditor to transfer \$375,000.00 from the Special Income Tax Fund to the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to expend \$375,000.00 from the 1995, 1999 Voted Streets and Highways Fund for utility relocation work associated with the High Street (Lane to Arcadia) Neighborhood Commercial Revitalization Project for the Transportation Division, and to declare an emergency. (\$375,000.00)

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

Abstained: 1 - Ms. Thomas

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

**1254-2004**

To accept the plat titled SUSSEX PLACE SECTION 2 (including the resubdivision of Lots 104, 105 and Reserve "A", SUSSEX PLACE SECTION 1), from SUSSEX PLACE, LLC, by MARONDA HOMES, INC. OF OHIO, SOLE MEMBER by JAMES BAUER, Executive Vice President and to declare an emergency.

**A motion was made by Ms. O'Shaughnessy, seconded by President Pro-Tem Mentel, that this matter be Amended to Emergency. The motion carried by the following vote:**

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

**A motion was made by Ms. O'Shaughnessy, seconded by President Pro-Tem Mentel, that this matter be Approved as Amended. The motion carried by the following vote:**

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

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE THOMAS  
HABASH****0902-2004**

To authorize and direct the Columbus Health Department to accept this grant from the Ohio Department of Health in the amount of \$906,508; to authorize the appropriation of \$906,508 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$906,508)

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0906-2004**

To authorize and direct the Board of Health to enter into a contract with The Ohio State University for the provision of high risk perinatal care services; to authorize the expenditure of \$125,370 from the Health Department Grants

Fund; to waive the provisions for competitive bidding; and to declare an emergency. (\$125,370)

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

Abstained: 2 - Ms. O'Shaughnessy and Ms. Thomas  
Affirmative: 5 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, President Pro-Tem Mentel and President Habash

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

Abstained: 2 - Ms. O'Shaughnessy and Ms. Thomas  
Affirmative: 5 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, President Pro-Tem Mentel and President Habash

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

Abstained: 2 - Ms. O'Shaughnessy and Ms. Thomas  
Affirmative: 5 - Mr. Boyce, Ms. Tavares, Mr. Sensenbrenner, President Pro-Tem Mentel and President Habash

**0907-2004**

To authorize and direct the Board of Health to enter into a contract with Children's Hospital for the provision of comprehensive pediatric care for the perinatal program; to authorize the expenditure of \$543,632 from the Health Department Grants Fund; to waive the provisions for competitive bidding; and to declare an emergency. (\$543,632)

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

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

**1134-2004**

To authorize the Director of the Department of Development to enter into contract with the Community Shelter Board to support the Homeless Prevention and Transition Programs; to authorize the expenditure of \$420,000.00 from the 2004 Community Development Block Grant Fund; and to declare an emergency. (\$420,000.00)

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

Abstained: 1 - Ms. Thomas  
Affirmative: 6 - Mr. Boyce, Ms. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, President Pro-Tem Mentel and President Habash

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

Abstained: 1 - Ms. Thomas  
Affirmative: 6 - Mr. Boyce, Ms. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, President Pro-Tem Mentel and President Habash

**1193-2004**

To authorize and direct the Board of Health to accept a grant from the Ohio Department of Health in the amount of \$817,486.00; to authorize the appropriation of \$817,486.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$817,486.00)

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

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

**1333-2004**

To authorize the Director of the Department of Development to modify a contract between the City of Columbus and the Columbus/Franklin County Affordable Housing Trust Corporation to permit a portion of the contract to be used for 2004 operating expenses; and to declare an emergency.

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

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

#### **UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH**

**0718-2004**

To authorize the Director of Public Utilities to modify the general engineering services agreement with DLZ Ohio, Inc. in the amount of \$250,000.00, to authorize the transfer, appropriation and expenditure of \$150,000.00 from within the 1991 Voted Sanitary Bond Fund; the expenditure of \$100,000.00 from the Sewerage System Operating Fund; for the Division of Sewerage and Drainage; and to declare an emergency. (\$250,000.00)

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**0856-2004**

To authorize the Director of Public Utilities to establish the Project Dry Basement Program; to enter into various contracts for the installation of devices appropriate for the elimination of water in basements; to authorize the appropriation, transfer and expenditure of \$1,000,000.00 from the Sewer System Reserve Fund to the 1991 Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage; and to declare an emergency. (\$1,000,000.00)

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**1129-2004**

To authorize the Director of Public Utilities to enter into a contract with Critical Path Consultants, to support the Department in management accountability for objectives, performance measures, and staff realignment, for the Director's Office and the Divisions of Water and Electricity, to waive the provisions of formal competitive bidding, to authorize the expenditure of \$60,000.00 from various funds, and to declare an emergency. (\$60,000.00)

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

**1136-2004**

To authorize the Director of Public Utilities to enter into contract with Burch Hydro Inc. and Synagro Midwest Inc for Land Application of Biosolids Services for the Division of Sewerage and Drainage, to authorize the expenditure of \$400,000.00.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$400,000.00)

**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. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, Ms. Thomas, President Pro-Tem Mentel and President Habash

## ADJOURNMENT

*ADJOURNED: 6:25 P.M.*

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

Affirmative: 7 - Mr. Boyce, Ms. Tavares, Ms. O'Shaughnessy, Mr. Sensenbrenner, 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

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Monday, July 12, 2004

6:30 PM

Zoning Committee

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Zoning Committee

Journal

July 12, 2004

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## REGULAR MEETING NO. 41 OF CITY COUNCIL (ZONING), JULY 12, 2004 AT 6:30 P.M. IN COUNCIL CHAMBERS.

### ROLL CALL

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

### READING AND DISPOSAL OF THE JOURNAL

**A motion was made by Thomas, seconded by Boyce, 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, Sensenbrenner, Tavares and Thomas

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

#### ZONING: MENDEL, CHR. BOYCE HABASH O'SHAUGHNESSY SENSENBRENNER TAVARES THOMAS

**0936-2004**

To rezone 9032 OLENBROOK DRIVE (43035), being 48.44± acres located 1700± feet east of U.S. 23 and 3440± feet north of Lazelle Road. From: R, Rural District. To: R-2, Residential District. (Rezoning # Z04-012)

**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, Sensenbrenner, Tavares and Thomas

**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, Sensenbrenner, Tavares and Thomas

**0980-2004**

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District, 3342.28,(A)(5), Minimum number of parking spaces required of Columbus City Codes; for the property located at 166 SOUTH EIGHTEENTH STREET (43205), to permit a seven (7) unit dwelling in the

R-3, Residential District with reduced development standards.

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

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

**A motion was made by Chair Mentel, seconded by Thomas, 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, Sensenbrenner, Tavares and Thomas

**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, Sensenbrenner, Tavares and Thomas

**0983-2004**

To rezone 1850 NORTHWEST BOULEVARD (43212), being 1.84± acres located on the north side of Northwest Boulevard, 190± feet west of Independence Road, From: R, Rural District, To: AR-1, Apartment Residential District and to declare an emergency. (Rezoning # Z04-019)

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

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

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

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

**1024-2004**

To grant a Variance from the provisions of Sections 3333.18, Building lines and 3333.24, Perimeter yard; of Columbus City Codes for the property located at 1850 NORTHWEST BOULEVARD (43212) to permit reduced yards and setbacks in the AR-1, Apartment Residential District, for a multi-family residential development. (Council Variance # CV04-018)

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

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

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

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

**1017-2004**

To rezone 730 NORTH WILSON ROAD (43204), being 1.9± acres located

on the east side of Wilson Road, 295± feet south of Enterprise Avenue, From: R, Rural District, To: L-C-4, Limited Commercial District. (Rezoning # Z03-106)

**A motion was made by Chair Mentel, seconded by Sensenbrenner, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**

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

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

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

1029-2004

To rezone 2146 HILLIARD-ROME ROAD (43026), being 0.81± acres located at the southeast corner of Hilliard-Rome Road and Nike Drive, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Z04-003).

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

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

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

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

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

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

1111-2004

To rezone 1151 WAGGONER ROAD (43004), 37.74± acres located on the west side of Waggoner Road, 280± feet north of Kennedy Road, From: R, Rural District, To: PUD-8, Planned Unit Development District. (Rezoning # Z04-013)

**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, Sensenbrenner, Tavares and Thomas

**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, Sensenbrenner, Tavares and Thomas

**1137-2004**

To rezone 4592 SUNBURY ROAD (43219), being 3.08± acres located on the east side of Sunbury Road, 450+ feet north of Easton Way, From: L-M, Limited Manufacturing District, To: L-M, Limited Manufacturing District. (Rezoning # Z03-125)

**A motion was made by Chair Mentel, seconded by Boyce, 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, Sensenbrenner, Tavares and Thomas

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

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

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

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

**1142-2004**

To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, Apartment residential district use; 3333.09, Area requirements; 3333.18, Building lines; 3333.22 Maximum side yard required; 3333.23, and Minimum side yard permitted; of the Columbus City Codes for the properties located at 1149 AND 1151 HUNTER AVENUE (43201), to permit single-family dwelling use with reduced development standards in the ARLD, Apartment Residential District. (Council Variance # CV04-017)

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

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

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

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

**1161-2004**

To rezone 3333 CHIPPEWA STREET (43204), being 17.38± acres located at the terminus of Chippewa Street, From: L-I, Limited Institutional District, To: L-I, Limited Institutional District. (Rezoning # Z04-022)

**A motion was made by Chair Mentel, seconded by Sensenbrenner, 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, Sensenbrenner, Tavares and Thomas

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

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

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

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

**1250-2004**

To grant a Variance from the provisions of Section 3356.03, C-4, Permitted Uses, for the property located at 1853 MARYLAND AVENUE (43219), to permit a single-family dwelling in the C-4, Commercial District.

**A motion was made by Chair Mentel, seconded by Sensenbrenner, that this matter be Waived the 2nd Reading. The motion carried by the following vote:**

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

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

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

*ADJOURNED: 7:05 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, Sensenbrenner, Tavares and Thomas

# 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:** 0718-2004

**Drafting Date:** 04/05/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation** 1. BACKGROUND:

This legislation authorizes the Director of Public Utilities to execute a contract modification to the Sewer System Engineering Section's General Engineering Services Agreement with DLZ Ohio, Inc. This modification will increase the funding of the contract services by an additional \$250,000.00 for professional engineering, survey and technical services that are utilized to replace, rehabilitate or expand existing sanitary and combined sewer infrastructure under both emergency and expedited circumstances. This is one of two general engineering service contracts that the Sewer System Engineering Section utilizes. The other firm is R.D. Zande & Associates, Inc.

2. CONTRACT MODIFICATION INFORMATION:

This contract was originally procured to provide services for the fiscal years of 2001-2003. However, the Division was able to utilize the original funding for the first three years without requesting funds in 2002 or 2003. This funding request will be the last modification for this contract. The Division anticipates undertaking a new procurement in early 2005 for the replacement of these contract services. The contract total including this modification is \$500,000.00. The Division has determined that these services cannot be performed by city personnel at this time, and has planned for the procurement of these services on a routine basis. The cost of these services is consistent with those provided for under the existing agreement.

3. FISCAL IMPACT:

This modification will be funded utilizing \$150,000.00 of 1991 Voted Bond Funds for purposes of providing payment of work specific to capital improvements. An additional \$100,000.00 will be funded from the Sewer System Operating Fund for general survey, smaller scope projects; and other technical services. The project account funds transferred within this ordinance are residual funds from two projects that will be funded through an OWDA loan.

4. EMERGENCY LEGISLATION:

The Division of Sewerage and Drainage is requesting Council to pass this ordinance as an emergency measure which is required to allow for the continuation of these services that are required to address emergency sanitary and combined sewer rehabilitation projects.

**Title**To authorize the Director of Public Utilities to modify the general engineering services agreement with DLZ Ohio, Inc. in the amount of \$250,000.00, to authorize the transfer, appropriation and expenditure of \$150,000.00 from within the 1991 Voted Sanitary Bond Fund; the expenditure of \$100,000.00 from the Sewerage System Operating Fund; for the Division of Sewerage and Drainage; and to declare an emergency. (\$250,000.00)

**Body**WHEREAS, the Sewer System Engineering Section of the Division of Sewerage and Drainage have a consistent and immediate demand for professional engineering, survey and technical services in order to effectively replace, rehabilitation or expand existing sanitary and combined sewer infrastructure under both emergency and expedited circumstances; and

WHEREAS, City Auditor Contract No. EL001478 was authorized by Ordinance No. 1105-01, as passed by City Council on June 25, 2001, and approved by the City Attorney on July 27, 2001 for purposes of establishing a General Engineering Services Agreement with DLZ Ohio, Inc.; 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 execute a contract modification with DLZ Ohio, Inc., in order allow for the continued provision of engineering and technical services that are required to address emergency rehabilitation and/or replacement sanitary and combined sewer projects; and to authorize the transfer, appropriation and expenditure of funds as is needed to fund this contract; 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 Auditor is hereby authorized and directed to appropriate a total of \$150,000.00 within the 1991 Voted Sanitary Bond Fund No. 664 as follows:

Proj. 650663| Webster Park/Milton Area Sanitary| OL 6676| OCA 664663| \$143,413.85

Proj. 650664| Foster/Acton Area Sanitary Improv.| OL 6676| OCA 664664 \$6,586.15

Section 2. That the City Auditor is hereby authorized and directed to transfer \$150,000.00 from within the 1991 Voted Sanitary Bond Fund No. 664, for the Division of Sewerage and Drainage as follows:

FROM:

650663-Webster Park/Milton Area Sanitary| \$143,413.85

650664-Foster/Acton Area Sanitary Improv.| \$6,586.15

TO:

650404-Sanitary System Rehabilitation| \$150,000.00

Section 3. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 4. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. EL001478 with DLZ Ohio, Inc., 6121 Huntley Road, Columbus, Ohio 43229-1003, in order to provide additional general engineering services to the Sewer System Engineering Section of the Division of Sewerage and Drainage, in accordance with the terms and conditions as shown in the contract modification on file in the office of the Division of Sewerage and Drainage.

Section 5. That for the purpose of paying the cost of the aforementioned professional engineering contract modification, the expenditure of \$250,000.00, is hereby is authorized within Division 60-05, as follows:

Fund 664| Proj. 650404| San. Sys. Rehab.| OCA: 655266| Obj. Level 3: 6676| \$150,000.00

Fund 650| OCA 605113| Obj. Level 3: 3336| \$100,000.00

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

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**Legislation Number:** 0764-2004

**Drafting Date:** 04/13/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

The Public Service Department, Transportation Division, is engaged in the North High Street (Lane Avenue to Arcadia Avenue) project as part of the Neighborhood Commercial Revitalization (NCR) program (see map). Part of this project involves eliminating all overhead utility lines within the project limits. This legislation establishes \$325,000.00 to reimburse private utilities that have facilities that need to be relocated and \$50,000.00 for force account work performed by the Electricity and Transportation Divisions. The majority of the utility reimbursements will be for American Electric

Power (AEP) although SBC, XO Communications, Time-Warner, and city utilities all have items that need relocation.

**Fiscal Impact:** This ordinance certifies against the Special Income Tax Fund in the amount of \$375,000.00. The Special Income Tax Fund certification is a temporary measure until the City sells notes or bonds to fund this capital improvement and is necessary because the Transportation Division has exhausted all cash in its 1995, 1999 Voted Streets and Highways Fund.

**Emergency action** is requested to allow utility relocation work to commence immediately and be completed during the peak construction period.

**Title**

To appropriate and authorize the City Auditor to transfer \$375,000.00 from the Special Income Tax Fund to the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to expend \$375,000.00 from the 1995, 1999 Voted Streets and Highways Fund for utility relocation work associated with the High Street (Lane to Arcadia) Neighborhood Commercial Revitalization Project for the Transportation Division, and to declare an emergency. (\$375,000.00)

**Body**

**WHEREAS**, the city is engaged in the relocation of utilities as part of the High Street (Lane Avenue to Arcadia Avenue) Neighborhood Commercial Revitalization (NCR) project; and

**WHEREAS**, the design and construction of these utility lines will be accomplished through a combination of means and effort and/or expense on the part of the Transportation Division, Electricity Division, and various private utilities; and

**WHEREAS**, it is necessary to authorize the appropriation and transfer of funds for the project to proceed; and

**WHEREAS**, the City will sell notes or bonds for the aforementioned project and will reimburse the Special Income Tax Fund, this transfer should be considered as a temporary funding method; and

**WHEREAS**, the aggregate principal amount of obligations which the City will issue to finance the utility phase of the project is presently expected not to exceed \$375,000.00; and

**WHEREAS**, it is immediately necessary to both appropriate said funds from the Special Income Tax Fund and transfer said funds into the 1995, 1999 Voted Streets and Highways Fund; and

**WHEREAS**, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to transfer and appropriate funds for the project so that the improvements may proceed without delay to make use of as much of this construction season as possible, thereby preserving public health, peace, property, safety and welfare; now, therefore

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

**SECTION 1.** That the sum of \$375,000.00 be and hereby is appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2004, to the City Auditor, Department No. 22-01, Object Level One Code 10, Object Level Three Code 5502 and OCA Code 902023.

**SECTION 2.** That the City Auditor is hereby authorized to transfer said funds to Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Transportation Division Department No. 59-09, Object Level One Code 06, Object Level Three Code 6631, OCA Code 644385 and Project 530058 at such time as is deemed necessary by the City Auditor and to expend said funds or so much thereof as may be necessary.

**SECTION 3.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 4.** That upon obtaining other funds for utilities relocation for the High Street Neighborhood Commercial

Revitalization project, the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 2 above, and said funds are hereby deemed appropriated for such purpose.

**SECTION 5.** That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modification associated with expenditure of the funds transferred in Section 2, above.

**SECTION 6.** That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

**SECTION 7.** That the Public Service Director be and hereby is authorized to obtain and pay for required utility relocation work by private utilities up to a maximum of \$325,000.00 and to pay for force account work performed by the Electricity and Transportation Divisions up to a maximum of \$50,000.00 therefore.

**SECTION 8.** That for the purpose of paying for utility relocation work, the sum of \$375,000.00, or so much thereof as may be necessary is hereby authorized to be expended from the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6631, OCA Code 644385 and Project 530058.

**SECTION 9.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0856-2004

**Drafting Date:** 04/28/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**1. BACKGROUND.

This legislation will authorize the Director of Public Utilities to establish the Project Dry Basement Program, authorize entering into contracts and further authorize the expenditure of up to \$1,000,000.00 in order to fund the first year of the proposed three-year project. The purpose of this program will be to reduce water-in-basement occurrences within residential homes in the City of Columbus.

This Program will allow the Director of Public Utilities to enter into the necessary agreements with homeowners and contracts with licensed plumbers to perform work related to the installation of devices that are appropriate for the elimination of water in basements (WIBs) in residences within the City of Columbus. These devices will typically include an approved backwater prevention valve; but in some instances may include a sump pump. Sump pumps will be installed only where necessary. Other devices may be considered if deemed necessary to protect a residence from future WIBs.

Division of Sewerage and Drainage personnel are developing a listing of all residential WIBs since January 1, 2004. Eligible residences would be single family or duplexes in Columbus that have suffered a WIB after January 1, 2004 caused by a mainline sewer blockage. Backups caused by blockages or other conditions in residential service lateral sewers on the homeowners property would not be eligible for remediation under this program. WIB's must have been reported to the Division and documented by the Sewer Maintenance Operations Center.

Eligible property owners will be contacted by the Division and will be invited to take part in the Project Dry Basement Program. Responding eligible owners will be contacted by division staff who will assess the situation and estimate the extent of work necessary to correct the WIB problem. A contracted plumber will be assigned by the division to complete the necessary installations. Contracting procedures will comply with the provisions of Section 329.09 of Columbus City Codes. The contracted plumber will be required to secure any necessary permits and all work must be inspected and approved by appropriate City inspection personnel. Division personnel will secure a release of future liability from the

homeowner and will pay the contracted licensed plumber.

**2. FISCAL IMPACT:**

The funds requested within this ordinance have been budgeted within the 2004 Capital Improvements Budget for purposes of funding improvements of this nature that increase the efficiency of its wastewater treatment facilities. The amount requested is only an estimate of the potential utilization of this project by the Columbus citizens eligible for this program. Future appropriations will be based upon the documented participation and success of the program during this first year.

**3. EMERGENCY DESIGNATION:**

The Division of Sewerage and Drainage is requesting City Council to designate this ordinance an emergency measure in order to allow for the immediate establishment and commencement of the Project Dry Basement Program, pursuant to eliminating water-in-basements within the qualifying residences of the citizens of the Columbus.

**Title**To authorize the Director of Public Utilities to establish the Project Dry Basement Program; to enter into various contracts for the installation of devices appropriate for the elimination of water in basements; to authorize the appropriation, transfer and expenditure of \$1,000,000.00 from the Sewer System Reserve Fund to the 1991 Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage; and to declare an emergency. (\$1,000,000.00)

**Body**WHEREAS, the Mayor of the City of Columbus and the members of the Columbus City Council are jointly committed to improving the safety and quality of life in neighborhoods, in an effort to make Columbus the best city in the nation to live, work and raise a family; and

WHEREAS, the Division of Sewerage and Drainage of the Department of Public Utilities has been directed to address documented water-in-basement complaints of the citizens of the City of Columbus, and in doing so, hereby requests authority to establish the Project Dry Basement Program; and

WHEREAS, this ordinance requests the appropriation, transfer and expenditure of up to \$1,000,000.00 in order to fund the first year of this program; and prior to submitting future appropriations, the Director of Public Utilities will provide the Mayor and the City Council with a report upon the progress and effectiveness of the program; 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 appropriation, transfer and expenditure of funds from the Sanitary Sewer Reserve Fund to the 1991 Voted Sanitary Bond Fund pursuant to the establishment and commencement of the Project Dry Basement Program in an effort to eliminate water-in-basements of the citizens of the City of Columbus, 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 from the unappropriated monies in the Sewer System Reserve Fund, and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 21, 2004, the sum of \$1,000,000.00 is hereby appropriated to the Division of Sewerage and Drainage, Division No. 60-05| Object Level One: 10| Object Level Three: 5502| OCA Code 901654.

Section 2. That the City Auditor is hereby authorized to transfer \$1,000,000.00 from the Sewer System Reserve Fund to the 1991 Voted Sanitary Bond Fund No. 664, into the Wastewater Treatment Facilities, Renovations and Rehabilitation Project Account No. 650350; 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 amount of \$1,000,000.00 is hereby appropriated for the Wastewater Treatment Facilities, Renovations and Rehabilitation Project Account No. 650350, within the 1991 Voted Sanitary Bond Fund No. 664| Division 60-05| OCA Code 664350| Object Level Three No. 6678.

Section 4. That the Director of Public Utilities is hereby authorized under the provisions of Columbus City Codes Section 329.09 to contract with licensed plumbers who are qualified to install the devices appropriate for the elimination of water-in-basements.

Section 5. The the Director of Public Utilities is authorized to establish the Project Dry Basement Program, and to enter into the necessary agreements with homeowners and/or contractors to perform work related to the installation of devices and appurtenances appropriate for the elimination of water-in-basements; and is further authorized to expend up to \$1,000,000.00 from the project account for which funds have been appropriated within Section 3 herein.

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

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**Legislation Number:** 0864-2004

**Drafting Date:** 04/30/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

#### **BACKGROUND**

This contract provides for professional engineering services related to the safe operation of the Division of Water's O'Shaughnessy and Griggs dams. The tasks listed below are in response to requirements set forth by the Federal Energy Regulatory Commission (FERC) or the Ohio Department of Natural Resources (ODNR).

1. Participate in and Support a Potential Failure Modes Analysis (PFMA) for O'Shaughnessy Dam.
2. Perform the 5th Independent Consultant's Inspection of O'Shaughnessy Dam and file report with FERC.
3. Revise the Current Emergency Action Plan (EAP) for O'Shaughnessy Dam to account for changes to inundation mapping due to the completion of the West Columbus Local Protection Project.
4. Revise the Current Emergency Action Plan (EAP) for Griggs Dam to account for changes to inundation mapping due to the completion of the West Columbus Local Protection Project.
5. Basic assistance during 2005, 2006 & 2007 O'Shaughnessy Dam annual Operations Inspections by FERC.
6. Supplemental Assistance at O'Shaughnessy Dam, as may be needed, based on possible corrective actions required by FERC resulting from their review of the 5th Independent Consultant's Inspection.

This is a continuation of work needed to maintain compliance with the aforementioned regulatory agencies. Burgess & Niple, Ltd. has performed substantial work in the past pertaining to licensing of the O'Shaughnessy Dam Hydroelectric Facility dating back 24 years to its inception. During this period they have accumulated specific knowledge of the facility and developed computer models necessary to complete the above listed tasks. In the case of Griggs Dam, due to its proximity to O'Shaughnessy Dam, much of the work required to complete the O'Shaughnessy Dam EAP overlaps the Griggs Dam EAP. Burgess & Niple, Ltd., has personnel previously approved by FERC to perform the required independent inspection and trained to perform the mandated PFMA. Considering the familiarity of Burgess & Niple, Ltd. With the work to be performed, for the reasons stated above and to meet FERC requirements; it has been determined to be in the best interests of the City to waive the procurement requirements of Chapter 329 as allowed by Section 329.27

The cost of this contract is based on materials, equipment and labor, and was negotiated between the Consultant and the City, as documented by the Consultant's quotation letter.

#### **CONTRACT AMOUNT**

\$ 102,600.00

**FISCAL IMPACT**

Funding for this project is being provided by companion legislation in the amount of \$102,600.00

**CONTRACT COMPLIANCE NUMBER**

31-0885550

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**Title**To Authorize the Director of the Department of Public Utilities to enter into a professional services contract with Burgess & Niple, Limited, for O'Shaughnessy Dam Hydroelectric Facilities, for the Division of Water, to authorize the expenditure of \$102,600.00 from the Waterworks Enlargement Voted 1991 Bonds Fund (\$102,600.00)

**Body**WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into a contract with Burgess & Niple, Limited, for Professional Engineering Services necessary for O'Shaughnessy Dam Hydroelectric Facilities, for the preservation of public health, peace, property, and safety now, therefore,

WHEREAS, it is in the best interests of the City of Columbus to waive the procurement requirements of Chapter 329 of The Columbus City Code, as allowed in Section 329.17; Now, therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into a contract with Burgess & Niple, Limited, in the amount of \$102,600.00 for Professional Engineering Services necessary for O'Shaughnessy Dam Hydroelectric Facilities for the Division of Water, Department of Public Utilities.

Section 2. That for the purpose of paying the cost thereof, the expenditure of \$102,600.00 is hereby authorized from the Waterworks Enlargement Voted 1991 Bonds Fund, Fund No. 606, Department of Public Utilities, Division of Water, Department/Division 60-09, Object Level Three 6682, Project No. 690251, OCA Code 690251.

Section 3. The City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the un-allocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project; that the project has been completed and the monies are no longer required for said project except that no transfer shall be so from a project account funded by monies from more than one source.

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

**Legislation Number:** 0882-2004

**Drafting Date:** 05/04/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** To establish a contract for the option to purchase Arlingate HVAC Maintenance and Repair Service for the Department of Technology. The term of the proposed option contract will be two years with an option to renew for one additional year if mutually agreed by the contract parties. Contract expiration date is December 31, 2006.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA001018). Seventy Nine (MAJ:71), (M1A:6), (F1:2) and (MBR:1) bids solicited; three (MAJ:3) bids received.

The Purchasing Office is recommending award of a contract to the lowest, responsive, responsible and best bidder:

Mid-Ohio Air Conditioning Corporation, MAJ, CC# 31-0732219

**Total Estimated Annual Expenditure: \$28,872.00**

This company is not debarred according to the Federal Excluded Parties Listing.

This company is not listed on the Auditor of State 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 Department of Technology will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

**Title**

To authorize and direct the Finance Director to enter into a contract for an option to purchase Arlingate HVAC Maintenance and Repair Service with Mid-Ohio Air Conditioning Corporation, 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 March 18, 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**, this ordinance is being submitted for consideration as an emergency measure so the HVAC system at the Department of Technology Arlingate building will be maintained regularly and repaired as needed; thereby protecting the City's computer equipment located at this facility; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Technology in that it is immediately necessary to enter into a contract for an option to purchase Arlingate HVAC Maintenance and Repair Service, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

**SECTION 1.** That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to purchase Arlingate HVAC Maintenance and Repair Service in accordance with Solicitation No. SA001018 as follows:

Mid-Ohio Air Conditioning Corporation, All Items (1-9), 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 reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 0902-2004

**Drafting Date:** 05/07/2004

**Current Status:** Passed

Version: 1

Matter Type: Ordinance

### Explanation

**BACKGROUND:** The Columbus Health Department has been awarded a grant from the Ohio Department of Health. This ordinance is needed to accept and appropriate \$906,508 in grant money to fund the Child & Family Health Services grant program, for the period July 1, 2004 through June 30, 2005.

The Child & Family Health Services (CFHS) program coordinates services among agencies that provide perinatal services to children and women of childbearing age, including public health nursing services.

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

**FISCAL IMPACT:** The Child & Family Health Services Program is partially funded by the Ohio Department of Health. The CFHS Grant will generate approximately \$200,000 in revenue.

### Title

To authorize and direct the Columbus Health Department to accept this grant from the Ohio Department of Health in the amount of \$906,508; to authorize the appropriation of \$906,508 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$906,508)

### Body

**WHEREAS**, \$906,508 in grant funds have been made available through the Ohio Department of Health for the Child & Family Health Services program for the period of July 1, 2004 through June 30, 2005; and,

**WHEREAS**, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the Child & Family Health Services program; and,

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

**WHEREAS**, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to accept these grant funds from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare, and to ensure there is no delay in client services; Now, therefore,

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

**SECTION 1.** That the Columbus Health Department is hereby authorized and directed to accept a grant award totaling \$906,508 from the Ohio Department of Health for the Child & Family Health Services program for the period July 1, 2004 through June 30, 2005.

**SECTION 2.** That from the unappropriated monies in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending December 31, 2004, the sum of \$906,508 is hereby appropriated to the Health Department, Division No. 50, as follows:

OCA: 504018; Grant No.: 504018; OL1: 01; Amount: \$ 62,394

OCA: 504018; Grant No.: 504018; OL1: 02; Amount: \$ 31,300

OCA: 504018; Grant No.: 504018; OL1: 03; Amount: \$812,814

**SECTION 3.** That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner and that no order shall be drawn or money paid except upon 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.

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**Legislation Number:** 0906-2004

**Drafting Date:** 05/07/2004

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** The Board of Health has been awarded \$906,508 in grant funds from the Ohio Department of Health to fund the Child and Family Health Services (CFHS) Perinatal Program for the period July 1, 2004 through June 30, 2005. The Health Department has a need to make funds available for the CFHS program to provide for high risk perinatal services from The Ohio State University.

The Ohio State University has a continuous relationship of providing high risk perinatal care services under the Child and Family Health Services Perinatal Program. Many women seen in the perinatal program are high-risk and uninsured patients, and it is necessary that they be provided access to this specialized service.

A request is made to waive the provisions of competitive bidding.

Emergency action is requested in order to avoid any delays in providing program services.

**FISCAL IMPACT:** Funding for this expenditure is provided with Grant Funds from the Ohio Department of Health in the amount of \$125,370.

**Title**

To authorize and direct the Board of Health to enter into a contract with The Ohio State University for the provision of high risk perinatal care services; to authorize the expenditure of \$125,370 from the Health Department Grants Fund; to waive the provisions for competitive bidding; ~~and to declare an emergency.~~ (\$125,370)

**Body**

**WHEREAS,**the Board of Health has a need for The Ohio State University to provide high risk perinatal care services in Franklin County for the period of July 1, 2004 through June 30, 2005, and,

**WHEREAS,**The Ohio State University has the expertise and has had a long history of providing high risk perinatal care services to patients in the Child and Family Health Services Perinatal Program; **now therefore, and,**

~~**WHEREAS,**an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to enter into this contract for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delays in providing services; 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 a contract with The Ohio State University to provide high risk perinatal care services for the period of July 1, 2004 through June 30, 2005, in an amount not to exceed \$125,370.

**SECTION 2.** That to pay the cost of said contract, the expenditure of \$125,370 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50, Object Level One 03, Object Level Three 3351, Grant No. 504018, OCA Code 504018.

**SECTION 3.** That the provisions of the Columbus City Code, Section 329.02 are hereby met.

**SECTION 4.** That the provisions of Columbus City Code, Section 329.12, dealing with competitive bidding, are hereby waived.

**SECTION 5.** That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

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

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**Legislation Number:** 0907-2004

**Drafting Date:** 05/07/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** The Board of Health has been awarded \$906,508 in grant funds from the Ohio Department of Health to fund the Child and Family Health Services (CFHS) Perinatal Program for the period July 1, 2004 through June 30, 2005. The Health Department has a need to make funds available for the CFHS program to provide for comprehensive pediatric care from Children's Hospital.

Children's Hospital has a continuous history of providing comprehensive pediatric care under the Child and Family Health Services Perinatal Program. Many of the children seen in the perinatal program are indigent, uninsured and in need of a high level of pediatric care, and it is necessary that they be provided access to comprehensive pediatric care to insure optimal childhood development.

A request is made to waive the provisions of competitive bidding.

Emergency action is requested in order to avoid any delays in providing program services.

**FISCAL IMPACT:** Funding for this expenditure is provided with Grant Funds from the Ohio Department of Health in the amount of \$543,632.

### **Title**

To authorize and direct the Board of Health to enter into a contract with Children's Hospital for the provision of comprehensive pediatric care for the perinatal program; to authorize the expenditure of \$543,632 from the Health Department Grants Fund; to waive the provisions for competitive bidding; and to declare an emergency. (\$543,632)

### **Body**

**WHEREAS,**the Board of Health has a need for Children's Hospital to provide comprehensive pediatric care services for the perinatal program for the period of July 1, 2004 through June 30, 2005, and,

**WHEREAS,**Children's Hospital has the expertise and has had a long history of providing comprehensive pediatric care services to patients in the Child and Family Health Services Perinatal Program; and,

**WHEREAS,**an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to enter into this contract for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delays in providing services; 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 a contract with Children's Hospital to provide comprehensive pediatric care services for the period of July 1, 2004 through June 30, 2005, in an amount not to exceed \$543,632.

**SECTION 2.** That to pay the cost of said contract, the expenditure of \$543,632 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50, Object Level One 03, Object Level Three 3351, Grant No. 504018, OCA Code 504018.

**SECTION 3.** That the provisions of the Columbus City Code, Section 329.02 are hereby met.

**SECTION 4.** That the provisions of Columbus City Code, Section 329.12, dealing with competitive bidding, are hereby waived.

**SECTION 5.** That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

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

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**Legislation Number:** 0936-2004

**Drafting Date:** 05/12/2004

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

**Explanation**

**Rezoning Application Z04-012**

**APPLICANT:** Dominion Homes; c/o Jeff Brown, Atty., 37 West Broad Street; Columbus, Ohio 43215.

**PROPOSED USE:** Single-family residential development.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (6-0) on May 6, 2004.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The requested R-2, Residential District to develop approximately 128 single-family dwellings will tie into a future single-family subdivision to the south, and is consistent with recent zoning and development trends in the area. The site lies within Area E.1. of the Far North Area Plan, which follows Orange Township recommendation of commercial and light manufacturing uses. Although residential land use is not recommended by the plan, a deviation from this recommendation is warranted due to the established development trend

of the North High Street Corridor and the adjacent single-family land-uses to the south and east. North High Street has consistently developed with commercial uses along its frontage and residential uses to the rear.

**Title**

To rezone **9032 OLENBROOK DRIVE (43035)**, being 48.44± acres located 1700± feet east of U.S. 23 and 3440± feet north of Lazelle Road. **From:** R, Rural District. **To:** R-2, Residential District **and to declare an emergency.** (Rezoning # Z04-012)

**Body**

**WHEREAS**, application #Z04-012 is on file with the Building Services Division of the Department of Development requesting rezoning of 48.44± acres from: R, Rural District, to: R-2, Residential District; and

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

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

**WHEREAS**, the City Departments recommend approval of said zoning change because the requested R-2, Residential District to develop approximately 128 single-family dwellings will tie into a future single-family subdivision to the south, and is consistent with recent zoning and development trends in the area. The site lies within Area E.1. of the Far North Area Plan, which follows Orange Township recommendation of commercial and light manufacturing uses. Although residential land use is not recommended by the plan, a deviation from this recommendation for the site is warranted due to the established development trend of the North High Street Corridor and the adjacent single-family land-uses to the south and east. North High Street has consistently developed with commercial uses along its frontage and residential uses to the rear, 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:

**9032 OLENBROOK DRIVE (43035)**, being 48.44± acres located 1700± feet east of U.S. 23 and 3440± feet north of Lazelle Road and being more particularly described as follows:

**DESCRIPTION OF A 48.44 ACRES  
TO BE ANNEXED FROM  
ORANGE TOWNSHIP, DELAWARE COUNTY, OHIO  
TO THE CITY OF COLUMBUS**

Situated in the State of Ohio, County of Delaware, Township of Orange, lying in Farm Lots 6 and 7, Section 3, Township 3, Range 18, United States Military District, and being part of that 68.813 acre tract conveyed to Clarence G. Issenmann, Bishop of the Diocese of Columbus by deed of record in Deed Book 294, Page 355, of which being changed to James A. Griffin, Bishop of the Roman Catholic Diocese of Columbus, in the Affidavit of Succession of the Roman Bishops of Columbus, of record in Deed Book 380, Page 613 and/or Deed Book 468, Page 197, part of a 48.89 acre tract conveyed to Clarence G. Issenmann, Bishop of the Diocese of Columbus by deed of record in Deed Book 293, Page 486, of which being changed to James A. Griffin, Bishop of the Roman Catholic Diocese of Columbus, in the Affidavit of Succession of the Roman Bishops of Columbus, of record in Deed Book 380, Page 613 and/or Deed Book 468, Page 197, all being of record in the Recorder's Office, Delaware County, Ohio, and being more particularly described as follows:

**Beginning**, at a point at the southeast corner of a said 68.813 acre tract and at an angle point of the Existing City of Columbus Corporation Line, Ordinance Number 1527-2003, of record in Plat Cabinet 3, Slide 217, same being in the westerly right-of-way line of the Norfolk & Southern Railroad;

Thence North 87°12'21" West, a distance of 1383.94 feet, along the Existing City of Columbus Corporation Line and the line common to said 68.813 acre tract and said 68.274 acre tract, to a point;

Thence North 02°49'59" East, a distance of 1618.85 feet, crossing said 68.813 acre tract and said 48.89 acre tract, to a point in the line common to said 48.89 acre tract and that original 49.1 acre tract conveyed to Clarence E. Elwell, Bishop of the Roman Catholic Diocese of Columbus, by deed of record in Deed Book 343, Page 306;

Thence South 87°10'01" East, a distance of 1223.73 feet, along the line common to said 48.89 acre tract and said original 49.1 acre tract, to a point at the common corner of said 48.89 acre tract and said original 49.1 acre tract, and being in the westerly right-of-way line of said Norfolk & Southern Railroad;

Thence South 02°49'20" East, a distance of 1625.83 feet, along the westerly right-of-way line of said Norfolk & Southern Railroad, and the east line of said 68.813 acre tract and said 48.89 acre tract, to the **Point of Beginning**, containing 48.44 acres, more or less, of which 28.94 acres lies within Farm Lot 7 and 19.50 acres lies within Farm Lot 6.

The above description was prepared from existing Delaware County records obtained from the Delaware County Recorder's Office and an actual field survey performed by R.D. Zande & Associates, Inc. This description was prepared for the intention to represent territory to be annexed to the City of Columbus.

The bearings given in the above description are based on the grid bearing of North 87°26'32" West, for the north line of THE WOODS OF OLENTANGY SECTION 3, PART 2, as established by a network of GPS observations performed in January, 2002.

The above description is intended to be used as an Expedited Type 2 annexation with a total perimeter of 5852.35 feet, a length of contiguity of 1,383.94 feet and twenty-four (24) percent contiguity with the existing City of Columbus Corporation Line.

The proposed annexation does not create any areas that would be surrounded on all sides by an existing corporation line while the location of said tract would remain in said township.

**R.D. ZANDE & ASSOCIATES, INC.**

**To Rezone From:** R, Rural District,

**To:** R-2, Residential District.

**SECTION 2.** That a Height District of Thirty-five (35) feet is hereby established on the R-2, 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.~~ **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.**

**Drafting Date:** 05/21/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

## **Explanation**

**AN03-045RF**

**BACKGROUND:** This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN03-045RF a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since April 26, 2004, the date of receipt from the Board of County Commissioners of Franklin County.

These are submitted in accordance with the Ohio Revised Code.

**FISCAL IMPACT:** Provision of municipal services for a proposed annexation area has no fiscal impact. However, provision of the stated services does represent cost to the city. The annexation of land also has the potential to create revenue to the city.

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### **Title**

To accept the application (AN03-045RF) of Cynthia J. Irwin, et al. for the annexation of certain territory containing 1.6 ± Acres in Plain Township.

### **Body**

**WHEREAS,** a petition for the annexation of certain territory in Plain Township was duly filed by Cynthia J. Irwin, et al. on February 11, 2004; and

**WHEREAS,** the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated March 23, 2004; and

**WHEREAS,** the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on April 26, 2004; and

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

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

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

**Section 1.** That the proposed annexation as applied for in the petition of Cynthia J. Irwin, et al. being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio February 11, 2004 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated March 23, 2004, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Plain and lying in Section 3, Township 2, Range 16, United States Military Lands, and being that tract as conveyed to Lawrence F. and Cynthia J. Irwin by deed of record in Official Record 18592D08 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows:

Beginning at the intersection of the southerly right-of-way line of Warner Road with the easterly line of said Irwin tract;

thence southerly, with the easterly line of said Irwin tract, a portion of which being in the existing City of Columbus Corporation Line by Ordinance Number 1388-97 and of record in Instrument Number 199710070113511, a distance of approximately 1,372 feet to the southeasterly corner of said Irwin tract;

thence westerly, with the southerly line of said Irwin tract, being said corporation line (Ord. No. 1388-97) a distance of approximately 50 feet to the southwesterly corner of said Irwin tract;

thence northerly, with the westerly line of said Irwin tract, a distance of approximately 1,372 feet to a point in the southerly right-of-way line of said Warner Road;

thence easterly, with the southerly right-of-way line of said Warner Road, a distance of approximately 50 feet to the Point of Beginning, and containing approximately 1.6 acres of land, more or less.

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

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

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**Legislation Number:** 0980-2004

**Drafting Date:** 05/21/2004

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

### **Explanation**

**Council Variance Application: CV04-013**

**APPLICANT:** Preston Ford; c/o Tri-State Renovations, Inc.; 195 Thurman Avenue, Suite 300; Columbus, Ohio 43206.

**PROPOSED USE:** Multi-family development.

**NEAR EAST AREA COMMISSION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The Applicant wishes to convert an existing 14-unit multi-family apartment dwelling to a 7-unit ~~condominium~~ **multi-family** dwelling. A Council variance is necessary in that the R-3, Residential District does not permit multi-family uses. The applicant also requests a parking variance to provide ~~two~~ **four** fewer parking spaces than the fourteen required.

### **Title**

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District, 3342.28,(A)(5), Minimum number of parking spaces required of Columbus City Codes; for the property located at **166 SOUTH EIGHTEENTH STREET (43205)**, to permit a seven (7) unit dwelling in the R-3, Residential District with reduced development standards.

### **Body**

**WHEREAS**, by application No. CV04-013, the owner of property at **166 SOUTH EIGHTEENTH STREET (43205)**, is requesting a Council Variance to permit a multi-family dwelling in the R-3, Residential District; and

**WHEREAS**, Section 3332.035, R-3, Residential District, prohibits multi-family use, while the applicant proposes to convert an existing 14 unit multi-family apartment dwelling to a 7-unit ~~econdominium~~ **multi-family** dwelling; and

**WHEREAS**, Section 3342.28(A)(5), Minimum number of parking spaces required, would require two (2) parking spaces per dwelling unit for multi-family with three (3) or more dwelling units for a total requirement of fourteen (14) spaces, while the applicant proposes to provide ~~twelve (12)~~ **ten (10)** parking spaces; and

**WHEREAS**, the City Departments recommend approval of said ordinance; and

**WHEREAS**, the Near East Area Commission recommends approval; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **166 SOUTH EIGHTEENTH STREET (43205)**, in using said property as desired; now, therefore:

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

**Section 1.** That variances from the provisions of Sections 3332.035, R-3, Residential District and 3342.28(A)(5), Minimum number of parking spaces required of Columbus City Codes are hereby granted for the property located at **166 SOUTH EIGHTEENTH STREET (43205)**, insofar as said sections prohibit multi-family dwelling uses, by varying the district's permitted use to allow multi-family dwellings in the R-3 Residential District in an existing building, with parking reduced from fourteen (14) required spaces to ~~twelve (12)~~ **ten (10)** spaces, said property being more particularly described as follows:

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

Being 105 feet off the West end of Lots Nos. 47, 48 and 49 of GEORGE M. PARSON'S SUBDIVISION of parts of Lots Nos. 4, 5 and 6 of James Bryden and others Subdivision of Half Section No. 24, Township No. 5, Range No. 22, Refugee Lands, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 3, Page 348, Recorder's Office, Franklin County, Ohio; This said subdivision being GEORGE M. PARSONS' THIRD TOWN STREET ADDITION TO THE City of Columbus, Franklin County, Ohio.

**Section 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a seven (7) unit multi-family dwelling, or those uses permitted in the R-3, Residential District.

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

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

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**Legislation Number:** 0982-2004

**Drafting Date:** 05/21/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Title**

To accept the application (AN03-048) of Pentecostal Assembly, Inc. for the annexation of certain territory containing 59.1 ± Acres in Franklin Township.

**Body**

**WHEREAS,** a petition for the annexation of certain territory in Franklin Township was duly filed by Pentecostal Assembly, Inc. on February 11, 2004; and

**WHEREAS,** the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated March 23, 2004; and

**WHEREAS,** the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on April 26, 2004; and

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

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

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

**Section 1.** That the proposed annexation as applied for in the petition of Pentecostal Assembly, Inc. being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio February 11, 2004 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated March 23, 2004, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Franklin, and being 11.694 acres conveyed to Pentecostal Assembly Inc., Inst. #199712310179708, lots 32-66 of the resubdivision of Pleasant View Acres, Book 22, Page 75, and that portion of Lowell Drive and Vera Place vacated by Franklin County Resolution 908-02, and that portion of land held by Brian K. Williams, Vol/page 24778-H20, being 1.296 acres of an approximately 10 acre tract that lies north of Interstate 70, and that portion of Interstate 70 between the existing City of Columbus corp. line per ordinance #1331-68, misc. records, 146-146, Franklin County Recorder's Office, and the existing City of Columbus corp. line per ordinance #723-72, official records, 156-151, and further described as follows:

Beginning at the northwesterly corner of lot 32 of said resubdivision of Pleasant View Acres, thence easterly along the northerly lot lines of lots 32-42 of said resubdivision of Pleasant View Acres, along the north line of vacated Vera Place per Franklin County Resolution No.908-02, August 20, 2002, (50' Wide); and continuing easterly along the northerly lot lines of lots 43-52 of the said resubdivision of Pleasant View Acres, for a total distance of approximately 1466.8' to the northeast corner of lot 52;

Thence southerly 188.8' along the easterly line of lot 52 of said resubdivision of Pleasant View Acres to the southeast corner of said lot 52;

Thence westerly along the southerly lot lines of lots 52-47 of the resubdivision of Pleasant View Acres approximately 352.6';

Thence southerly approximately 268.3' to the southeast corner of lot 53 of the resubdivision of Pleasant View Acres;

Thence westerly along the south line of lots 53-55 approximately 151.5' to the northeasterly corner of Brian K. Williams and Andrea L. Williams approximately 10 acre tract as described in Vol/page 24778-h20, Franklin County Recorder's Office;

Thence southerly along the easterly line of said Williams tract, and the westerly line of three parcels totaling 1.385 acres conveyed to Clarence R. & Anna M. Casto, Vol 3690, Page 590, Franklin County Recorder's Office, approximately 243.9' to the northerly right of way of Interstate 70;

Thence in an easterly direction along the south and easterly bounds of said Casto 1.385 acre tract the following six calls:

Southeast 45.4';

Easterly 76.6';

Northeasterly 307.2';

South 16.7';

East 231';

And north 24' to the southwest corner of lot 1, Pleasant View Acres, vol. 20, page 13,

Thence along the south line of said lot 1 of Pleasant View Acres, 200.5' to the southeast corner of said lot 1;

Thence approximately 68.3' crossing Hague Avenue (originally a 50' row) in a easterly direction to the nearest existing corner of the Columbus Corporation Line, Ord. #1331-68, Franklin County Misc. Rec. 146-146,

Thence south with the westerly line of said existing Columbus corp. line per ord.#1331-68, 927.6' to an angle point in the corp. Line;

Thence southeast and continuing with the existing Columbus corp. line per ord.#1331-68, 17.8' to an angle point in the corp. line;

Thence east and continuing along the existing Columbus corp. line per ord.#1331-68, east 134.5' to an angle point in the corp. line;

Thence south and continuing along the existing Columbus corp. line per ord.#1331-68, 213.9' to an angle point in the corp. line;

Thence east and continuing along the existing Columbus corp. line per ord.#1331-68, 383.8' to the westerly line of George & Opal Buttrick's tract as conveyed in or 15080 c09, Franklin County Recorder's Office, (Buttrick's address given as 2888 Fisher Road, Col., Oh., 43204), and the northerly line of the limited access right of way of I-70;

Thence leaving said existing Columbus corp. line per ord.#1331-68, and proceeding southeast 550.0' along said westerly line of George & Opal Buttrick, 2888 Fisher Road, Col., Oh., 43204, and the northerly line of the limited access right of way of I-70 to the south corner of said Buttrick tract;

Thence south approximately 70' crossing Fisher Road (originaly 60' row)to the centerline of Fisher Road, and a northwesterly corner of the existing Columbus corp. line per ord.#1331-68, misc. recorders 146-146;

Thence south with the existing Columbus corp. line per ord.#1331-68, 445.2', to the southerly line of the limited access right of way of I-70;

Thence northwesterly along the southerly line of the limited access right of way of I-70, and a 1.7 acre tract of Beverly K. Roberts, instrument #200010110207154, Franklin County Recorder's Office, (Robert's address given as 810 north Hague Ave., Columbus, Ohio 43204), 206.4' to an angle point in the southerly limited access right of way of I-70;

Thence west continuing with the southerly line of the limited access right of way of I-70, 121' to an angle point, and the easterly line of a 2.44 acre tract conveyed to Roberts Home First Electric Co., Inc., Instrument #20009210191890, Franklin County Recorder's Office;

Thence north continuing with the southerly line of the limited access right of way of I-70, and the easterly line of said Roberts home first tract, 57.3' to an angle point;

Thence continuing with the southerly line of the limited access right of way of I-70, and the northeasterly line of said Roberts home first tract 445.6' to the south right of way of Fisher Road;

Thence continuing northwest on the same line as the previous call through the right of way of Hague Avenue and Fisher Road, 470', to the easterly line of David M. Barnes 2.262 acre tract, instrument # 200310220338968, Franklin County Recorder's Office, and the westerly right of way of Hague Avenue (originally a 50' row);

Thence with said Barnes easterly line, and the westerly right of way of Hague Avenue, 150.6', to an angle point in said Barnes tract;

Thence continuing along the north line of Barnes 2.262 acre tract, and now the southerly line of the limited access right of way of I-70, 117', to an angle point;

Thence continuing along the north line of Barnes 2.262 acre tract (253'), Cromwell Avenue, Plat Book 20, Page 41, (50'), and also being the southerly line of the limited access right of way of I-70, for a total distance of 303' to the easterly line of Dan D. Frye's tract, being parts of lots 51-59, Charles S. Mason's Hague Avenue addition book 20, page 41;

Thence north along the easterly line of Dan D. Frye and said Hague Avenue addition lots 58, 57, 56, 55, 54, 53, and 52, and the southerly line of the limited access right of way of I-70, 340.6' to an angle point;

Thence northwesterly along said Dan D. Fryes northerly line and the southerly line of the limited access right of way of I-70, 152.8', to an angle point;

Thence westerly along said Dan D. Fryes northerly line, and the southerly line of the limited access right of way of I-70, 155.2', to the easterly line of Brian K. Williams, vol/page 24778-h20, Franklin County Recorder's Office;

Thence north with the southerly line of the limited access right of way of I-70, and the easterly line of Brian K. Williams, vol/page 24778-h20, Franklin County Recorder's Office, 101.3', to an angle point;

Thence northwesterly with the southerly line of the limited access right of way of I-70, and the northerly line of Brian K. Williams, vol/page 24778-H20, Franklin County Recorder's Office, 526.9', to the easterly existing City of Columbus corp. line, ordinance 2238-97, or 199801280019423, and the corner of a tract conveyed to El Paso Drive Church of God, vol. 24594, page a08;

Thence continuing with the southerly line of the limited access right of way of I-70, and the northerly line of existing City of Columbus corp. line, ordinance 2238-97, or 199801280019423, and the northerly line of said El Paso Church of God, 629.2' to an angle point;

Thence continuing with the southerly line of the limited access right of way of I-70, and the northerly line of existing City of Columbus corp. line, ordinance 2238-97, or 199801280019423, and the northerly line of said El Paso Church of God, 647.7', to an angle point;

Thence continuing with the southerly line of the limited access right of way of I-70, and the northerly line of existing City of Columbus corp. line, ordinance 2238-97, or 199801280019423, and the northerly line of said El Paso Church of God, 202.8', to an angle point;

Thence continuing with the southerly line of the limited access right of way of I-70, and the northerly line of existing City

of Columbus corp. line, ordinance 2238-97, or 199801280019423, and the northerly line of said El Paso Church of God, 68.3', to an angle point;

Thence continuing with the southerly line of the limited access right of way of I-70, and the northerly line of existing City of Columbus corp. Line, ordinance 2238-97, or 199801280019423, and the northerly line of said El Paso Church of God, 221.7', to an angle point;

Thence continuing with the southerly line of the limited access right of way of I-70, and through lots 39, 20, and 21, of Pleasant View Acres addition, plat book 20, page 13, Franklin County Recorder's Office, 666.2' to a point;

Thence north 58.8' along the east line of vacated Renner Drive (50'), to the south line of the existing City of Columbus corp. boundary, ordinance #723-72, or 156-151, Franklin County Recorder's Office;

Thence easterly along said existing City of Columbus corp. boundary, ordinance #723-72, or 156-151, Franklin County Recorder's Office, 607.7', to the southerly right of way of El Paso Drive, (50');

Thence easterly with the southerly right of way of El Paso Drive, (50') and the northerly limited access right of way of I-70, 194.3', to an angle point;

Thence easterly with the southerly right of way of El Paso Drive, (50') and the northerly limited access right of way of I-70, 225.7', to an angle point;

Thence south with the west line of lot 16, of the resubdivision of Pleasant View Acres, book 22, page 75, and the northerly limited access right of way of I-70, 105.7', to an angle point;

Thence easterly through lot 16, of the resubdivision of Pleasant View Acres, book 22, page 75, and along the northerly line of the limited access right of way of I-70, 235.7', to an angle point;

Thence easterly through lot 16, of the resubdivision of Pleasant View Acres, book 22, page 75, and along the northerly line of the limited access right of way of I-70, 43.7', to an angle point;

Thence south with the west line of lot 27, of the resubdivision of Pleasant View Acres, book 22, page 75, and the along the northerly line of limited access right of way of I-70, 19.1', to an angle point;

Thence easterly through lot 27, 28, 29, 30, and 31, of the resubdivision of Pleasant View Acres, book 22, page 75, and along the northerly line of the limited access right of way of i -70, 376.8', to the west line of lot 32 of said resubdivision of Pleasant View Acres;

Thence north along the west line of lot 32 of the resubdivision of Pleasant View Acres, book 22, page 75, 173.1', to the place of beginning containing 59.10 acres of which 46.10 acres lies within Interstate 70.

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

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

**Legislation Number:** 0983-2004

**Drafting Date:** 05/21/2004

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

### **Explanation**

#### **Rezoning Application Z04-019**

**APPLICANT:** US Villages II, LTD; c/o James Maniace, Atty; 65 E. Stater Street; Columbus, Ohio 43215.

**PROPOSED USE:** Multi-family residential development.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (4-0) on May 13 2004.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The proposal to rezone the former manufacturing site for redevelopment with apartment uses is consistent with the zoning and development patterns of the area.

### **Title**

To rezone **1850 NORTHWEST BOULEVARD (43212)**, being 1.84± acres located on the north side of Northwest Boulevard, 190± feet west of Independence Road, **From:** R, Rural District, **To:** AR-1, Apartment Residential District **and to declare an emergency.** (Rezoning # Z04-019)

### **Body**

**WHEREAS**, application #Z04-019 is on file with the Building Services Division of the Department of Development requesting rezoning of 1.84± acres from R, Rural District, to the AR-1, Apartment Residential District; and

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

**WHEREAS**, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to commence site demolition to expedite the construction process prior to the onset of winter for the immediate preservation of the public peace, property, health and safety; and

**WHEREAS**, the City Departments recommend approval of said zoning change because the proposal to rezone the former manufacturing site for redevelopment with apartment uses is consistent with the zoning and development patterns of the area, now, therefore:

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

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

**1850 NORTHWEST BOULEVARD (43212)**, being 1.84± acres located on the north side of Northwest Boulevard, 190± feet west of Independence Road and being more particularly described as follows:

#### LEGAL DESCRIPTION

SITUATED IN THE COUNTY OF FRANKLIN IN THE STATE OF OHIO, AND IN THE TOWNSHIP OF CLINTON AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEING PARTS OF LOT NUMBER (4), AS SET OFF AND ASSIGNED TO HESTER A. ORR IN PARTITION IN THE

CASE OF LUCY T. BYERS, PLAINTIFF, VS. MINNIE MATLACK ET AL., DEFENDANTS, CASE NO. 46847, COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO, AS SAID LOT NO. 4 APPEARS UPON THE COMMISSIONERS' PLAT IN SAID CASE MARKED EXHIBIT "A", AND BEING A PART OF QUARTER TOWNSHIP 3, TOWNSHIP 1, RANGE 18, UNITED STATES MILITARY LANDS, AND BEING A PART OF THE 10.07 ACRES OF LAND, CONVEYED BY CLAUDE K. SEIBERT AND MARTHA W. SEIBERT, HIS WIFE, TO KING G. THOMPSON BY DEED DATED DECEMBER 31, 1934 AND RECORDED IN D. B. 1184, PAGE 241, RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO, AND BOUNDED AND DESCRIBED AS FOLLOWS:

PARCEL I.

BEGINNING AT AN IRON PIN MARKING THE INTERSECTION OF THE NORTHEASTERLY LINE OF NORTHWEST BOULEVARD WITH THE WESTERLY LINE OF SAID LOT NO. 4 (BEING ALSO THE WESTERLY LINE OF SAID 10.07 ACRES OF LAND); THENCE N. 4 DEGREES 41 MINUTES E. ALONG THE WESTERLY LINE OF SAID LOT NO. 4 AND THE WESTERLY LINE OF SAID 10.07 ACRES OF LAND, A DISTANCE OF 330.15 FEET TO AN IRON PIN; THENCE S. 58 DEGREES E. THROUGH SAID 10.07 ACRE TRACT AND ON A LINE PARALLEL WITH THE NORTHEASTERLY LINE OF NORTHWEST BOULEVARD, 277.58 FEET TO A POINT; THENCE S. 4 DEGREES 29 MINUTES W. A DISTANCE OF 127.57 FEET TO A POINT; THENCE N. 58 DEGREES W. 50 FEET TO AN IRON PIN; THENCE S. 32 DEGREES W. 180.00 FEET TO NORTHWEST BOULEVARD THENCE WITH THE NORTHEASTERLY LINE OF NORTHWEST BOULEVARD N. 58 DEGREES W. 135.00 FEET TO THE PLACE OF BEGINNING, CONTAINING 1.472 ACRES OF LAND MORE OR LESS.

PARCEL II.

BEGINNING AT AN IRON PIN S. 58 DEGREES E. 135.00 FEET FROM AN IRON PIN MARKING THE INTERSECTION OF THE NORTHEASTERLY LINE OF NORTHWEST BOULEVARD WITH THE WESTERLY LINE OF SAID LOT NO. 4, BEING ALSO THE WESTERLY LINE OF 10.07 ACRES OF LAND; THENCE N. 32 DEGREES E. 180.00 FEET TO AN IRON PIN; THENCE S. 58 DEGREES E. 90.00 FEET TO A POINT; THENCE S. 32 DEGREES W. 180.00 FEET TO A POINT; THENCE N. 58 DEGREES W. 90.00 FEET TO THE PLACE OF BEGINNING, CONTAINING .372 ACRES OF LAND MORE OR LESS.

KNOWN AS 1850 NORTHWEST BOULEVARD.  
PARCEL NOS. 010-170939 and 010-170969.

**To Rezone From:** R, Rural District,

**To:** AR-1, Apartment Residential District

**Section 2.** That a Height District of sixty (60) feet is hereby established on the AR-1, Apartment Residential District on this property.

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

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

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**Legislation Number:** 0994-2004

**Drafting Date:** 05/25/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**AN04-002**

**BACKGROUND:** This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN04-002 a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since April 26, 2004, the date of receipt from the Board of County Commissioners of Franklin County.

These are submitted in accordance with the Ohio Revised Code.

**FISCAL IMPACT:** Provision of municipal services for a proposed annexation area has no fiscal impact. However, provision of the stated services does represent cost to the city. The annexation of land also has the potential to create revenue to the city.

d

**Title**

To accept the application (AN04-002) of Lloyd A. Shaw, et al. for the annexation of certain territory containing 1.91 ± Acres in Plain Township.

**Body**

**WHEREAS,** a petition for the annexation of certain territory in Plain Township was duly filed by Lloyd A. Shaw, et al. on February 18, 2004; and

**WHEREAS,** the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated March 30, 2004; and

**WHEREAS,** the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on April 26, 2004; and

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

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

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

**Section 1.** That the proposed annexation as applied for in the petition of Lloyd A. Shaw, et al. being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio February 18, 2004 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated March 30, 2004, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Plain Township, and being out of a 2 acre tract of land in the southwest portion of the east half of the northwest quarter of Section 15, Township 2, Range 16, United States Military Lands as conveyed to Lloyd A. & Lyvonne R. Shaw by deed of record in Deed Book 3101, Page 537, all references, refers to the records of the Recorder's Office, Franklin County, Ohio, and being more particularly bounded and described as follows:

Beginning, for reference, at a point marking the intersection of the northerly right-of-way line of Warner Road with the westerly line of said Shaw tract, said point also being the southeasterly corner of the City of Columbus Corporation Line by Ordinance No. 701-01 of record in Instrument Number 200106270145526;

thence, northerly with said City of Columbus Corporation Line and said westerly line of Shaw tract, a distance of approximately 555 feet to a point in the existing City of Columbus Corporation Line by Ordinance 62-02 of record in Instrument Number 200205220127027;

thence easterly with the northerly line of said Shaw tract, and existing City of Columbus Corporation Line, a distance of approximately 150 feet to a point;

thence, southerly with the easterly line of said Shaw tract, and existing City of Columbus Corporation Line, a distance of approximately 555 feet to a point in the northerly right-of-way line of Warner Road;

thence, westerly with said northerly right-of-way line of Warner Road, a distance of approximately 150 feet to the Point of Beginning and containing approximately 1.91 acres of land, more or less.

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

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

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**Legislation Number:** 0995-2004

**Drafting Date:** 05/25/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**  
**AN04-004R**

**BACKGROUND:** This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN04-004R a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since April 26, 2004, the date of receipt from the Board of County Commissioners of Franklin County.

These are submitted in accordance with the Ohio Revised Code.

**FISCAL IMPACT:** Provision of municipal services for a proposed annexation area has no fiscal impact. However, provision of the stated services does represent cost to the city. The annexation of land also has the potential to create revenue to the city.

d

**Title**

To accept the application (AN04-004R) of Rajim, LLC for the annexation of certain territory containing 1.7 ± Acres in Mifflin Township.

**Body**

**WHEREAS,** a petition for the annexation of certain territory in Mifflin Township was duly filed by Rajim, LLC on February 11, 2004; and

**WHEREAS,** the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated March 16, 2004; and

**WHEREAS,** the Board of County Commissioners of Franklin County certified the transcript of the proceedings in

connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on April 26, 2004; and

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

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

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

**Section 1.** That the proposed annexation as applied for in the petition of Rajim, LLC being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio February 11, 2004 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated March 16, 2004, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Mifflin, located in Quarter Township 4, Township 1, Range 17, United States Military Lands, and being all of the 1.243 acre tract conveyed to Rajim LLC by deed of record in Instrument Number 199705290010170 and part of the Johnstown Road right-of-way, (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

Beginning at a point in the northerly right of way line of Johnstown Road, in the line common to a 3.001 acre tract conveyed to Wendy King and Kristyne & Karen Casias by deed of record in Official Record 16534 G19 and the existing City of Columbus Corporation Line by Ordinance Number 455-94, of record in Official Record 26438 E06;

Thence southerly with said common line, a distance of approximately 74 feet, to a point in the southerly right-of-way line of Johnstown Road, in the existing City of Columbus Corporation Line by Ordinance No. 9-68 of record in Miscellaneous Record 144, Page 491;

Thence southwesterly, with said southerly right-of-way line of Johnstown Road and said existing City of Columbus Corporation Line, a distance of approximately 447 feet, to a point;

Thence northwesterly, across the Johnstown Road right-of-way, perpendicular to the centerline, a distance of approximately 30 feet, to a point in the centerline of Johnstown Road at the southwesterly corner of said 1.243 acre tract;

Thence continuing northwesterly, with the westerly line of said 1.243 acre tract, a distance of approximately 318 feet, to a point in the southerly right-of-way line of Interstate 670 at the northwesterly corner of said 1.243 acre tract;

Thence northeasterly, with said southerly right-of-way line of Interstate 670 and the northerly line of said 1.243 acre tract, a distance of approximately 235 feet, to a point at the northeasterly corner of said 1.243 acre tract;

Thence southerly, with an easterly line of said 1.243 acre tract, a distance of approximately 295 feet, to a point;

Thence easterly, continuing with an easterly line of said 1.243 acre tract, a distance of approximately 184 feet, to a point on the northerly right of way of Johnstown Road;

Thence northeasterly, along the northerly right of way line of Johnstown Road, a distance of approximately 245 feet, to the Point of Beginning. Containing approximately 1.7 acres of land, more

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

as may be required by law.

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

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**Legislation Number:** 1015-2004

**Drafting Date:** 05/27/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** The Purchasing Office received and opened bid number SA001087 for 12" ductile iron pipe on April 1, 2004. This pipe will be used for a construction project. Four bids were received and the Purchasing Office deemed them all complete. We are recommending award of this contract go to Midwest Pipe & Supply - Ferguson Waterworks, as the lowest responsive, responsible, and best bidder, for a total of \$11,866.40. The Division has already encumbered \$19,918.60 from an informal bid, therefore, legislation is needed for additional funds. The Contract Compliance Number for Midwest Pipe & Supply - Ferguson Waterworks is 54-1211771. They do not have MBE/FBE status. No companies of the 49 vendors solicited had MBE/FBE status.

It is requested that this Ordinance be handled in an emergency manner, as construction can be started sooner since the summer season is underway.

**FISCAL IMPACT:** The Division of Water has not allocated any funds for this ductile iron pipe since it was an emergency purchase. Expenditures in Object Level One "02" will be reprioritized in order to cover the deficit.

There were no expenditures for this type of iron pipe in the last two years.

### **Title**

To authorize the Finance Director to enter into a contract with Midwest Pipe & Supply - Ferguson Waterworks, for 12" ductile iron pipe, for the Division of Water, to authorize the expenditure of \$11,866.40 from Water Systems Operating Fund, and to declare an emergency. (\$11,866.40)

### **Body**

WHEREAS, the Purchasing Office did receive and open bid number SA001087 for the purchase of 12" ductile iron pipe on April 1, 2004, and

WHEREAS, Midwest Pipe & Supply - Ferguson Waterworks was the lowest responsive, responsible, and best bidder, for a total of \$11,866.40, 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 Midwest Pipe & Supply - Ferguson Waterworks, for 12" ductile iron pipe, needed by the Design activity, as construction can be started sooner since the summer season is underway, 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 Midwest Pipe & Supply - Ferguson Waterworks, as the lowest responsive, responsible, and best bidder, for 12" ductile iron pipe, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$11,866.40 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602599, Object Level One 02, Object Level Three 2263, to pay the cost thereof.

Section 3. 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.

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**Legislation Number:** 1017-2004

**Drafting Date:** 05/27/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Rezoning Application Z03-106**

**APPLICANT:** Gary Haislet; c/o Alison Crumley; 2781 Olentangy River Road; Columbus, Ohio 43202.

**PROPOSED USE:** Commercial development.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (4-0) on February 11, 2004.

**GREATER HILLTOP AREA COMMISSION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The applicant requests the L-C-4, Limited Commercial District to permit a hardwood flooring business and other commercial uses. The proposal contains use restrictions and development standards, including a twenty-five foot no build/tree preservation zone adjacent to a single family subdivision, and is consistent with the established zoning and development patterns of the area.

**Title**

To rezone **730 NORTH WILSON ROAD (43204)**, being 1.9± acres located on the east side of Wilson Road, 295± feet south of Enterprise Avenue, **From:** R, Rural District, **To:** L-C-4, Limited Commercial District. (Rezoning # Z03-106)

**Body**

**WHEREAS**, application #Z03-106 is on file with the Building Services Division of the Department of Development requesting rezoning of 1.9± acres From: R, Rural District, To: L-C-4, Limited Commercial District; and

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

**WHEREAS**, the Greater Hilltop Area Commission recommends approval of said zoning change; and

**WHEREAS**, the City Departments recommend approval of said zoning change because the applicant requests the L-C-4, Limited Commercial District to permit a hardwood flooring business and other commercial uses. The proposal contains

use restrictions and development standards, including a twenty-five foot no build/tree preservation zone adjacent to a single family subdivision, and is consistent with the established zoning and development patterns of the area, now, therefore:

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

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

**730 NORTH WILSON ROAD (43204)**, being 1.9± acres located on the east side of Wilson Road, 295± feet south of Enterprise Avenue, and being more particularly described as follows:

SITUATED IN THE CITY OF COLUMBUS, COUNTY OF FRANKLIN AND STATE OF OHIO AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEING PART OF SURVEY NO. 875, VIRGINA MILITARY LANDS, AND ALSO BEING PART OF LOTS NOS. 3 AND 4, OF AN AMICABLE PARTITION AMONG THE HEIRS OF ELISHA WILSON, DECEASED AS THE SAME IS SHOWN OF RECORD IN PLAT BOOK 4, PAGE 249, RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A SPIKE IN THE CORNER OF THE WILSON ROAD WHICH SPIKE BEARS S. 24 00' E. 159.57 FT. FROM THE SOUTHWEST CORNER OF A TRACT DEEDED BY CHARLES KUDER AND MARY M. KUDER TO JOHN WILDERMUTH, AS THE SAME IS SHOWN OF RECORD IN DEED BOOK 823, PAGE 478, RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO; THENCE N. 66 12' E. , PARALLEL WITH THE SOUTH LINE OF SAID TRACT AND 159.57 FT. THEREFROM 873.90 FT. TO AN IRON PIN WHICH BEARS S. 24 08' E. FROM THE SOUTHEAST CORNER OF SAID TRACT (PASSING AN IRON PIN ON THE LINE IN THE EAST LINE OF WILSON ROAD AT 20 DT.); THENCE S. 24 08' E. 99.68 FT. TO AN IRON PIN; THENCE S. 66 12' W., PARALLEL WITH THE NORTH LINE OF THE HEREIN DESCRIBED TRACT, 874.15 FT. TO A SPIKE IN THE CENTER OF WILSON ROAD, PASSING AN IRON PIN ON THE LINE IN THE EASE LINE OF SAID ROAD AT 854.15 FT. ; THENCE WITH THE CENTER OF SAID ROAD N. 24 00' W. 99.68FT. TO THE PLACE OF BEGINNING, CONTAINING TWO ACRES.

EXCEPTING 0.105 ACRES DROP TO THE CITY OF COLUMBUS, OHIO, ON JUNE 21, 1985, RECORDED IN O.R. VOLUME 5856 G-04, RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO.

**To Rezone From:** R, Rural District,

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

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

**SECTION 3.** That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-C-4, Limited Commercial District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled "**LIMITATION TEXT** ", signed by Gary Haislet, owner, dated May 17, 2004, and reading as follows:

**LIMITATION TEXT**

**PROPOSED DISTRICT:** L-C-4, Limited Commercial District  
**PROPERTY ADDRESS:** 730 N. Wilson Road, Columbus, OH 43204  
**OWNER:** Gary Haislet  
**APPLICANT:** Alison Crumley  
**DATE OF TEXT:** May 17, 2004  
**APPLICATION NUMBER:** Z03-106

## 1. INTRODUCTION

The subject property consists of 1.9+/- acres abutting the east side of N. Wilson Road approximately 295+/- feet south of Enterprise Avenue. Property to the north of subject property is zoned residential (used as commercial), properties to the east are zoned residential, property to the south is zoned commercial, and properties to the west, across Wilson Road, are zoned commercial.

## 2. PERMITTED USES

All C-4 uses, specifically Floor Covering Store, as listed in Title 33, Chapter 3356 of the Columbus City Code with the following uses being prohibited: Automobile and Light Truck Dealers, Bars, Cabarets and Nightclubs.

## 3. DEVELOPMENT STANDARDS:

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

1. For any new structures, the building setback shall be a minimum of sixty (60) feet from the right-of-way of Wilson Road, and the parking setback shall be a minimum of twenty (20) feet from the right-of-way of Wilson Road. The minimum setback for building and parking from the east property line shall be twenty-five (25) feet. Within this twenty-five foot setback will be a no-build/tree preservation zone.

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

All circulation, curb cuts and access points shall be subject to the approval of the Division of Transportation.

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

1. Landscaped elements shall be planted along the west side of the property along the Wilson Road frontage. Within the parking setback area there will be a five (5) foot landscaped strip which will include but is not limited to: earth mounding, shrubs, and deciduous trees spaced thirty (30) feet apart.
2. Mature trees are currently planted densely along the entire east side of the property within twenty-five (25) feet of the property line. These trees are to be preserved and this area is designated as a no build zone.
3. As long as the properties to the north and south of the subject site are zoned residentially, there will be a six-foot tall board on board fence and/or deciduous trees spaced twenty (20) feet apart. All fencing is to be well maintained at all times.
4. Minimum tree size at installation for deciduous trees is 2 ½ "caliper.
5. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months or the next planting season, whichever occurs first.

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

1. Buildings to be constructed with fifty percent (50%) brick, stone or stucco on front elevation. Roofing material to be asphalt shingles on pitched roof.
2. All buildings shall have a pitched or angled roof.
3. Any mechanical equipment or utility hardware on the roof of a building shall be screened from view to prevent the equipment from being visible from the property line of the parcel. Ground mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping, fencing, or a wall utilizing compatible building materials.

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

1. All external lighting shall be cut-off fixtures (down-lighting) and shall be designed to prevent offsite spillage. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturers type to insure compatibility. Accent lighting shall be permitted provided such light source is concealed. Any wall-mounted lighting shall be shielded to prevent offsite spillage. Light poles are to be maximum of 18 feet in height. Light poles within 100 feet of the residentially zoned property to the east shall be a maximum of 14 feet in height.
2. All external lighting shall be cut-off fixtures (down-lighting) and shall be designed to prevent offsite spillage.

F. Graphics and/or Signage Commitments.

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

G. Miscellaneous Commitments.

1. At the time of zoning clearance, applicant is to pay \$400 per acre Parkland Dedication fee as required by the City of Columbus.

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

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**Legislation Number:** 1019-2004

**Drafting Date:** 05/28/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** The Division of Water has entered into contract number ED015613 with the Operator Training Committee of Ohio (OTCO) for specialized water utility operations and maintenance training. The Division would like to modify and increase this contract in order to provide continual training to our operators, as we require our plants and distribution system to be operated by licensed, trained professionals. The Contract Compliance Number for the Operator Training Committee of Ohio is 31-6065198. They do not have MBE/FBE status.

1. The amount of additional funds needed for this contract is \$20,000.00. The original contract was established for \$20,000.00. The total cost of the contract and modification is \$40,000.00.
2. The original contract was established to cover payment of classes until legislation could be processed. Additionally, our training supervisor now has a better idea of the type and amount of classes needed by our operators, which determines the amount of additional funds needed.
3. The City cannot competitively bid this type of training, as OTCO is the State of Ohio's Environmental Training Center under the Clean Water Act.
4. The cost of this service is based on the classes taken. The class prices will remain the same for the entire period of their contract, which will run through September 2005.

**FISCAL IMPACT:** The Division of Water has allocated \$43,780.00 for training with OTCO in the 2004 Budget.

\$ 20,000.00 was expended for this type of training during 2003.

\$ 50,000.00 was expended for this type of training during 2002.

#### **Title**

To authorize the Director of Public Utilities to modify and increase the contract with the Operator Training Committee of Ohio (OTCO), for utility operations and maintenance training, for the Division of Water, and to authorize the expenditure of \$20,000.00 from Water Systems Operating Fund. (\$20,000.00)

#### **Body**

WHEREAS, contract number Ed015613 was established with the Operator Training Committee of Ohio (OTCO) for specialized water utility operations and maintenance training, and

WHEREAS, an increase is needed for additional training as the Division of Water requires its plants and distribution system to be operated by licensed, trained professionals, and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to modify and increase the contract for utility operations and maintenance training, from the Operator Training Committee of Ohio (OTCO), for the preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to modify and increase the contract with the Operator Training Committee of Ohio (OTCO), for utility operations and maintenance training, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$20,000.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602151, Object Level One 03, Object Level Three 3331, to pay the cost thereof.

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

**Drafting Date:** 05/28/2004

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

### **Explanation**

#### **Council Variance Application: CV04-018**

**APPLICANT:** US Villages II, LTD; c/o James Maniace, Atty; 65 E. State Street; Columbus, Ohio 43215.

**PROPOSED USE:** Multi-family residential development.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The applicant requests variances to the front and perimeter yards concurrently with rezoning request Z04-019, which was recommended for approval by Development Commission on May 13, 2004, in order to develop a 30-unit condominium project in the AR-1, Apartment Residential District. The proposed variances would result in a more attractive development when viewed from Northwest Boulevard and would relieve a hardship by reducing perimeter yard requirements.

### **Title**

To grant a Variance from the provisions of Sections 3333.18, Building lines and 3333.24, Perimeter yard; of Columbus City Codes for the property located at **1850 NORTHWEST BOULEVARD (43212)** to permit reduced yards and setbacks in the AR-1, Apartment Residential District, for a multi-family residential development **and to declare an emergency.** (Council Variance # CV04-018)

### **Body**

**WHEREAS**, by application #CV04-018 the owner of property at **1850 NORTHWEST BOULEVARD (43212)**, is requesting a Council Variance in conjunction with a rezoning request (Z04-019) to reduce yard and setback requirements for a proposed multi-family residential development; and

**WHEREAS**, Section 3333.18, Building lines, requires a building setback of no less than 50-feet from Northwest Boulevard, while the applicant proposes a minimum 25-foot building setback from Northwest Boulevard; and

**WHEREAS**, Section 3333.255, Perimeter yard required, requires a perimeter yard of no less than 25± feet regardless of the surrounding conditions, while the applicant proposed to provide a 5-foot perimeter yard along the northwest, north and southeast property lines of the development; and

**WHEREAS**, the applicant's proposed perimeter yard exceeds that of the surrounding multi-family developments and would still meet the intent of the perimeter setback; and

**WHEREAS**, the City Departments recommend approval of said ordinance; and

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

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

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

**WHEREAS**, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately

**necessary to commence site demolition to expedite the construction process prior to the onset of winter 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 **1850 NORTHWEST BOULEVARD (43212)**, in using said property as desired; now, therefore:

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

**Section 1.** That variances from the provisions of Sections 3333.18, Building lines and 3333.255, Perimeter yard required of Columbus City Codes are hereby granted for the property located at **1850 NORTHWEST BOULEVARD (43212)**, with the building line reduced from fifty (50) feet to twenty-five (25) feet and with the perimeter yard reduced from twenty-five (25) feet to five (5) feet, said property being more particularly described as follows:

LEGAL DESCRIPTION

SITUATED IN THE COUNTY OF FRANKLIN IN THE STATE OF OHIO, AND IN THE TOWNSHIP OF CLINTON AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEING PARTS OF LOT NUMBER (4), AS SET OFF AND ASSIGNED TO HESTER A. ORR IN PARTITION IN THE CASE OF LUCY T. BYERS, PLAINTIFF, VS. MINNIE MATLACK ET AL., DEFENDANTS, CASE NO. 46847, COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO, AS SAID LOT NO. 4 APPEARS UPON THE COMMISSIONERS' PLAT IN SAID CASE MARKED EXHIBIT "A", AND BEING A PART OF QUARTER TOWNSHIP 3, TOWNSHIP 1, RANGE 18, UNITED STATES MILITARY LANDS, AND BEING A PART OF THE 10.07 ACRES OF LAND, CONVEYED BY CLAUDE K. SEIBERT AND MARTHA W. SEIBERT, HIS WIFE, TO KING G. THOMPSON BY DEED DATED DECEMBER 31, 1934 AND RECORDED IN D. B. 1184, PAGE 241, RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO, AND BOUNDED AND DESCRIBED AS FOLLOWS:

PARCEL I.

BEGINNING AT AN IRON PIN MARKING THE INTERSECTION OF THE NORTHEASTERLY LINE OF NORTHWEST BOULEVARD WITH THE WESTERLY LINE OF SAID LOT NO. 4 (BEING ALSO THE WESTERLY LINE OF SAID 10.07 ACRES OF LAND); THENCE N. 4 DEGREES 41 MINUTES E. ALONG THE WESTERLY LINE OF SAID LOT NO. 4 AND THE WESTERLY LINE OF SAID 10.07 ACRES OF LAND, A DISTANCE OF 330.15 FEET TO AN IRON PIN; THENCE S. 58 DEGREES E. THROUGH SAID 10.07 ACRE TRACT AND ON A LINE PARALLEL WITH THE NORTHEASTERLY LINE OF NORTHWEST BOULEVARD, 277.58 FEET TO A POINT; THENCE S. 4 DEGREES 29 MINUTES W. A DISTANCE OF 127.57 FEET TO A POINT; THENCE N. 58 DEGREES W. 50 FEET TO AN IRON PIN; THENCE S. 32 DEGREES W. 180.00 FEET TO NORTHWEST BOULEVARD THENCE WITH THE NORTHEASTERLY LINE OF NORTHWEST BOULEVARD N. 58 DEGREES W. 135.00 FEET TO THE PLACE OF BEGINNING, CONTAINING 1.472 ACRES OF LAND MORE OR LESS.

PARCEL II.

BEGINNING AT AN IRON PIN S. 58 DEGREES E. 135.00 FEET FROM AN IRON PIN MARKING THE INTERSECTION OF THE NORTHEASTERLY LINE OF NORTHWEST BOULEVARD WITH THE WESTERLY LINE OF SAID LOT NO. 4, BEING ALSO THE WESTERLY LINE OF 10.07 ACRES OF LAND; THENCE N. 32 DEGREES E. 180.00 FEET TO AN IRON PIN; THENCE S. 58 DEGREES E. 90.00 FEET TO A POINT; THENCE S. 32 DEGREES W. 180.00 FEET TO A POINT; THENCE N. 58 DEGREES W. 90.00 FEET TO THE PLACE OF BEGINNING, CONTAINING .372 ACRES OF LAND MORE OR LESS.

KNOWN AS 1850 NORTHWEST BOULEVARD.  
PARCEL NOS. 010-170939 and 010-170969.

**Section 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for those uses permitted in the AR-1, Apartment Residential District.

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

**Section 4.** That this ordinance is further conditioned on street trees being planted along Northwest Boulevard on fifty (50) foot centers except at driveways. Dead items shall be replaced within six months or the next planting season, whichever occurs first.

**Section 5.** That this ordinance is further conditioned on light standards not exceeding 18 feet in height with lights being the same or similar type and color with fully shielded, recessed lamps directed downward to prevent glare and shine above the horizontal plane.

**Section 6.** That all living trees with a trunk diameter of at least six inches, measured 24 inches above the ground shall be preserved unless located within private street, driveway, sidewalk or easement, within the area to be covered by proposed structures or within twelve feet of a proposed structure or the tree is damaged, diseased or a safety hazard.

~~Section 7. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~  
**That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.**

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**Legislation Number:** 1029-2004

**Drafting Date:** 06/01/2004

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

### **Explanation**

**REZONING APPLICATION:** Z04-003

**APPLICANT:** Sky Bank.; c/o George V. Fisher, Atty.; Fisher & Skrobot, LLC; 400 East Town Street; Columbus, Ohio 43215.

**PROPOSED USE:** Bank.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (6-0) on May 6, 2004.

**CITY DEPARTMENTS' RECOMMENDATION:** The requested CPD, Commercial Planned Development District to develop a bank is consistent with commercial zoning and development in this area. The CPD text includes appropriate use restrictions and development standards that address site access, building and parking setbacks, landscaping that includes street trees, lighting and graphics.

### **Title**

To rezone **2146 HILLIARD-ROME ROAD (43026)**, being 0.81± acres located at the southeast corner of Hilliard-Rome Road and Nike Drive, **From:** CPD, Commercial Planned Development District, **To:** CPD, Commercial Planned Development District **and to declare an emergency (Z04-003).**

### **Body**

**WHEREAS**, application #Z04-003 is on file with the Building Services Division of the Department of Development requesting rezoning of 0.81± acres, from CPD, Commercial Planned Development District, to CPD, Commercial Planned Development District; and

**WHEREAS**, the Development Commission recommends approval; and

**WHEREAS**, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to begin construction as soon as possible as the applicant has several pending deadlines in the purchase contract for the immediate preservation of the public peace, property, health and safety; and

**WHEREAS**, the City Departments recommend approval of said zoning change because the requested CPD, Commercial Planned Development District to develop a bank is consistent with commercial zoning and development in this area. The CPD text includes appropriate use restrictions and development standards that address site access, building and parking setbacks, landscaping that includes street trees, lighting and graphics restrictions; now, therefore

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

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

To rezone **2146 HILLIARD-ROME ROAD (43026)**, being 0.81± acres located at the southeast corner of Hilliard-Rome Road and Nike Drive, and being more particularly described as follows:

**LEGAL DESCRIPTION OF 0.812 ACRES**

Situated in the State of Ohio, County of Franklin, City of Columbus, being Virginia Military Survey Number 7065 being a portion of Lot 2 as the same is numbered and delineated upon the recorded plat of Walcutt Industrial Park, of record in Plat Book 45, Page 40, of the record in the Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Beginning, for reference, at the centerline intersection of Rome-Hilliard Road and Nike Drive, as said intersection is designated and delineated upon said Recorded Plat of Walcutt Industrial Park;

Thence North 81° 30' 00" East with the centerline of Nike Drive, a distance of 160.00 feet to a point;

Thence South 08° 30' 00" East crossing said right-of-way of Nike Drive, a distance of 40.00 feet to an iron pipe found in the southerly right-of-way of said Nike Drive and the true point of beginning;

Thence with said right-of-way and the arc of a curve to the right having a radius of 1060.00 feet, a central angle of 04° 19' 42" and a chord that bears North 83° 39' 51" East, a chord distance of 80.06 feet to an iron pipe set;

Thence South 03° 30' 00" East, a distance of 196.98 feet to an iron pin set;

Thence South 81° 30' 00" West, a distance of 180.00 feet to a point on the easterly right-of-way of said Hilliard-Rome Road and an iron pin set;

Thence North 08° 30' 00" West with said right-of-way, a distance of 150.00 feet to an iron pin set and the point of curvature;

Thence with the arc of a curve to the right having a radius of 50.00 feet, a central angle of 90° 00' 00" and a chord that bears North 36° 29' 59" East, a chord distance of 70.71 feet to an iron pin set and a point on the southerly right-of-way of said Nike Drive;

Thence North 81° 30' 00" East with said right-of-way, a distance of 50.00 feet to the point of beginning, and containing 0.812 acres of land more or less.

Subject to all easements, restrictions and rights-of-way.

The above description was prepared by Civil Engineering Associates, Inc., Columbus, Ohio from an actual field survey. The basis of bearings for this description is North 08° 30' 00" West for the centerline of Hilliard-Rome Road and all other bearings calculated from this meridian.

**To Rezone From:** CPD, Commercial Planned Development District,

**To:** CPD, Commercial Planned Development District.

**SECTION 2.** That a Height District of Thirty-five (35) feet is hereby established on the CPD, Commercial Planned Development District on this property.

**SECTION 3.** That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes; said plans being titled "**DEVELOPMENT PLAN, SKYBANK, WEST COLUMBUS, OHIO**" and "**LANDSCAPE PLAN, SKYBANK, HILLIARD, OHIO,**" both dated May 6, 2004 and signed on May 20, 2004 by Steve Hermiller, engineer for the applicant, and text titled, "**COMMERCIAL PLANNED DEVELOPMENT TEXT**" dated June 9, 2004 and signed by George V. Fisher, attorney for the applicant, and the text reading as follows:

**COMMERCIAL PLANNED DEVELOPMENT TEXT**

**PROPERTY ADDRESS:** 2164 Hilliard-Rome Road

**OWNER:** Moto, Inc.

**APPLICANT:** Sky Bank

**DATE:** June 9, 2004

**APPLICATION NUMBER:** Z04-003

**I. INTRODUCTION:** The 0.812 acres subject to this rezoning request was rezoned to L-C-4 in 1995 to permit various retail uses, as was the nine acre site east and south of the subject property. In 1996, the subject property was rezoned again to CPD to permit a convenience store with gas sales; however, the site was never developed with this use. The applicant intends to develop a bank branch on the site. The site must be rezoned with a new CPD text and site plan to permit the new use.

**II. PERMITTED USES:** The uses permitted on the property shall be those listed in Columbus City Code Section 3355.02 (C-4, Commercial District) except that the following uses shall be prohibited: theater, auditorium, bar, off-premise graphics, off-track betting business, billiard or pool hall, bingo or similar games of chance, massage parlor, tattoo parlor, game arcade or amusement park, bowling alley, skating rink or skateboarding park, miniature golf course, automobile sales or a car wash, car repair or car rental agency, night club, all residential uses, including, without limitation, hotel and other lodging facilities and nursing homes and assisted living facilities, flea market, firearms sales and servicing and shooting ranges, meeting hall or other place of public assembly, school, including, without limitation, day care facilities and nursery schools, karate, judo or tai-kwan-do or other martial arts facility, gymnasium, health club, physical fitness facility or exercise or dance studio.

In addition, the following use is expressly prohibited for a period of ten (10) years after the date that this ordinance becomes law: Restaurant.

**III. DEVELOPMENT STANDARDS:** Except as otherwise listed in this Commercial Planned Development Text, the development standards contained in Columbus City Code Chapter 3355 for C-4, commercial District, shall apply to the property.

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

1. Building Setbacks: The minimum building setback line shall be as shown on the CPD Site Plan titled "**DEVELOPMENT PLAN, SKYBANK, WEST COLUMBUS, OHIO**" (the "**CPD Site Plan**") dated May 6, 2004 and signed by Steve Hermiller, engineer for the applicant on May 20, 2004.
2. Parking Setbacks: The minimum parking setback line shall be as shown on the "**CPD Site Plan.**"

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

1. Curb Cuts: Unless otherwise approved by the Transportation Division, the curb cuts shall be located as shown on the Site Plan.
2. Stacked Parking: Any bank branch or similar financial institution shall be limited to no more than three drive-through windows (including an automated teller machine). If three drive-through windows are provided for such an institution, the minimum total number of stacking spaces required to be provided shall be eighteen.

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

1. Parking Setback: Within the parking setback along Hilliard-Rome Road and Nike Drive, an undulating grass mound at least 30" high shall be installed. The mound shall be substantially continuous except gaps may be permitted if plantings of a similar height are installed in the gaps. Mounding shall not interfere with vision clearance triangles.
2. Landscaping:
  - a. The landscaping required in this section and depicted on the landscaping plan titled "**LANDSCAPE PLAN, SKYBANK, HILLIARD, OHIO**" (the "**Landscaping Plan**"), dated May 6, 2004 and signed by Steve Hermiller, engineer for the applicant on May 20, 2004, shall count towards satisfying the landscaping requirements of Columbus City Code Chapter 3342.
  - b. Deciduous trees shall be planted every 35± feet on center within the parking setbacks along Hilliard-Rome Road and Nike Drive as depicted on the "**Landscaping Plan.**"
  - c. The minimum size of any trees at installation shall be 2.5 inch caliper for deciduous, 5 feet high for evergreen and 1.5 inch caliper for ornamental. Caliper shall be measured ix (6) inches above grade.
  - d. Landscaping shall be maintained in a healthy state. Any dead material shall be removed and replaced with like materials at the next planting season or within 6 months, whichever occurs sooner.

#### **D. Building design and/or Interior/Exterior Treatment Commitments**

Rooftop Mechanicals: Any mechanical equipment or utility hardware on the roof of a building shall be screened from view to prevent the equipment from being visible from the property line of the parcel. Ground mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping or any fence or wall using comparable and compatible materials as the building materials.

#### **E. Dumpsters, lighting, and/or Environmental Commitments**

1. Dumpster: Three sides of the screening required for any dumpster shall be a fence or wall of wood or of comparable and compatible materials as the principal building materials. The fourth side of required screening may be gated.
2. Lighting:
  - a. All external lighting shall be cutoff-type fixtures (down lighting).

- b. Parking lot lighting shall be no higher than 20 feet in height.
- c. All exterior lighting shall be from the same manufacturer type and style.

**F. Graphic Commitments:** The applicable graphics standards shall be those contained in Columbus City Code Article 15 as they apply to CPD, Commercial Planned Development District. Any variances or special permits shall be granted by the City of Columbus Graphics Commission.

**G. Miscellaneous Commitments**

- 1. Site Plan Revision Allowance. The Property shall be developed in accordance with the "**CPD Site Plan**" and "**Landscaping Plan**;" however, the "**CPD Site Plan**" and "**Landscaping Plan**" may be slightly adjusted to reflect engineering, topographical, or other site data established at the time of development and engineering plans are completed. The Director of the Department of Development or the Director's designee may approve any slight adjustment to the Site Plan upon submission of the appropriate data regarding the proposed adjustment.
- 2. The CPD site plan and CPD text do not include any variance requests.
- 3. Access Road Modification. At a point in time when a traffic light is installed at the intersection of Hilliard Rome Road and Nike Drive or when Hilliard Rome Road widening project takes place, whichever is first, Sky Bank and ISP agree to modify the full movement entrance and exit from the proposed service road (as shown on CPD Site Plan Exhibit) to a Right-in/Right-out intersection in compliance with The City of Columbus standard construction details and Zoning Code as shown on Exhibit A attached hereto.

**IV. CPD REQUIREMENTS**

**A. Natural Environment:** The property is located on the southeast corner of Hilliard-Rome Road and Nike Drive. The property is basically flat and undeveloped.

**B. Existing Land Use:** The property is undeveloped.

**C. Transportation and Circulation:** Access to the site will be provided from access drives to Hilliard-Rome Road and Nike Drive. These access drives will be shred by the commercial property to be developed east and south of the site.

**D. Visual Form of the Environment:** The subject property and the nine acres east and south of the site have been zoned for commercial uses; however, neither site has developed yet.

**E. View and Visibility:** The site is visible from Hilliard-Rome Road and Nike Drive.

**F. Proposed Development:** Bank branch.

**G. Behavior Patterns:** The proposed use will serve the existing residential population west of the site and the other retail shoppers using Hilliard-Rome Road.

**H. Emissions:** No adverse effects from emissions will result from this use.

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

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**Legislation Number:** 1061-2004

**Drafting Date:** 06/03/2004

**Current Status:** Passed

Version: 1

Matter Type: Ordinance

**Explanation**

**BACKGROUND:**

A. Need: The Division of Support Services is in need of establishing a purchase order for the purchase of 800 MHz portable radios to be used for regional radio "Interoperability" throughout the Columbus Metropolitan Area.

B. Bid Information: The Purchasing Section of the Department of Finance advertised and solicited competitive bids in accordance with the Columbus City Code, Section 329.06(a). Bid SA0001049JY. There were two bids:

Motorola, Inc.	\$1,488,270
Bear Communications, Inc.	\$ 980,388

Bear Communications, Inc. was the lowest and best bid.

C. Contract Compliance Number: Bear Communications #95-3868203

D. Emergency Designation: Emergency designation is requested, Federal Grant "Community Oriented Policing Services" (COPS) project and must be implemented by October 2004.

**FISCAL IMPACT:** Seventy-five percent of the total amount of the legislation represents grant funds received from the Federal Government and twenty-five percent represents City of Columbus matching funds.

**Title**

To authorize and direct the Director of Finance to establish a purchase order for the purchase of (339) portable 800 MHz radios to be used by first responders in the Metropolitan Area, to authorize the expenditure of \$980,388.00 from the General Government Grant Fund and to declare an emergency. (\$980,388.00).

**Body**

WHEREAS, the Division of Support Services has a need to establish a purchase order for the (339) portable 800 MHz radios to be used by first responders in the Metropolitan Area; and,

WHEREAS, Bear Communications, Inc. was the lowest and best bid; 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 (339) portable 800 MHz radios to be used by first responders in the Metropolitan Area and to purchase them before the time restrictions of the Grant Fund which must be implemented by October, 2004; now, therefore,

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

Section 1. That the Director of Finance be and is hereby authorized to establish a purchase order with Bear Communication, Inc. for the purchase of (339) portable 800 MHz radios

Section 2. That this agreement is made in accordance with the provisions of Section 329.07(e) of the Columbus City Code.

Section 3. That for the purpose stated in Section 1 hereof, the expenditures of \$980,388 or so much thereof as may be needed, is hereby authorized from:

DIVISION	FUND	OBJECT LEVEL 3	OCA CODE	GRANT
3002	220	6644	# 324001	# 324001

AMOUNT \$980,388

To which 75% is from the Federal Grant Fund and 25% will be from funds transferred from SIT into the Grant Fund.

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

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**Legislation Number:** 1064-2004

**Drafting Date:** 06/04/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**ExplanationBACKGROUND:**

**Need:** This legislation is to authorize and direct the direct the Finance Director to issue a purchase order to Resource One for the purchase of computer hardware for Public Safety's Computer Aided Dispatching System.

**Bid Information:** A Universal Term Contract (UTC) exists for this purchase.

**Contract Compliance:** 311419297

**Emergency Designation:** Emergency action is requested for this purchase as funds are needed immediately to guarantee price quotes for this computer equipment.

**FISCAL IMPACT:**

**Budgeted Amount:** Funds are available and specifically budgeted for this purchase in the Safety Voted Bond Fund, Computer Aided Dispatching Project.

TitleTo authorize and direct the Finance Director to issue a purchase order to Resource One for the purchase of computer hardware for Police and Fire computer aided dispatching system; to authorize the expenditure of \$42,892.96 from the Safety Voted Bond Fund; and to declare an emergency.(\$42,892.96)

Body**WHEREAS**, a need exists to purchase computer hardware for the Fire Division's Computer Aided Dispatching System; and

**WHEREAS**, funds for this purchase are specifically budgeted within the Safety Voted Bond Fund, Computer Aided Dispatching System Project; and

**WHEREAS**, a Universal Term Contract (UTC) exists for these computer hardware purchases; 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 computer hardware to guarantee price quotes, 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 in the amount of \$42,892.96, or so much thereof as may be necessary, to Resource One for the purchase of computer hardware for Public Safety Division 30-03, Safety Voted Bond Fund 736, OCA Code 642694, Computer Aided Dispatching Project 330027, Object Level Three Code 6649.

**Section 2.** 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.

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**Legislation Number:** 1066-2004

**Drafting Date:** 06/04/2004

**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 purchase of Mobile 800 MHz radios to be used for regional radio "Interoperability" throughout the Columbus Metropolitan Area.

B. Bid Information: The Purchasing Section of the Department of Finance advertised and solicited competitive bids in accordance with the Columbus City Code, Section 329.06(a). Bid SA0001049JY. There were two bids:

Motorola, Inc.	\$ 58,792
Bear Communications, Inc.	\$ 51,192

Motorola, Inc. was the lowest and best bid.

Bear Communications, Inc. was non-compliant

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

D. Emergency Designation: Emergency designation is requested, Federal Grant "Community Oriented Policing Services" (COPS) project and must be implemented by October 2004.

**FISCAL IMPACT:** Seventy-five percent of the total amount of the legislation represents grant funds received from the Federal Government and twenty-five percent represents City of Columbus matching funds.

[enter background and fiscal impact text here]

**Title**

To authorize and direct the Director of Finance to establish a purchase order for the purchase of Mobile 800 MHz radios to be used by first responders in the Metropolitan Area, to authorize the expenditure of \$58,792 from the General Government Grant Fund and to declare an emergency. (\$58,792).

**Body**

WHEREAS, the Division of Support Services has a need to establish a purchase order for Mobile 800 MHz radios to be used by first responders in the Metropolitan Area; and,

WHEREAS, Motorola, Inc. was the lowest and best bid; 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 Mobile 800 MHz radios to be used by first responders in the Metropolitan Area, and to purchase them before the time restrictions of the Grant Fund which must be implemented by October, 2004; now, therefore,

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

Section 1. That the Director of Finance be and is hereby authorized to establish a purchase order with Motorola, Inc. for the purchase of Mobile 800 MHz radios

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 \$58,792 or so much thereof as may be needed, is hereby authorized from:

DIVISION	3002	FUND	220	OBJECT LEVEL	3	OCA CODE	GRANT
	3002		220		6644	# 324001	# 324001

AMOUNT \$58,792

To which 75% is from the Federal Grant Fund and 25% will be from funds transferred from SIT into the Grant Fund.

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

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**Legislation Number:** 1075-2004

**Drafting Date:** 06/07/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Background**

This ordinance will authorize the Director of Recreation and Parks to modify and extend various contracts that provide PASSPORT home care services for older adults in Central Ohio.

There are one hundred and two (102) PASSPORT agencies that provide services to older adults in accordance to the Ohio Department of Aging contracting requirements. (See Attachment)

PASSPORT (Pre-Admission Screening System Providing Options and Resources Today) is a Medicaid-funded program that provides home care services as an alternative to nursing home admission.

Emergency action is requested in order to meet the conditions of the grant so that providers can be paid within 30 days of

providing service.

**Fiscal Impact**

\$30,000,000.00 is required from the Recreation and Parks Grant Fund to modify and extend contracts.

**Title**

To authorize and direct the Director of Recreation and Parks to modify and extend various contracts for the provision of PASSPORT home care services for older adults in Central Ohio, to authorize the expenditure of \$30,000,000.00 from the Recreation and Parks Grant Fund, and to declare an emergency. (\$30,000,000.00)

**Body**

WHEREAS, the funds to modify and extend said contracts have been made available from the Ohio Department of Aging; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to modify and extend said contracts so there is no interruption of Medicaid-funded services for PASSPORT home care clients.

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 modify and extend various contracts for the provision of PASSPORT home care services for older adults in Central Ohio for the period July 1, 2004 through June 30, 2005.

Section 2. That the expenditure of \$30,000,000.00, or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Grant Fund No. 286, Department No. 51, Object Level Three-3337, Project No. 518139, OCA 511675, 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 passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes same.

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**Legislation Number:** 1076-2004

**Drafting Date:** 06/07/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**Background:** On January 6, 2004, for One Dollar and other and valuable consideration given to the City by Abigail E. Sheard (married), she was granted a quitclaim deed of easement to install and maintain one (1) residential six (6") inch sanitary sewer line therein (the improvement) through a certain portion of that City owned real property known as Antrim Park. The legal descriptions used for the easement was based on a survey provided to the City by the grantee. It has now come to the City's attention that the aforementioned sewer line is actually to be used as a sanitary sub-trunk sewer extension, which will service more than one residence and will be maintained by the City of Worthington. Therefore, it is now necessary that the City grant a new easement to the City of Worthington. After investigation it has been determined by the Department of Recreation and Parks that the conveyance of the new easement will not adversely affect the City. The Real Estate Division, Department of Law has determined that the easement should be granted in exchange for the previously given consideration. The following ordinance authorizes the Director of the Department of Recreation and Parks to execute a quitclaim deed and any ancillary documents necessary for the granting of the subject easement, more

fully described in the body of this legislation.

**Fiscal Impact:** N/A:

**Emergency Justification:** In the spirit of inter-governmental cooperation, emergency action is requested as not to unduly delay the City of Worthington in construction and installation of the subject sanitary sewer line.

**Title**

To authorize the Director of the Department of Recreation and Parks to execute and grant a quitclaim deed of easement to the City of Worthington, Ohio, through a certain portion of that City owned property known as Antrim Park, and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

**Body**

WHEREAS, On January 6, 2004, for One Dollar and other and valuable consideration given to the City by Abigail E. Sheard (married), she was granted a quitclaim deed of easement to install and maintain one (1) residential six (6") inch sanitary sewer line therein (the improvement) through a certain portion of that City owned real property known as Antrim Park; and

WHEREAS, the legal descriptions used for the easement was based on a survey provided to the City by the grantee; and

WHEREAS, it has now come to the City's attention that the aforementioned sewer line is actually to be used as a sanitary sub-trunk sewer extension, which will service more than one residence and will be maintained by the City of Worthington, Ohio; and

WHEREAS, therefore, it is now necessary that the City grant a new easement to the City of Worthington; and

WHEREAS, after investigation it has been determined by the Department of Recreation and Parks that the conveyance of the new easement will not adversely affect the City and should be granted; and

WHEREAS, the Real Estate Division, Department of Law has determined that the easement should be granted in exchange for considerations previously given to the City by the Sheards; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Department of Recreation and Parks to execute a quitclaim deed of easement and any ancillary documents required to grant said quitclaim deed of easement in the spirit of inter-governmental cooperation, as not to unduly delay the City of Worthington in construction and installation of the sanitary sewer line and for the immediate preservation of the public peace, property, health and safety; now, therefore:

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

Section 1. That the Director of Department of Recreation and Parks be and hereby is authorized to execute a quitclaim deed of easement prepared by the Real Estate Division, Department of Law, and any ancillary documents necessary to grant the City of Worthington, Ohio, certain utility line easement through the following described real property, to-wit:

**PERPETUAL SEWER UTILITY EASEMENT**

Situated in the State of Ohio, County of Franklin, City of Columbus, being in Quarter Township 3, Township 1, Range 18, United States Military Lands and being a strip of land fifteen feet in width, containing a 0.009 acre (404 square feet) in that 47.33 acre tract of land described in Journal Entry No. 237810 of the Franklin County Court of Common Pleas and conveyed to The City of Columbus, Ohio of record in Deed Book 3093, Page 309, Recorder's Office, Franklin County, Ohio, said 0.009 acre area of land being more particularly described as follows:

Beginning, for reference, at the centerline of intersection of Olentangy River Road and Olen Drive (a fifty foot wide Ingress and Egress Easement), the same being the northwesterly corner of said 47.33 acre tract, said reference point of beginning also being the southwesterly corner of that 5.280 acre tract of land described in Exhibit "A" in the deed to James J. Baker and Hazel M. Baker, of record in Instrument No. 200103160053538, Recorder's Office, Franklin County, Ohio; thence S 86° 40' 55" E, with the centerline of said Olen Drive, with a northerly line of said 47.33 acre tract and with a southerly line of said 5.280 acre tract, a distance of 688.00 feet to a point at a northeasterly corner of said 47.33 acre tract, the same being a corner of said 5.280 acre tract; thence with the common boundary of said 47.33 acre tract and said 5.280 acre tract, the following two (2) courses and distances: 1.) S 3° 19' 05" W, a distance of 33.00 feet to a point; 2.) S 86° 40' 55" E, a distance of 159.88 feet to the True Point Of Beginning;

Thence, from said true point of beginning, S 86° 40' 55" E, with a northerly line of said 47.33 acre tract and with a southerly line of said 5.280 acre tract, a distance of 15.51 feet to a point;

Thence S 11° 28' 27" E, a distance of 24.97 feet to a point;

Thence S 78° 31' 33" W, a distance of 15.00 feet to a point;

Thence N 11° 28' 27" W, a distance of 28.93 feet to the True Point Of Beginning and **containing a 0.009 acre** (404 square feet) area of land, more or less.

#### **TEMPORARY CONSTRUCTION EASEMENT**

The right to use, only during the period of construction of the sanitary sewer herein provided for, an additional 0.028 acre area of land, more or less, in said 47.33 acre tract;

Beginning at the true point of beginning of the herein above described 0.009 acre Permanent Easement;

Thence S 11° 28' 27" E, with the westerly line of said 0.009 acre Permanent Easement, a distance of 28.93 feet to the southwesterly corner of said 0.009 acre Permanent Easement;

Thence N 78° 31' 33" E, with the southerly line of said 0.009 acre Permanent Easement, a distance of 15.00 feet to the southeasterly corner of said 0.009 acre Permanent Easement;

Thence S 11° 28' 27" E, with the southerly extension of the easterly line of said 0.009 acre Permanent Easement, a distance of 10.00 feet to a point;

Thence S 78° 31' 33" W, a distance of 40.00 feet to a point;

Thence N11° 28' 27"W, parallel with and 25.00 feet westerly from, as measured at right angles, the westerly line of said 0.009 acre Permanent Easement, a distance of 45.53 feet to a point in the northerly line of said 47.33 acre tract;

Thence S 86° 40' 55"E, with the northerly line of said 47.33 acre tract, a distance of 25.86 feet to the true point of beginning and containing a 0.028 acre (1206 square feet) area of land, more or less.

The bearings given in the foregoing description are based upon the bearing of S 86° 40' 45" E as given for the centerline of Olen Drive in the deed to Abigail Ellen Sheard, of record in Instrument No. 200011140231178, Recorder's Office, Franklin County, Ohio.

Bauer, Davidson & Merchant, Inc., Robert B. Stover, P.S. No. 7244, 1/15/03 and Revised 2/12/03, 01262905.

Section 2. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (*Land Review Commission*) and Section 329.25 (*competitive bidding*) to the extent that they may apply to this transaction with regards to this ordinance only.

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

**Legislation Number:** 1084-2004

**Drafting Date:** 06/08/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** The Columbus Health Department has been awarded additional grant funds from the Ohio Department of Health for the Sexually Transmitted Disease (STD) Control grant program in the amount of \$150,968. These additional funds will allow for continued services. The purpose of this legislation is to accept and appropriate these additional funds to conduct the STD Control Program for the period of January 1, 2004 through December 31, 2004.

The STD Control program enables the Columbus Health Department to identify and prevent sexually transmitted diseases through gonorrhea culture screening, syphilis elimination, gonococcal isolate surveillance, and partner services. Additionally, the Columbus Health Department assures the quality of medical and laboratory services, surveillance, partner services, and data management. All activities are conducted with special emphasis on populations at high risk such as correction facilities, organizations focusing on adolescents, and managed care settings.

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

**FISCAL IMPACT:** The STD Control Program is entirely funded by the Ohio Department of Health. This program does not generate revenue or require a City match.

### **Title**

To authorize and direct the Columbus Health Department to accept grant funds from the Ohio Department of Health in the amount of \$150,968, to authorize the appropriation of \$150,968 from the Health Department Grants Fund, and to declare an emergency. (\$150,968)

### **Body**

**WHEREAS,**\$150,968 in additional grant funds have been made available through the Ohio Department of Health for the Sexually Transmitted Disease (STD) Control grant program for the period of January 1, 2004 through December 31, 2004; and,

**WHEREAS,**it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the STD Control Program; and,

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

**WHEREAS,**an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to accept these grant funds from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delay in the provision of service; Now, therefore,

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

**SECTION 1.** That the Columbus Health Department is hereby authorized and directed to accept additional grant awards totaling \$150,968 from the Ohio Department of Health for the Sexually Transmitted Disease (STD) Control grant program for the period of January 1, 2004 through December 31, 2004.

**SECTION 2.** That from the unappropriated monies in the fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the twelve months ending December 31, 2004, the sum of \$150,968 is hereby appropriated to the Department of Health, Department No. 50-01, as follows:

OCA: 504003; Grant: 504003; Obj Level One: 01; Amount: \$100,882  
OCA: 504003; Grant: 504003; Obj Level One: 03; Amount: \$ 50,086

**SECTION 3.** That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner and that no order shall be drawn or money paid except upon 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.

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**Legislation Number:** 1085-2004

**Drafting Date:** 06/08/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**BACKGROUND:

**Need:** An appropriation is needed from the Law Enforcement and Education Sub- Fund to provide funds for accident investigation training courses for officers in the Accident Investigation Unit and to provide funds for alcohol and toxicology testing in DUI cases. Fines are received each time an officer arrests a person, who is subsequently convicted of DUI. This advanced training will result in officers that are better equipped for their work with fatal, near fatal and hit-skip accidents where drivers are under the influence of alcohol when the accidents occur.

**Emergency Designation:** Emergency legislation is needed to cover expenses that have already occurred.

**FISCAL IMPACT:**

Since these funds to be appropriated are from the Law Enforcement and Education Sub- Fund, there will be no effect on the financial status of the General Fund.

**Title**

To authorize an appropriation of \$15,000.00 from the unappropriated balance of the Law Enforcement and Education Sub-Fund to the Division of Police to pay for advanced training for Accident Investigation Unit; and to declare an emergency. (\$15,000.00)

**Body**

WHEREAS, the Law Enforcement and Education Sub- Fund receives funds from fines from officers arresting DUI drivers who are subsequently convicted; and

WHEREAS, funds are needed to cover expenses for advanced training for Accident Investigation officers and to cover costs related to testing of DUI cases; and

WHEREAS, an emergency exists in the daily operation of the Division of Police, Department of Safety, in that it is immediately necessary to appropriate the aforementioned funds to cover existing expenses for the preservation of public health, peace, property, safety and welfare; now therefore

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

Section 1. That from the unappropriated monies in the Law Enforcement and Education Sub- 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, 2004 the sum of \$15,000.00 is appropriated as follows:

<u>DIV</u>	<u>FD</u>	<u>SBFD</u>	<u>OBJ#1</u>	<u>OBJ#3</u>	<u>OCA</u>	<u>AMOUNT</u>
30-03	225	002	03 3331	303225	5,000.00	
30-03	225	002	03 3336	303225		10,000.00

Section 2. That the monies appropriated in the foregoing Section 1 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 3. That for reasons stated in the preamble hereto, which is 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:** 1098-2004

**Drafting Date:** 06/09/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** To modify and extend the existing citywide contract for the option to purchase voice mail services for any city agency, (the Department of Development is the largest user), to and including August 31, 2006. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Proposal No. 90-95BW). Formal bids were opened on May 19, 1994. CT15944 with Voicecom was established in accordance with bids received. Their contract compliance number is 84-1550690. This company is not listed on the Auditor of State Findings for Recovery Database. This company is not listed on the Federal Excluded Parties Listing.

- Amount of additional funds: No funding is required to modify the option contract (UTC). The estimated annual expenditure for the contract is \$120,000.00. Each agency must obtain approval to expend from their own budgeted funds for their actual expenditures from this contract.
- Reason additional needs were not foreseen: The Department of Technology has determined that, based on the volatile telephony technological conditions, continuing the existing agreement is in the best interest of the City. The extension allows for the City to continue to research technology choices. The contractor, Voicecom, has offered the City an across the board decrease of 14% in pricing. Other contract conditions are in accordance with the original agreement; however, since the original contract did not provide for an extension until August 31, 2006, this ordinance is being submitted as a waiver of competitive bidding requirements.
- Reason other procurement processes not used: The Department of Technology is in search of telephony systems that are in the best interest of the City.
- How cost was determined: An across the board decrease of 14% was negotiated. The decrease commences during the month immediately following passage of this legislation. All other terms and conditions are in accordance with the original agreement.

**FISCAL IMPACT:** No funding is required to extend the option contract. Each agency will establish a purchase order for

their estimated annual expenses (based on their budget requests) for wireless voice services.

This ordinance is being submitted as an emergency measure because without emergency action, no less than 37 days will be added to the procurement cycle and the efficient delivery of public services will be slowed.

#### **Title**

To authorize and direct the Finance Director to modify and extend the existing citywide contract for the option to purchase voice mail services, from Voicecom, to waive competitive bidding requirements and to declare an emergency.

#### **Body**

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

WHEREAS, the vendor has agreed to extend CT15944 to provide voice mail services at deescalated prices and conditions to and including August 31, 2006 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 voice mail services to any agency as needed and to allow on-going communication between field personnel and support agencies at a reduced cost, this ordinance is being submitted as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of various city agencies, including the Department of Development, in that it is immediately necessary to extend CT15944 for an option to purchase voice mail 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 CT15944 with Voicecom to provide voice mail services to and including August 31, 2006.

SECTION 2. That in accordance with Section 329.27 of the Columbus City Code, this Council finds the best interest of the City is served by waiving, and does hereby waive Section 329.06 (Formal Competitive Bidding) and Section 329.16 (Modifications) of the Columbus City Code.

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

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**Legislation Number:** 1104-2004

**Drafting Date:** 06/10/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

#### **Explanation**

**BACKGROUND:** The Columbus Health Department has been awarded additional grant funds from the Ohio Department of Health for the Women, Infants and Children (WIC) grant program in the amount of \$191,395, for a total grant award in an amount of \$3,697,440. These additional funds will allow for continued services and additional staffing. The purpose of this legislation is to accept and appropriate these funds to conduct the WIC Program for the period of October 1, 2003 through September 30, 2004.

The primary objective of the Women, Infants and Children (WIC) program is to provide nutritionally desirable food and nutrition education to pregnant and lactating women, infants and children at nutritional risk in Franklin County who meet categorical, income and nutritional risk requirements for eligibility. The goal of the program is to provide WIC certification and education services to at least 74% of the potentially eligible Franklin County WIC participants.

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

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

**Title**

To authorize and direct the Columbus Health Department to accept grant funds from the Ohio Department of Health in the amount of \$191,395, to authorize the appropriation of \$191,395 from the Health Department Grants Fund, and to declare an emergency, (\$191,395)

**Body**

**WHEREAS**, \$191,395 in additional grant funds have been made available through the Ohio Department of Health for the Women, Infants and Children (WIC) grant program for the period of October 1, 2003 through September 30, 2004; and,

**WHEREAS**, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the WIC Program; and,

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

**WHEREAS**, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to accept these grant funds from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

**SECTION 1.** That the Columbus Health Department is hereby authorized and directed to accept additional grant awards totaling \$191,395 from the Ohio Department of Health for the Women, Infants and Children (WIC) grant program for the period of October 1, 2003 through September 30, 2004.

**SECTION 2.** That from the unappropriated monies in the fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the twelve months ending December 31, 2004, the sum of \$191,395 is hereby appropriated to the Department of Health, Department No. 50-01, as follows:

Object				
<u>OCA</u>	<u>Grant No.</u>	<u>Level One</u>	<u>Purpose</u>	<u>Amount</u>
503016	503016	01	Personnel Services	\$28,510.00
503016	503016	02	Materials & Supplies	\$91,757.00
503016	503016	03	Services-Op & Maintenance	\$71,128.00

**SECTION 3.** That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner and that no order shall be drawn or money paid except upon 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.

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**Legislation Number:** 1105-2004

**Drafting Date:** 06/10/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

#### **Explanation**

**BACKGROUND:** The Board of Health has a need to make funds available to increase a contract with Children's Hospital. The Board of Health has been awarded an additional grant award of \$191,395, for a total grant award in an amount of \$3,697,440 in grant funds from the Ohio Department of Health to fund the Women, Infants and Children (WIC) Program for the period October 1, 2003 through September 30, 2004. The Columbus Health Department has been designated as the primary grantee agency and administrator for all WIC programs in Franklin County. The grant funds awarded provide for an increased contract with Children's Hospital for an additional amount not to exceed \$28,000, and for a total contract amount not to exceed \$333,022, for the operation of a WIC clinic at their facility. The contract compliance number for Children's Hospital is 31-4379441.

The contract period is October 1, 2003 through September 30, 2004.

Emergency action is requested in order to avoid any delays in providing program services.

**FISCAL IMPACT:** The Women, Infants and Children Program is entirely funded by the Ohio Department of Health. This program does not generate any revenue or require a City match.

#### **Title**

To authorize the Board of Health to modify and increase a contract with Children's Hospital for the provision of a WIC clinic; to authorize the expenditure of an additional \$28,000 from the Health Department Grants Fund; and to declare an emergency, (\$28,000)

#### **Body**

**WHEREAS,**The Ohio Department of Health has designated the Board of Health as primary grantee agency and fund administrator for all WIC programs in Franklin County; and,

**WHEREAS,**Children's Hospital will staff and operate a WIC clinic in accordance with State WIC guidelines; and,

**WHEREAS**, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to enter into this contract 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 and directed to modify and increase Contract DL006065 with Children's Hospital for the provision of a WIC clinic for the period of October 1, 2003 through September 30, 2004.

**SECTION 2.** That the expenditure of \$28,000 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Grant No. 503016, Division No. 50-01, OCA Code 503016, Object Level One 03, Object Level Three 3351.

**SECTION 3.** That this contract is in compliance with Section 329.16 of the Columbus City Code.

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

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**Legislation Number:** 1106-2004

**Drafting Date:** 06/10/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** The Columbus Health Department has been awarded additional grant funds from the U.S. Department of Health and Human Services. This ordinance is needed to accept and appropriate an additional \$94,697.00 in grant money to fund the Healthy Start grant program, for a total grant award in an amount of \$594,697. The grant period will be extended through July 31, 2004.

The Healthy Start grant program enables the Columbus Health Department to conduct health assessments in the project area neighborhoods of South Linden, the Near South, Franklinton, and the Near East, focusing primarily on perinatal and infant clients and their families. The goal of the program is to improve perinatal delivery systems in the project communities.

This grant is for the period June 1, 2003 through July 31, 2004.

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

**FISCAL IMPACT:** This program is entirely funded by the U.S. Department of Health and Human Services and does not generate revenue or require a City match.

**Title**

To authorize and direct the Columbus Health Department to accept a grant from the U.S. Department of Health and Human Services in the amount of \$94,697.00; to authorize the appropriation of \$94,697.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$94,697.00)

**Body**

**WHEREAS**, \$94,697 in grant funds have been made available through the U.S. Department of Health and Human Services; and,

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

**WHEREAS**, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to accept this grant from the U.S. Department of Health and Human Services and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety, and welfare; Now, therefore:

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

**SECTION 1.** That the Columbus Health Department is hereby authorized and directed to accept an additional grant award of \$94,697.00 from the U.S. Department of Health and Human Services for the Healthy Start grant program for the period June 1, 2003, through July 31, 2004.

**SECTION 2.** That from the monies in the Fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources during the twelve months ending December 31, 2004, the sum of \$94,697 is hereby appropriated to the Health Department, Division No. 50-01, as follows:

<u>OCA</u>	<u>Grant No.</u>	<u>Level One</u>	<u>Purpose</u>	<u>Amount</u>
503017	503017	01	Personnel Services	\$40,172.00
				503017 503017 03 Services-Op & Maintenance
				\$54,525.00

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

**SECTION 4.** That 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.

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**Legislation Number:** 1107-2004

**Drafting Date:** 06/10/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**Background:**

The City of Columbus has a continuing relationship with the Columbus Downtown Development Corporation. In the interest of efficiency and recognition of work previously completed, a modification of Ordinance No. 2670-2003 is needed to allow the Columbus Downtown Development Corporation to waive section 329.12 of the Columbus City Code regarding awarding of professional service contracts.

This ordinance authorized the Director of Recreation and Parks to enter into contract with the Columbus Downtown Development Corporation for the administration of the Riverfront Development Project from Battelle Park to Bicentennial Park.

Columbus Downtown Development Corporation will enter into contract with consulting firms for the preparation of plans and specifications for the implementation of the riverfront plan.

Waiving section 329.12 of the Columbus City Code will allow Columbus Downtown Development Corporation to proceed with the selection of consultants and the project to proceed efficiently.

Emergency action is necessary to allow contracts to be signed as soon as possible so the Riverfront Development Project can continue to proceed on time.

**Fiscal Impact:**

N/A

**Title**

To authorize the modification of Ordinance No. 2670-2003, authorizing a contract with Columbus Downtown Development Corporation, to waive Section 329.12 Columbus City Code for the selection of professional services, and to declare an emergency.

**Body**

**WHEREAS**, it is necessary to modify Ordinance No. 2670-2004 authorizing a contract with the Columbus Downtown Development Corporation to waive section 329.12 of the Columbus City Code for awarding of professional service contracts for the Riverfront Development Project; and

**WHEREAS**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to modify said ordinance to allow the Riverfront Development Project to proceed on time; now, therefore

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

**Section 1.** That Ordinance No. 2670-2003, which authorized a contract with the Columbus Downtown Development Corporation for the administration of the Riverfront Development Project, be modified to allow CDDC to waive section 329.12 of the Columbus City Code for awarding of professional service contracts.

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

**Legislation Number:** 1108-2004

**Drafting Date:** 06/10/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** The Board of Health has a need to make funds available to modify and increase a contract with Neighborhood House, Inc., which is a community-based, not-for-profit organization. The Columbus Health Department has been awarded an additional grant award of \$94,697 from the U.S. Department of Health and Human Services to fund the Healthy Start Program through July 31, 2004. Neighborhood House Inc. will provide care coordination/case management services to pregnant and parenting women in the target areas of South Linden, the Near East and the Near South for the Federal Healthy Start grant program. The grant funds awarded provide for an increased contract with Neighborhood House Inc. for an additional amount not to exceed \$54,225

Emergency action is required to ensure the continued operation of the Healthy Start program.

**FISCAL IMPACT:** This contract is entirely funded by a grant from the U.S. Department of Health and Human Services. The program does not generate revenue or require a City match.

### **Title**

To authorize the Board of Health to modify and increase a contract with Neighborhood House Inc. to provide additional funding to the Contractor for care coordination/case management services; to authorize the expenditure of an additional \$54,225 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency, (\$54,225)

### **Body**

**WHEREAS**, funding is available from the U.S. Department of Health and Human Services to modify and increase a contract with Neighborhood House Inc., to provide care coordination and case management services for the Healthy Start grant program; 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 Neighborhood House 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 and directed to modify and increase contract DL005985 with Neighborhood House Inc. for care coordination and case management services for the Healthy Start grant program for the period June 1, 2003 through July 31, 2004.

**SECTION 2.** That to pay the costs of said contracts, the expenditure of \$54,225 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Health Department, Division 50-01, Grant No. 503017, OCA Code 503017, Object Level One 03, Object Level Three 3337.

**SECTION 3.** That this contract is awarded in accordance with Sections 329.15 of the Columbus City Code.

**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.

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**Legislation Number:** 1109-2004

**Drafting Date:** 06/10/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

Insight Communications Inc. (formerly Coaxial Communications of Central Ohio) was granted a permit in 1994 pursuant to Columbus City Code 595 to offer certain cable services in the City of Columbus. Said permit expires on November 30, 2006. Insight Communications has requested renewal of its permit from the City of Columbus pursuant to Columbus City Code 595 and 47 U.S.C. Section 626. The renewal process may involve complex and technical legal issues so authority is requested to retain the law firm of Chester, Willcox and Saxbe, LLP to provide specialized legal representation to the city in the renewal process.

### **Title**

To authorize the City Attorney to enter into an agreement for special legal counsel services with representatives of the law firm of Chester, Willcox and Saxbe, LLP regarding the matter of the franchise renewal process for Insight Communications; to authorize the appropriation and expenditure of \$10,000.00 from the cable communications fund; and to waive the competitive bidding provisions of the Columbus City Codes. (\$10,000.00)

### **Body**

WHEREAS, Insight Communications Inc. (formerly Coaxial Communications of Central Ohio) was granted a permit in 1994 pursuant to Columbus City Code 595 to offer certain cable services in the City of Columbus; and

WHEREAS, said permit expires on November 30, 2006; and

WHEREAS, Insight Communications has requested renewal of its permit from the City of Columbus pursuant to Columbus City Code 595 and 47 U.S.C. Section 626; and

WHEREAS, the renewal process may involve complex and technical legal issues; and

WHEREAS, it is necessary to hire special legal counsel to represent the City in the matter of the franchise renewal process for Insight Communications and to waive the provisions of Columbus City Code 329 relative to the procurement of professional services. Now therefore,

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

Section 1. That the City Attorney is hereby authorized to enter into contract with Chester, Willcox & Saxbe, LLP for special legal counsel in the matter of the franchise renewal process for Insight Communications.

Section 2. That the sum of \$10,000.00 is hereby appropriated from the unappropriated monies in the cable communications fund, fund number 203, 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 as follows: department /division 2401, oca 240705, object level 1 - 3, object level 3 - 3324.

Section 3. That for the reason stated in Section 1, the expenditure of \$10,000.00, or so much thereof as may be necessary,

is hereby authorized as follows: department 2401, fund number 203, oca 240705, object level 1 - 3, object level 3 - 3324.

Section 4. That the provisions of Columbus City Codes 329 relative to the procurement of professional services are hereby waived.

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

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**Legislation Number:** 1111-2004

**Drafting Date:** 06/11/2004

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

### **Explanation**

#### **Rezoning Application Z04-013**

**APPLICANT:** M/I Homes of Central Ohio, LLC; c/o Jeffrey L. Brown, Atty.; Smith and Hale; 37 West Broad Street; Columbus, Ohio 43215.

**PROPOSED USE:** Single-family and two-family residential development.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (6-0) on May 6, 2004.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The requested PUD-8, Planned Unit Development District would permit 208 single-family and two-family dwellings on public streets with a gross density of 5.5 units per acre, which nets 7.7 units per acre after right-of-way dedication, and 6.2 acres of open space. The proposed development is consistent with the established zoning and development patterns of the area.

### **Title**

To rezone **1151 WAGGONER ROAD (43004)**, 37.74± acres located on the west side of Waggoner Road, 280± feet north of Kennedy Road, **From:** R, Rural District, **To:** PUD-8, Planned Unit Development District **and to declare an emergency.** (Rezoning # Z04-013)

### **Body**

**WHEREAS**, application #Z04-013 is on file with the Building Services Division of the Department of Development requesting rezoning of 37.74± acres from R, Rural District, to the PUD-8, Planned Unit Development District; and

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

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

**WHEREAS**, the City Departments recommend approval of said zoning change because the requested PUD-8, Planned Unit Development District would permit 208 single-family and two-family dwellings on public streets with a gross density of 5.5 units per acre, which nets 7.7 units per acre after right-of-way dedication, and 6.2 acres of open space. The proposed development is consistent with the established zoning and development patterns of the area, now, therefore:

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

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

**1151 WAGGONER ROAD (43004)**, 37.74± acres located on the west side of Waggoner Road, 280± feet north of Kennedy Road, and being more particularly described as follows:

**37.736 Acres**

Situated in the State of Ohio, County of Franklin, Township of Jefferson, lying in Lot No. 8, Section 4, Township 1, Range 16, United States Military Lands and being out of the 40 ½ acre tract conveyed to Investors Land Co. by deed of record in Official Record 19176 G14, (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning for Reference at Franklin County Geodetic Survey Monument No. 0017 marking the centerline intersection of Waggoner Road and Kennedy Road;

Thence North 03° 49' 01" East, a distance of 282.12 feet, along the centerline of said Waggoner Road, to a railroad spike found at a common corner of said 40 ½ acre tract and the 115.739 acre tract conveyed as Parcel One to the Dominican Sisters, St. Mary of the Springs, Columbus, Ohio by deed of record in Official Record 33447 B20. Said railroad spike being the TRUE POINT OF BEGINNING of the herein described tract:

The following two (2) courses and distances along the lines common to said 40 ½ and 115.739 acre tracts:

1. Thence North 86° 15' 34" West, a distance of 2655.32 feet, to a ¾" iron pipe found at the southwesterly corner of said 40 ½ acre tract;
2. Thence North 02° 42' 46" East, a distance of 264.20 feet, to a ¾" iron pipe found at the southeasterly corner of said 20 acre tract;
3. Thence North 03° 16' 46" East, a distance of 48.46 feet, along the easterly line of said 20 acre tract and westerly line of said 40 ½ acre tract to a point in the center of Ramsey's Run;

The following twenty (20) courses and distances across said 40 ½ acre tract, and along the meanders of Rameys Run:

1. Thence North 73° 46' 52" East, a distance of 21.00 feet to a point;
2. Thence North 60° 13' 57" East, a distance of 94.00 feet to a point;
3. Thence North 69° 46' 45" East, a distance of 25.00 feet to a point;
4. Thence North 56° 22' 36" East, a distance of 31.00 feet to a point;
5. Thence North 44° 38' 33" East, a distance of 90.00 feet to a point;
6. Thence North 65° 56' 15" East, a distance of 62.00 feet to a point;
7. Thence North 78° 29' 00" East, a distance of 34.00 feet to a point;
8. Thence North 87° 21' 38" East, a distance of 120.00 feet to a point;
9. Thence North 16° 04' 19" East, a distance of 63.00 feet to a point;
10. Thence North 60° 11' 55" East, a distance of 23.00 feet to a point;
11. Thence South 82° 44' 43" East, a distance of 92.00 feet to a point;
12. Thence South 45° 57' 33" East, a distance of 41.00 feet to a point;
13. Thence North 89° 37' 26" East, a distance of 43.00 feet to a point;
14. Thence South 57° 14' 47" East, a distance of 42.00 feet to a point;
15. Thence South 31° 36' 11" East, a distance of 19.00 feet to a point;
16. Thence South 73° 14' 18" East, a distance of 19.00 feet to a point;
17. Thence North 33° 01' 42" East, a distance of 56.00 feet to a point;
18. Thence North 62° 52' 03" East, a distance of 36.00 feet to a point;
19. Thence North 55° 58' 03" East, a distance of 56.00 feet to a point;
20. Thence North 35° 06' 50" East, a distance of 44.61 feet to a point in the northerly line of said 40 ½ acre tract and in the southerly line of "Willowbrook Crossing Part 2," a subdivision of record in Plat Book 100, Pages 93 and 94;

21. Thence South 86° 18' 40" East, a distance of 1859.28 feet, along the northerly line of said 40 ½ acre tract and the southerly lines of said "WILLOWBROOK CROSSING - PART 2" and "WILLOWBROOK CROSSING - PART 1", a

subdivision of record in Plat Book 100, Pages 49-50, to a point, referenced by a railroad spike found 0.36 feet North and 0.62 feet West, in the aforesaid centerline of Waggoner Road at a common corner of said 40 ½ acre tract and "WILLOWBROOK CROSSING - PART 1";

Thence South 03° 49' 01" West, a distance of 666.29 feet, along said centerline of Waggoner Road and the easterly line of said 40 ½ acre tract to the TRUE POINT OF BEGINNING, Containing 37.736 acres, more or less.

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

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

The bearings in the above description are based on the same meridian as the bearings shown on the subdivision plat entitled "Waggoner Chase Section 1", of record in Plat Book 92, Pages 14 and 15, Recorder's Office, Franklin County, Ohio.

**EVANS, MECHWART, HAMBLETON & TILTON, INC.**

**To Rezone From:** R, Rural District,

**To:** PUD-8, Planned Unit Development District

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

**SECTION 3.** That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved PUD-8, Planned Unit Development District and Application among the records of the Building Services Division as required by Section 3311.09 of the Columbus City Codes; said plan being titled "**WAGGONER TRACE**", signed by Jeffrey L. Brown, Attorney for the Applicant, and dated June 17, 2004.

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

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**Legislation Number:** 1120-2004

**Drafting Date:** 06/14/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

BACKGROUND: Monies are budgeted in the Health Special Revenue Fund for the purpose of providing City support to various grant projects. The support is utilized by programs when a grantor requires a local cash match or the grant does not fund the project in its entirety and the Health Department has made a commitment to provide these services to the community. The objective of this ordinance is to transfer funds in the amount of \$180,000 from the Health Special Revenue Fund to the Health Department's Grants Fund in order to provide support for various grant projects. The primary

recipients of the funds are the Alcohol Treatment Program, Women's Set-Aside Program, Alcohol Drug Prevention, and Lifestyle Risk Reduction Program. This ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's Accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: The funds are available and budgeted in the amount of \$180,000 for transfer from the Health Special Revenue Fund to the Health Departments Grants Fund.

#### **Title**

To authorize and direct the transfer of \$180,000 from the Health Special Revenue Fund to the Health Department Grants Fund for City support to various grant projects, and to declare an emergency. (\$180,000)

#### **Body**

WHEREAS, monies in the amount of \$180,000 were appropriated in the Health Special Revenue Fund, to provide City support to various grant projects; and,

WHEREAS, the transfer of funds from the Health Special Revenue Fund to the Health Department Grants Fund is necessary to provide support to various grant projects; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to transfer the aforementioned funds, thereby preserving the public health, peace property, safety, and welfare; Now, therefore:

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

SECTION 1. That the Auditor be and is hereby authorized and directed to transfer \$180,000 from Health Special Revenue Fund, Fund No. 250, Department of Health, Division No. 50-01, Object Level One, 10, Object Level Three, 5501, OCA 900456 to the Health Department Grants Fund, Fund No. 251, Division No. 50-01, OCA 101964.

SECTION 2. That the City Auditor be and is hereby authorized and directed to transfer any unexpended cash balances forward to the corresponding current projects.

SECTION 3. 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.

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**Legislation Number:** 1125-2004

**Drafting Date:** 06/14/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

#### **Explanation**

**BACKGROUND:** The Ohio Department of Health has a need for food service inspections and food sample collections at specified food service sites. The Columbus Health Department has been awarded a revenue contract from the Ohio Department of Health in an amount not to exceed \$8,000 for the provision of these inspection and collection services for the period July 1, 2004 through October 31, 2004. Under this contract, the Ohio Department of Health will reimburse the Columbus Health Department for food service inspections at sites specified by ODH, and for the collection of food samples sent to a laboratory to be analyzed.

Emergency action is requested in order to ensure timely reimbursement to the City.

**FISCAL IMPACT:** The Ohio Department of Health will reimburse the Health Department \$70 per site inspected and \$60 per laboratory test sample collected. The revenue from the Ohio Department of Health will be deposited into the Health Special Revenue Fund.

d

**Title**

To authorize and direct the Columbus Health Department to enter into a revenue contract from the Ohio Department of Health for the provision of food service inspections and food sample collections, in an amount not to exceed \$8,000, and to declare an emergency. (\$8,000)

**Body**

**WHEREAS**, the Ohio Department of Health has a need for food service inspections and food sample collections to be conducted at specified food service sites; and,

**WHEREAS**, the Ohio Department of Health has contracted with the Columbus Health Department to provide food service inspections and to collect food samples for analysis during the period July 1, 2004 through October 31, 2004.

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

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

**SECTION 1.** That the Columbus Health Department is hereby authorized and directed to enter into a revenue contract with the Ohio Department of Health to provide food inspection services and food sample collections for the period July 1, 2004 through October 31, 2004.

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

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**Legislation Number:** 1127-2004

**Drafting Date:** 06/14/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation Background:**

This ordinance will authorize the Director of the Recreation and Parks Department and the Real Estate Division to enter into contract to purchase three (3) pieces of property on Nelson Road, as follows:

- 1) Holmes/Hill Property, 0 Nelson Road/undeveloped \$20,000
- 2) Suel/Dent Property, 0 Nelson Road/undeveloped \$14,000
- 3) Banks Property, 370 S. Nelson Road \$24,000

The total amount of the expenditure, \$58,000.00, includes the purchase price of the property, closing costs, title insurance, environmental assessments, and survey costs.

This is an Urban Infrastructure Recovery Fund project. These properties will be part of a project to clean up the area around Academy Park behind Cleo Dumaree Athletic Complex.

Emergency legislation is requested in order for acquisition to proceed in a timely manner as contracts are being signed and closing dates are being established based on this legislation.

**Fiscal Impact:**

\$58,000.00 is required and budgeted in the Urban Infrastructure Recovery Fund.

d

**Title**

To authorize the Director of the Recreation and Parks Department and the Real Estate Division to execute those documents necessary to purchase three (3) properties on Nelson Road, to pay all costs associated with the purchase of said land, to authorize the expenditure of \$58,000.00 from the Urban Infrastructure Recovery Fund, and to declare an emergency. (\$58,000.00)

**Body**

**WHEREAS**, the City of Columbus desires to purchase three (3) pieces of property on Nelson Road; and

**WHEREAS**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to purchase said property to allow land acquisition to proceed in a timely manner as contracts are being signed and closing dates are being established based on this legislation; now, therefore:

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

**Section 1.** That the Director of the Recreation and Parks Department and the Real Estate Division be and are hereby authorized and directed to enter into a contract to purchase three (3) pieces of property on Nelson Road;

**Section 2.** That the expenditure of \$58,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Urban Infrastructure Recovery Fund No. 742, Dept. 44, as follows, to pay the cost thereof.

<u>Fund Type</u>	<u>Proj. No.</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Grant	440004	6601	543106	\$58,000.00

**Section 3.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

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

---

**Legislation Number:** 1129-2004

**Drafting Date:** 06/14/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** The Division of Water has entered into contracts, less than \$50,000.00, with Critical Path Consultants over the last four years. They have assisted us with strengthening management practices in order to improve Division-wide

measures. These projects have enabled us to become more competitive as a water utility. Since our relationship began, many positive structural changes have occurred. Because of these positive changes and our strong relationship with Critical Path Consultants, the Director of Public Utilities and Division of Electricity would like to utilize these services in management accountability for objectives, performance measures, and staff realignment. Therefore, it is in the best interest of the City of Columbus, that the provisions of competitive bidding be waived, and that the Director of Public Utilities enter into a contract with Critical Path Consultants for the services mentioned above. The Contract Compliance Number for Critical Path Consultants is 08-1368842. They do not have MBE/FBE status.

It is requested that this Ordinance be handled in an emergency manner, in order have processes within the Department of Public Utilities evaluated as soon as possible.

**FISCAL IMPACT:** The Division of Water has allocated \$40,000.00 for these services in the 2004 Budget.

\$40,000.00 was expended for this service during 2003.

\$40,000.00 was expended for this service during 2002.

**Title**

To authorize the Director of Public Utilities to enter into a contract with Critical Path Consultants, to support the Department in management accountability for objectives, performance measures, and staff realignment, for the Director's Office and the Divisions of Water and Electricity, to waive the provisions of formal competitive bidding, to authorize the expenditure of \$60,000.00 from various funds, and to declare an emergency. (\$60,000.00)

**Body**

WHEREAS, the Division of Water has contracted with Critical Path Consultants and assisted us with strengthening management practices in order to improve Division-wide measures, and

WHEREAS, many positive, structural changes have occurred from this contract, therefore, the Director of Public Utilities and Division of Electricity would like to utilize these services in management accountability for objectives, performance measures, and staff realignment, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a contract with Critical Path Consultants, to support the Department in management accountability for objectives, performance measures, and staff realignment, for the Director of Public Utilities and Divisions of Water and Electricity, in order have processes within the Department of Public Utilities evaluated as soon as possible, for the immediate preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into a contract with Critical Path Consultants, to support the Department in management accountability for objectives, performance measures, and staff realignment, for the Director of Public Utilities and Divisions of Water and Electricity.

Section 2. That it is in the best interest of the City to waive the provisions of Section 329.06 of the Columbus City Codes, 1959, and such provisions are hereby waived.

Section 3. That the expenditure of \$60,000.00 or as much thereof as may be needed, is hereby authorized from the information provided below, to pay the cost thereof.

<u>Fund Name</u>	<u>Fund #</u>	<u>Dept.</u>	<u>OCA</u>	<u>Object Level One</u>	<u>Object Level Three</u>	<u>Amount</u>
Water Works Operating	600	60-09	600908	03	3326	\$15,000.00

Electricity Operating	550	60-07	600700	03	3326	\$30,000.00
Electricity Operating	550	60-01	600023	03	3326	\$2,850.00
Water Works Operating	600	60-01	600049	03	3326	\$4,800.00
Sanitary Sewer Operating	650	60-01	600056	03	3326	<u>\$7,350.00</u>
						\$60,000.00

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:** 1130-2004

**Drafting Date:** 06/14/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation** 1. NEED: This ordinance declare City Council's determination for the City to proceed with the construction of the Willow Springs Area Assessment Sewer Project. The cost of which is to be assessed against the abounding and abutting lots and lands benefiting from the project. Upon passage of this ordinance the Director of Public Utilities will solicit sealed bids for the construction of the improvements. Once the lowest, best, responsive and responsible bidder has been identified, the Division of Sewerage and Drainage will request the appropriate project funding. Immediately upon receiving said funding, legislation will be submitted to City Council requesting authority to award the construction contract and to provide for the payment of construction inspection services.

2. HISTORICAL DATA: Resolution 179X-2003, adopted June 16, 2003, declared a necessity of providing sanitary sewer improvements in connection with the subject project; and declared it necessary for the Director of Public Utilities to cause the preparation of plans and specifications required for the construction sanitary sewers under an assessment procedure. The City Clerk has transmitted estimated assessments to the affected property owners and has prepared an Assessment Report as required by the City Charter. The plans and specifications are complete, and all of the necessary construction and permanent easements have been acquired.

3. EMERGENCY LEGISLATION: The Division of Sewerage and Drainage is requesting Council to consider this measure an emergency measure for purposes of immediately causing the procurement of the construction services necessary to install the urgently required sanitary sewer system that is needed to address groundwater pollution concerns in the Willow Springs subdivision.

**Title**To declare the determination of City Council to proceed with the construction of the sanitary sewer improvements associated with the Willow Springs Area Assessment Sewer Project, in accordance with the assessment procedures set forth by Columbus City Charter, for the Division of Sewerage and Drainage; and to declare an emergency. (\$0.00)

**Body**WHEREAS, the City of Columbus's Health Department has identified the residential development known as Willow Springs to have documented groundwater pollution concerns primarily due to the lack of centralized sanitary sewer service; and

WHEREAS, Resolution 179X-2003, adopted June 16, 2003, established City Council's declaration for the necessity to construct sanitary sewer improvements known as the Willow Springs Area Assessment Sewer Project, and to approve the plans, specifications, estimates and profiles in accordance with the assessment procedures of the Columbus City Charter; and

WHEREAS, the construction plans and specifications have been prepared and completed; all of the necessary construction

and permanent easements have been acquired; and

WHEREAS, in accordance with Section 168 of the Columbus City Charter, the Division of Sewerage and Drainage has submitted an Assessment Report to the City Clerk, and whereby all benefiting property owners of this assessment project have been notified by either certified U.S. Postal Service or publication of the notice twice within the Columbus City Bulletin; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that is immediately necessary for this Council to declare it necessary to proceed with the installation of this urgently needed sanitary sewer infrastructure in accordance with Section 173 of the City Charter 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 it is the determination of the City Council that the City proceed with the construction of the Willow Springs Area Assessment Sewer Project as declared necessary within Resolution 179X-2003, adopted June 16, 2003, for purposes of constructing sanitary sewer improvements in accordance with the plans and profile marked CC-13175, together with the specifications and estimate of cost therefor which have been approved and are now on file in the offices of the Division of Sewerage and Drainage, Department of Public Utilities, 910 Dublin Road, Room 3031, Columbus, Ohio 43215-9053.

Section 2. That a portion of the cost of the said sewerage improvements together with the interest on notes issued in anticipation of bonds and on bonds issued in anticipation of the collection of the assessments, shall be assessed in proportion to the special benefits which may result from such improvement upon all lots and lands bounding and abutting upon said improvement. Each property owner in the proposed project area has been duly provided with estimated assessments for their parcel, by the City Clerk of the City of Columbus, and are on file in the Division of Sewerage and Drainage's Sewer System Engineering Section.

Section 3. That the assessments so to be levied shall be paid in twenty semi-annual installments with interest on the deferred payments at a rate not exceeding the prevailing interest rate received by the City for such purposes, provided however, that the owner of any property assessed may, at his option, pay such assessment or any number of installments thereof, at any time after such assessment has been levied.

Section 4. That the City's share in the cost of the improvements shall include the cost of the project design services; inspection; and the construction costs associated with the right-of-way pavement restoration; and intersection crossings.

Section 5. That notes of the City of Columbus, Ohio, shall be issued in anticipation of the issuance of bonds to be issued in the anticipation of the collection of the assessments by installments, and in an amount equal thereto.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part thereof, 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.

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**Legislation Number:** 1134-2004

**Drafting Date:** 06/15/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** This legislation authorizes the Director of the Department of Development to enter into a contract with

the Community Shelter Board. This contract will provide \$420,000.00 from the Community Development Block Grant Fund (CDBG) to support the Homeless Prevention and Transition Programs. The Homeless Prevention Program reduces the number of persons needing shelter by preventing families and individuals from becoming homeless through relocation, case management, service linkages and mediation services, as well as short-term financial rent, mortgage or utility assistance. The Transitions Program reintegrates families and individuals who are currently homeless into the community through provisions of relocation, case management, service linkage and short-term rental assistance.

Emergency action is requested to allow program services to continue without interruption.

**FISCAL IMPACT:** A total of \$420,000.00 was allocated to the Community Shelter Board for an administrative contract to support the Homeless Prevention and Transition Programs. These funds are provided from FY 2004 CDBG Fund.

**Title**

To authorize the Director of the Department of Development to enter into contract with the Community Shelter Board to support the Homeless Prevention and Transition Programs; to authorize the expenditure of \$420,000.00 from the 2004 Community Development Block Grant Fund; and to declare an emergency. (\$420,000.00)

**Body**

**WHEREAS**, the Director of the Department of Development desires to enter into a contract with the Community Shelter Board; and

**WHEREAS**, the Community Shelter Board desires to establish an administrative contract to support the Homeless Prevention and Transition programs; and

**WHEREAS**, the Homeless Prevention Program reduces the number of persons needing shelter by preventing families and individuals from becoming homeless through relocation, case management, service linkages and mediation services, as well as short-term financial rent, mortgage or utility assistance; and

**WHEREAS**, the Transitions Program reintegrates families and individuals who are currently homeless into the community through provisions of relocation, case management, service linkage and short-term rental assistance; and

**WHEREAS**, emergency action is necessary to allow program services to continue without interruption; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to enter into contract with the Community Shelter Board and to expend said funds thereby preserving 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 the Community Shelter Board for the period of July 1, 2004 to June 30, 2005 for the purpose of funding an administrative contract to support the Homeless Prevention and Transition programs.

**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 of \$420,000.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Department No. 44-10, Fund 248, Object Level One 03, Object Level Three 3336, OCA Code 444024.

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

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**Legislation Number:** 1136-2004

**Drafting Date:** 06/15/2004

**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 with Burch Hydro Inc and Synagro Midwest Inc for Land Application of Biosolids Services.

This contract provides for the disposal of sewage sludge on agricultural land. The contract is utilized by the Compost Facility, Jackson Pike Wastewater Treatment Plant and the Southerly Wastewater Treatment Plant.

Bids were opened on May 26, 2004. The proposals included eight (8) service items. Items 1 through 6 must be awarded to the same supplier because the work is sequential Three (3) bids were received. The following is the tabulation of those bids:

Burch Hydro: \$775,519.45

Synagro: \$804,825.35

Metropolitan Environmental: \$1,098,887.00

After review of the bids Burch Hydro Inc was the lowest, responsive and responsible bidder on items number 1 through 6 and Synagro Midwest Inc. was lowest, responsive and responsible bidder for item number 8. Both suppliers will be awarded item number 7 (Hauling).

### **SUPPLIERS:**

Burch Hydro Inc (31-0978934)

Synagro Midwest Inc (76-0612568)

**FISCAL IMPACT:** \$400,00.00 is needed and budgeted for this service.

\$900,000.00 was spent in 2003

\$895,000.00 was spent in 2002

This ordinance is being submitted as an emergency so that the contract can be in place prior to the expiration of the current agreement and that services will not be interrupted.

### **Title**

To authorize the Director of Public Utilities to enter into contract with Burch Hydro Inc. and Synagro Midwest Inc for Land Application of Biosolids Services for the Division of Sewerage and Drainage, to authorize the expenditure of \$400,000.00.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$400,000.00)

### **Body**

WHEREAS, the Director of Public Utilities opened bids on May 26, 2004 to provide Land Application of Biosolids

Services for the Division of Sewerage and Drainage, and,

WHEREAS, three (3) bids were received and it is recommended that awards be made to Burch Hydro Inc for items number 1 through 6 and 7 and Synagro Midwest Inc for items number 7 and 8, and

WHEREAS, this contract provides for Land Application of Biosolids Services for the Compost Facility, Jackson Pike Wastewater Treatment Plant and Southerly Wastewater Treatment Plant, 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 a contract can be in place prior to the expiration of the current agreement and not to have an interruption in services with Burch Hydro Inc. and Synagro Midwest 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 Burch Hydro Inc. and Synagro Midwest Inc. for Land Application of Biosolids Services for the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$400,000.00 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 605055  
Object Level 1: 03  
Object Level 03: 3419  
Amount: \$250,000.00

OCA 605022  
Object Level 1: 03  
Object Level 03: 3419  
Amount: \$150,000.00

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.

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**Legislation Number:** 1137-2004

**Drafting Date:** 06/15/2004

**Current Status:** Passed

**Version:** 3

**Matter Type:** Ordinance

### **Explanation**

#### **Rezoning Application Z03-125**

**APPLICANT:** Morso Holding Co.; c/o Jeffrey L. Brown, Atty.; 37 West Broad Street, Suite 725; Columbus, Ohio 43215.

**PROPOSED USE:** Automobile service facility including car wash and automobile storage.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (3-0-1) on March 11, 2004.

**NORTHEAST AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The applicant requests the L-M, Limited Manufacturing District to expand an automobile service, storage, and car wash facility that will serve a dealership proposed for the corner

of Morse Road and Morse Crossing. The rezoning is necessary to add automobile service including car wash and automobile storage to the existing L-M, Limited Manufacturing District. The limitation text includes all of the development standards applicable to the Easton development.

**Title**

To rezone **4592 SUNBURY ROAD (43219)**, being ~~3.083.82±~~ acres located on the east side of Sunbury Road, 450± feet north of Easton Way, **From:** L-M, Limited Manufacturing District, **To:** L-M, Limited Manufacturing District **and to declare an emergency.** (Rezoning # Z03-125)

**Body**

**WHEREAS**, application #Z03-125 is on file with the Building Services Division of the Department of Development requesting rezoning of ~~3.083.82±~~ acres from L-M, Limited Manufacturing District to L-M, Limited Manufacturing District; and

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

**WHEREAS**, the North East Area Commission recommends approval of said zoning change; and

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

**WHEREAS**, the City Departments recommend approval of said zoning change because the applicant requests the L-M, Limited Manufacturing District to expand an automobile service, storage, and car wash facility that will serve a dealership proposed for the corner of Morse Road and Morse Crossing. The rezoning is necessary to add automobile service including car wash and automobile storage to the existing L-M, Limited Manufacturing District. The limitation text includes all of the development standards applicable to the Easton 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:

**4592 SUNBURY ROAD (43219)**, being ~~3.083.82±~~ acres located on the east side of Sunbury Road, 450± feet north of Easton Way, and being more particularly described as follows:

~~Situated in the State of Ohio, County of Franklin, City of Columbus, Section 2, Township 1, Range 17, United States Military Lands and being located all out of Parcel 2 as conveyed to Morso Holding Company of record in Official Record 30846G11 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows:~~

~~Beginning at the southwesterly corner of that tract of land as conveyed to Germain Real Estate Company of record in Instrument Number 200105080099661;~~

~~thence South 87° 40' 07" East with the southerly line of said Germain Real Estate Company tract, a distance of 399.54 feet to a southeasterly corner thereof;~~

~~thence North 02° 18' 27" East, with an easterly line of said Germain Real Estate Company tract, a distance of 2.19 feet to a southwesterly corner of that tract of land as conveyed to EJMR Construction Ltd. of record in Instrument Number 199709170095362;~~

~~thence South 87° 41' 33" East, with the southerly line of said EJMR Construction Ltd. tract, a distance of 25.98 feet to the northwesterly corner of that tract of land as conveyed to Easton market LLC of record in Official Record 34933B09;~~

~~thence South 02° 18' 27" West, with the westerly line of said Easton Market LLC tract a distance of 291.72 feet to a~~

point;

~~thence North 87° 40' 07" West, across said Parcel 2, a distance of 494.62 feet to a point in the easterly right-of-way line of Sunbury Road;~~

~~thence with said easterly right-of-way line, the following courses:~~

~~North 13° 32' 45" East, a distance of 160.52 feet to a point;~~

~~North 18° 17' 30" East, a distance of 137.35 feet to the True Point of Beginning and containing 3.08 acres of land, more or less.~~

**Situated in the State of Ohio, County of Franklin, City of Columbus, Section 2, Township 1, Range 17, United States Military Lands and being located all out of Parcel 2 as conveyed to Morso Holding Company of record in Official Record 30846G11 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows:**

**Beginning at the southwesterly corner of that tract of land as conveyed to Germain Real Estate Company of record in Instrument Number 200105080099661;**

**Thence South 87 deg. 40' 07" East with the southerly line of said Germain Real Estate Company tract, a distance of 399.54 feet to the southeasterly corner thereof;**

**Thence North 02 deg. 18' 27" East, with an easterly line of said Germain Real Estate Company tract, a distance of 2.19 feet to a southwesterly corner of that tract of land as conveyed to EJMR Construction Ltd. of record in Instrument Number 199709170095362;**

**Thence South 87 deg. 41' 33" East, with a southerly line of said EJMR Construction Ltd. tract, a distance of 25.98 feet to the northwesterly corner of that tract of land as conveyed to Easton Market LLC of record in Official Record 34933B09;**

**Thence South 02 deg. 18' 27" West, with the westerly line of said Easton Market LLC tract a distance of 356.25 feet to a corner thereof;**

**Thence North 87 deg. 41' 33" West, across said Parcel 2, a distance of 507.48 feet to a point in the easterly right-of-way line of Sunbury Road;**

**Thence with said easterly right-of-way line, the following courses:**

**North 13 deg. 32' 45" East, a distance of 226.53 feet to a point;**

**North 18 deg. 17' 30" East, a distance of 137.35 feet to the True Point of Beginning and containing 3.82 acres of land, more or less.**

This description was prepared from existing records and is for zoning purposes only.

EVANS, MECHWART, HAMBLETON AND TILTON, INC.

**To Rezone From:** L-M, Limited Manufacturing District,

**To:** L-M, Limited Manufacturing District.

**SECTION 2.** That a Height District of sixty (60) feet is hereby established on the L-M, Limited Manufacturing District on this property.

**SECTION 3.** That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-M, Limited Manufacturing District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled, " **LIMITATION OVERLAY TEXT DEVELOPMENT PLAN,**" signed by Jeffrey L. Brown, Attorney for the Applicant, dated June 15, 2004, and said plan being titled, "**LANDSCAPE PLAN**" signed by Jeffrey L. Brown, Attorney for the Applicant, dated April 26, 2004, and reading as follows:

**LIMITATION OVERLAY TEXT  
DEVELOPMENT PLAN**

PROPOSED DISTRICT: L-M  
PROPERTY ADDRESS: 4592 Sunbury Road  
OWNER: Morso Holding Company  
APPLICANT: same as owner  
DATE OF TEXT: 6/15/04  
APPLICATION NUMBER: Z03-125

**1. INTRODUCTION:** This site was part of Subarea 5D of Zoning Application Z95-035. This application adds a new use to the permitted uses. The site to the north was rezoned in 2001 to permit the same use.

**2. PERMITTED USES:** The following uses shall be permitted:

- a. Offices
- b. Warehousing, wholesaling, storage in bulk, distribution, assembly, packaging, and sales of products all within a building, the primary use of which is an office. Non-office use shall not exceed forty percent of the total square footage of that overall use.
- c. Day care centers
- d. For pay, recreational uses
- e. Automobile services / washing facility with outdoor storage

**3. DEVELOPMENT STANDARDS:** Except as otherwise noted above and herein, the applicable development standards of Chapter 3367, shall be applicable.

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

- 1. Setback from Sunbury Road shall be 50 feet for parking, loading and maneuvering and 100 feet for building.
- 2. No loading doors shall face Sunbury Road unless the loading doors are blocked by view from Sunbury Road by another building(s).
- 3. Height district shall be 60 feet.

B. Access, Loading, Parking and/or other Traffic related commitments.

N/A

C. Buffering, Landscaping, Open space and/or Screening commitments.

- 1. The frontage along Sunbury Road the east and south property lines of the property shall be landscaped in accordance with the submitted drawing.
- 2. The landscaping requirements of this section may be offset by the preservation of existing vegetation.

3. Minimum size of all trees shall be 2.5 in. caliper for deciduous 5 ft. high for evergreens, and 1.5 in. caliper for ornamentals.

4. The landscaping required in this section shall count toward satisfying the landscaping requirements of Chapter 3342 of the Columbus City Code.

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

6. At least 13 trees shall be planted adjacent to the building and within islands which are located on the paved portion of the site.

D. Building design and/or Interior-Exterior treatment commitments.

N/A

E. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments.

1. All waste and refuse shall be containerized and fully screened from view by a solid wall or fence.

2. No materials, supplies, or product shall be stored or permitted to remain on any portion or parcel outside a permitted structure except for automobile storage in association with an automobile service facility.

3. All external lighting shall be cutoff type fixtures (downlighting), and shall provide no light spillage to off-site parcels. However, buildings and landscaping may be uplit or downlit provided that landscaping lighting does not spill over into the public right-of-way. The maximum height of light poles shall not exceed twenty-eight feet.

F. Graphics and Signage commitments.

1. Entry features may be established within the subarea and may contain signage. Signage shall be limited to identifying the overall development not individual users. Minimum setback for entry features shall be 5 feet from right-of-way maintaining safe clear sight distances at intersections. Depending on the final form of the entry features, appropriate variances from the Columbus Zoning Code may be required.

2. All signage and graphics shall conform to Article 15 of the Columbus City Graphics Codes, as it applies to the M-2, Manufacturing District. Any variance to the sign requirements shall be submitted to the Columbus Graphics Commission.

G. Miscellaneous commitments.

1. There shall be no handling or storage of explosive and no searchlights or flying (air borne) balloons. There shall be no outdoor banners or streamers.

2. There shall be no incineration of waste, trash or other materials permitted on any part of said tract nor in any building at any time located on said tract.

3. Stormwater drainage shall conform to the City of Columbus standards, and no storm water runoff shall be increased on any adjacent properties.

4. Notwithstanding the traffic limitations contained within this document, said traffic limitations, including numbers and locations of curbcuts, may be modified with the approval of the Transportation Division.

5. The Transportation Division is in the process of creating a parking requirement for bicycles. When the requirement is in the City code any new developments in this subarea shall comply with the bicycle parking requirements. Any development which occurs between the effective date of this zoning and the adoption of the bicycles parking requirements shall retroactively comply with the adopted bicycle parking requirements.

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

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**Legislation Number:** 1138-2004

**Drafting Date:** 06/15/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

#### **BACKGROUND:**

Need: The National Institute of Justice (NIJ) has funding available to States and units of local government through the fiscal year 2004 DNA Capacity Enhancement Program. The program seeks to improve the infrastructure and analysis capacity of existing State and local crime laboratories that conduct DNA analysis so they can process DNA samples efficiently and cost effectively. The Columbus Police Crime Laboratory has seen a marked increase in the number of DNA cases submitted and is in need of additional DNA equipment to prevent future DNA backlogs and to help the criminal justice system realize the full potential of DNA technology. Applications for this funding must be made on line through the federal web based Grants Management System. The official city program contact authorized to act in connection with this \$191,200.00 application is Crime Lab Manager Jamie St. Clair.

Emergency Designation: Emergency legislation is needed for the City to respond in a timely manner to meet grant application deadlines.

#### **FISCAL IMPACT:**

There will be no fiscal impact on the City General Account as no match is required and all expenditures will be reimbursed via the grant award funding.

### **Title**

To authorize the Mayor of the City of Columbus to apply for and if awarded accept a FY2004 DNA Capacity Enhancement Program Grant from the National Institute of Justice, to authorize Jamie St. Clair as the official representative to act in connection with this application; and to declare an emergency. (\$191,200.00)

### **Body**

WHEREAS, the National Institute of Justice has funding available for states and units of local governments for DNA Capacity Enhancement; and

WHEREAS, Jamie St. Clair has been identified as the official representative to act in connection with the FY2004 DNA Capacity Enhancement Program grant application and to provide information as required; and

WHEREAS, the Columbus Police Crime Lab is in need of additional equipment for DNA analysis; and

WHEREAS, there is a limited on-line application period requiring a timely response to apply for a \$191,200.00 grant; and

WHEREAS, an emergency exists in the daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize and direct the Mayor of the City of Columbus to apply for, and if awarded, accept a FY2004 DNA Capacity Enhancement Program Grant for the preservation of public health, peace, property, safety and

welfare; now therefore

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

Section 1. That the Mayor of the City of Columbus be and is hereby authorized and directed to apply for and if awarded accept a FY2004 DNA Capacity Enhancement Program Grant from the National Institute of Justice.

Section 2. That Jamie St. Clair is designated as the official program contact and authorized to act in connection with the FY2004 DNA Capacity Enhancement Program Grant application and to provide any additional information required.

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

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**Legislation Number:** 1139-2004

**Drafting Date:** 06/15/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Title**

To authorize an appropriation in the amount of \$662,689.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department to cover costs for the Central Ohio Area Agency on Aging in connection with various grant programs, and to declare an emergency. (\$662,689.00)

**Body**

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate said funds so there is no interruption of service to Older Adults.

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

Section 1. That from the unappropriated monies in the Recreation and Parks 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, 2004 the sum of \$662,689.00 is appropriated to the Recreation and Parks Department, Department No. 51, Fund No. 286, as follows:

**Grant:** Alzheimer's Respite, **Project:** 518047, **OCA #:** 514372, **Object Level One:** 01, **Amount:** \$38,521.00

**Grant:** Alzheimer's Respite, **Project:** 518047, **OCA #:** 514372, **Object Level One:** 03, **Amount:** \$416,415.00

**Total:** 518047 **\$454,936.00**

**Grant:** Senior Volunteer, **Project:** 518025, **OCA #:** 512822, **Object Level One:** 03, **Amount:** \$23,646.00

**Grant:** Senior Farmer's Market, **Project:** 518309, **OCA #:** 518309, **Object Level One:** 03, **Amount:** \$100,000.00

**Grant:** Residential State Subsidy, **Project:** 518006, **OCA #:** 514562, **Object Level One:** 01, **Amount:** \$40,431.00

**Grant:** Residential State Subsidy, **Project:** 518006, **OCA #:** 514562, **Object Level One:** 02, **Amount:** \$1,000.00

**Grant:** Residential State Subsidy, **Project:** 518006, **OCA #:** 514562, **Object Level One:** 03, **Amount:** \$5,000.00

**Total:** 518006 **\$46,431.00**

**Grant:** State Block Grant, **Project:** 518315, **OCA #:** 514539, **Object Level One:** 03, **Amount:** \$37,676.00

**Total Appropriation \$662,689.00**

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

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

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**Legislation Number:** 1142-2004

**Drafting Date:** 06/15/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

#### **Explanation**

**Council Variance Application: CV04-017**

**APPLICANT:** Tom & Gayle McMahon; 1288 Highland Street; Columbus, Ohio 43201.

**PROPOSED USE:** Single-family dwellings.

**VICTORIAN VILLAGE COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The applicant is requesting a Council Variance to split a lot currently developed with a single-family dwelling and detached garage into two parcels, and construct a single-family dwelling on the vacant parcel in the ARLD, Apartment Residential District. The ARLD, Apartment Residential District allows single-family dwellings only on lots established prior to January 14, 1959, or lots that were platted before July 16, 1986. The requested variance would permit development and lot sizes in character with the surrounding neighborhood. Variances include reduced front and side-yard setbacks and lot width. A hardship exists in that a variance is necessary to conform the existing single-family dwelling on one of the newly-created parcels (1151 Hunter Avenue), and to permit development of the vacant parcel (1149 Hunter Avenue) that reflects the character of the surrounding neighborhood.

#### **Title**

To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1, Apartment residential district use; 3333.09, Area requirements; 3333.18, Building lines; 3333.22 Maximum side yard required; 3333.23, and Minimum side yard permitted; of the Columbus City Codes for the properties located at **1149 AND 1151 HUNTER AVENUE (43201)**, to permit single-family dwelling use with reduced development standards in the ARLD, Apartment Residential District. (Council Variance # CV04-017)

#### **Body**

**WHEREAS**, by application #CV04-017, the owner of properties at **1149 AND 1151 HUNTER AVENUE (43201)**, is requesting a Variance to permit two separate single-family dwellings with reduced development standards in the ARLD, Apartment Residential District; and

**WHEREAS**, Section 3333.02, AR-12, ARLD and AR-1, Apartment residential district use, does not permit single-family

dwelling use on newly-created parcels, while the applicant proposes to split a lot developed with an existing single-family dwelling (1151 Hunter Avenue), and construct a new single-family dwelling with reduced development standards on the vacant parcel (1149 Hunter Avenue); and

**WHEREAS**, Section 3333.09, Area requirements, requires that no building shall be erected or altered on a lot with a width of no less than fifty (50) feet, while the applicant proposes to keep an existing single-family dwelling (1151 Hunter Avenue) and construct a new single-family dwelling (1149 Hunter Avenue) on two newly-created parcels with lot widths of 31.33 feet each; and

**WHEREAS**, Section 3333.18, Building lines, requires twenty-five (25) foot building line, while the applicant proposes a fourteen (14) foot building line along Hunter Avenue for both the existing and proposed single-family dwellings; and

**WHEREAS**, Section 3333.22, Maximum side yard required, requires the sum of the widths of each side yard to equal 20% of the lot width or 6.27 feet, while the applicant proposes a maximum side yard of six (6) feet for the proposed single-family dwelling (1149 Hunter Avenue); and

**WHEREAS**, Section 3333.23, Minimum side yard permitted, requires a side yard of no less than five (5) feet, while the applicant proposes a three (3) foot side yard along the north and south property lines for the proposed single-family dwelling (1149 Hunter Avenue); and

**WHEREAS**, this variance will permit two separate single-family dwellings with reduced development standards in the ARLD, Apartment Residential District; and

**WHEREAS**, the Victorian Village Commission recommends approval; and

**WHEREAS**, City Departments recommend approval and note a hardship exists because the applicant is requesting a Council Variance to split a lot currently developed with a single-family dwelling and detached garage into two parcels, and construct a single-family dwelling on the vacant parcel in the ARLD, Apartment Residential District. The ARLD, Apartment Residential District allows single-family dwellings only on lots established prior to January 14, 1959, or lots that were platted before July 16, 1986. The requested variance would permit development and lot sizes in character with the surrounding neighborhood. Variances include reduced front and side-yard setbacks and lot width. A hardship exists in that a variance is necessary to conform the existing single-family dwelling on one of the newly-created parcels (1151 Hunter Avenue), and to permit development of the vacant parcel (1149 Hunter Avenue) that reflects the character of the surrounding neighborhood; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **1149 AND 1151 HUNTER AVENUE (43201)**, in using said property as desired and; now, therefore:

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

**SECTION 1.** That a variance from the provisions of Sections 3333.02, AR-12, ARLD and AR-1 Apartment residential district use; 3333.09, Area requirements; 3333. 18, Building lines; 3333.22, Maximum side yard required; and 3333.23, Minimum side yard permitted; of the Columbus City Codes for the property located at **1149 AND 1151 HUNTER AVENUE (43201)**, insofar as said sections prohibit single-family dwelling use for both properties, with a reduced lot width from 50 feet to 31.33 feet and a 14-foot building setback from Hunter Avenue, reduced maximum side yard from

6.26 feet to 6 feet for 1149 Hunter Avenue, and reduced minimum side yard from 5 feet to 3 feet for 1149 Hunter Avenue; said properties being more particularly described as follows:

**1149 AND 1151 HUNTER AVENUE (43201)**, being 0.22± acres located at the southwest corner of Hunter and Fourth Avenues, and being more particularly described as follows:

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

Being Lot Number Eighty-eight (88) of COLLINS ATKINSON & GUITNER'S ADDITION, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 2, page 84, Recorder's Office, Franklin County, Ohio.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said properties are used as single-family dwellings, or those uses permitted in the ARLD, Apartment Residential District.

**SECTION 3.** That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site plan titled "**SINGLE FAMILY LOT SPLIT**", drawn by Brown Calabretta Architects, Inc. dated April 21, 2004 and signed by Richard Brown, architect for the applicant.

**SECTION 4.** That this ordinance is further conditioned upon the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed single-family dwelling (1149 Hunter Avenue).

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

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**Legislation Number:** 1147-2004

**Drafting Date:** 06/16/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

On December 21, 2003 Division of Water employee Timothy S. Rogers was operating a 2000 Chevrolet Silverado 1500 4x4 Pickup Extended Cab Short Bed truck, city tag #RT470094, Brass Tag #21368 southbound on Dublin Road. Carol Siplivy was operating a 1997 Chevrolet Malibu, Ohio license tag #AP3545, traveling northbound on Dublin Road when her automobile ran off the side of the road on her passenger side onto the berm. Ms. Siplivy jerked her automobile back onto the roadway overcompensating in doing so. Ms. Siplivy's vehicle then traveled directly toward Mr. Rogers in his lane. To avoid a head on collision, Mr. Rogers steered his vehicle into the northbound lane of traffic because there were no other vehicles behind Ms. Siplivy's vehicle. Mr. Rogers vehicle was struck on the passenger side by Ms. Siplivy's vehicle leaving her bumper and license plate stuck in and protruding out of the passenger side rear wheel well. Due to the impact both air bags on Mr. Rogers vehicle deployed. Ms. Siplivy was cited for failure to control. Ms. Siplivy's insurance company has agreed to settle with the City of Columbus Division of Water in the amount of \$13,995.00 with the stipulation that the City of Columbus release the title to the totaled vehicle to the insurance company.

**FISCAL IMPACT** City vehicle Brass Tag # 21368 was a total loss.

### **Title**

To authorize and direct the City Attorney to settle the property damage claim of the City of Columbus against Carol E. Siplivy; to authorize the transfer of title of City of Columbus, 2000 Chevrolet 1500 4x4 Pickup Extended Cab Short Bed truck, BT#21368, to State Farm Insurance Company; and to declare an emergency.

WHEREAS, on December 21, 2003 an accident occurred between a Division of Water vehicle driven by city employee Timothy S. Rogers and a vehicle operated by Carol E. Siplivy; and

WHEREAS, this accident was the result of Carol E. Siplivy's failure to control her vehicle; and,

WHEREAS, the subject vehicle owned by the City of Columbus e.g. 2000 Chevrolet Silverado 1500 4x4 Pickup Extended Cab Short Bed truck, Brass Tag # 21368 is a total loss as a result of said accident; and,

WHEREAS, City of Columbus has demanded compensation for its loss from Carol E. Siplivy and/her motor vehicle insurance carrier, e.g. State Farm Insurance Company; and,

WHEREAS, the parties have agreed to settle the City's claim by paying the City the sum of Thirteen Thousand Nine Hundred Ninety Five Dollars and 00/100 (\$13,995.00) in exchange for the transfer of the salvage title of the subject vehicle to State Farm Insurance Company; said vehicle not be transferred until all equipment unique to the City of Columbus Division of Water has been removed; and,

WHEREAS, a settlement in the above-stated amount in exchange for transfer of salvage title is deemed reasonable; and,

WHEREAS, It is in the best interest of the City to waive section 329.26 of the Columbus City Code 1959; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water in that it is immediately necessary to transfer the title of the subject motor vehicle (2000 Chevrolet Silverado 1500 4x4 1500 Pickup Extended Cab Short bed truck, Brass Tag # 21368) to preserve public welfare; now therefore,

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

Section 1. That the City Attorney be and hereby is authorized and directed to settle the property damage claim of the City of Columbus against Carol E. Siplivy and her insurance carrier, State Farm Insurance Company by transferring title to the 2000 Chevrolet Silverado 1500 4x4 Pickup Extended Cab Short Bed truck Brass Tag # 21368 in exchange for payment in the amount of Thirteen Thousand Nine Hundred Ninety Five Dollars and 00/100 (\$13,995.00) as a reasonable settlement in the best interest of the City.

Section 2. That the settlement is for the purpose of this ordinance and is not an admission of liability for the claim arising out of the incident as set forth herein.

Section 3. That for the purposes of effectuating this settlement, the city of Columbus, Public Service Department, Division of Fleet Management, is hereby authorized and directed to transfer salvage title to State Farm Insurance Company upon receipt by the Auditor of payment in the sum of Thirteen Thousand Nine Hundred Ninety Five dollars and 00/100 (\$13,995.00).

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 if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1150-2004

**Drafting Date:** 06/16/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

[Explanation](#)

**Background**

COAAA was awarded grant funds for a 3-year period beginning July 1, 2002, based on a proposal submitted to the Administration on Aging under Title IV of the Older American's Act. The Senior Medicare Patrol Grant provides Medicare fraud and abuse training.

**Fiscal Impact**

This ordinance will reduce the Recreation and Parks Grant Fund's unappropriated balance by \$145,128.00. This appropriation will enable the Central Ohio Area Agency on Aging to continue administering said program for one additional year.

Emergency action is requested in order to meet the conditions of the grant so that services continue beyond July 1, 2004.

**Title**

To authorize an appropriation in the amount of \$145,128.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for the Central Ohio Area Agency on Aging, in connection with the Senior Medicare Patrol Grant, and to declare an emergency. (\$145,128.00)

**Body**

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate said funds so there is no interruption of services, now, therefore,

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

Section 1. That from the unappropriated monies in the Recreation and 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, 2004, the sum of \$145,128.00 is appropriated to the Recreation and Parks Department, Department No. 51, Fund No. 286, as follows:

**Grant:** Title IV - Senior Medicare **Project:** 518310 **OCA NO.:** 518310 **Object Level 1:** 01 **Amount:** \$60,478.00  
**Grant:** Title IV - Senior Medicare **Project:** 518310 **OCA NO.:** 518310 **Object Level 1:** 02 **Amount:** \$24,650.00  
**Grant:** Title IV - Senior Medicare **Project:** 518310 **OCA NO.:** 518310 **Object Level 1:** 03 **Amount:** \$60,000.00  
**TOTAL** \$145,128.00

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

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

**Legislation Number:** 1153-2004

**Drafting Date:** 06/16/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation****Background:**

In May 2004 Cub Square Associates sold property being leased by the City of Columbus, Recreation and Parks Department, to MC-NC, LLC. This ordinance authorizes the assignment of all past, present and future business done by the City of Columbus with Cub Square Associates, Federal ID#84-1248562, to MC-NC, LLC, Federal ID#20-1078935. Specifically, the balance of purchase order EL000353 of \$152,201.11 which was approved by City Council on March 6, 2000, by ordinance #0584-00.

The property being leased by the City of Columbus, Recreation and Parks Department, is known as the Gillie Center located at 2100 Morse Road.

Emergency legislation is required to allow uninterrupted lease payments.

**Fiscal Impact:**

N/A

**Title**

To authorize the Director of the Recreation and Parks Department to assign to MC-NC, LLC all past, present and future City of Columbus business with Cub Square Associates, and to declare an emergency.

**Body**

**WHEREAS**, the Recreation and Parks Department has a contract for lease of the Gillie Center, EL000353; and

**WHEREAS**, Cub Square Associates has sold all interest in said property to MC-NC, LLC, Federal ID#20-1078935; and

**WHEREAS**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to modify said contract for the preservation of public health, peace, property and safety and to allow uninterrupted lease payments; 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 assign to MC-NC, LLC all past, present and future City business with Cub Square Associates and execute all documents thereto.

**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.

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**Legislation Number:** 1154-2004

**Drafting Date:** 06/16/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Background:**

This ordinance provides for the appropriation of funds from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund for scholarships in 2004.

This ordinance is submitted as an emergency to have funding available for necessary 2004 expenditures.

**Fiscal Impact:**

The fiscal impact of this ordinance will be to reduce the Private Leisure Assistance for Youth (P.L.A.Y.) Fund's unappropriated balance by \$60,423.71.

The expenditure of \$60,423.71 is budgeted in the Recreation and Parks P.L.A.Y. Fund.

**Title**

To authorize an appropriation of \$60,423.71 from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund to the Recreation and Parks Department for expenditures in 2004, and to declare an emergency. (\$60,423.71)

**Body**

**WHEREAS**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate said funds to have them available for necessary expenditures associated with the P.L.A.Y. Program in 2004; now, therefore

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

**Section 1.** That from the unappropriated monies in the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund No. 233, 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 \$60,423.71 is appropriated to the Recreation and Parks Department, Department No. 51-01, as follows:

<u>Project Title</u>	<u>OCA Code</u>	<u>Level 3</u>	<u>Amount</u>	<u>P.L.A.Y. Program Donation</u>
Expenditures 516773		3336	\$60,423.71	

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

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

**Legislation Number:** 1157-2004

**Drafting Date:** 06/16/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Background:**

This ordinance provides for the appropriation of special purpose funds for the purchase of various supplies in 2004 that are funded through fees and donations.

This ordinance is submitted as an emergency to have funding available for necessary 2004 expenditures.

**Fiscal Impact:**

The fiscal impact of this ordinance will be to reduce the Recreation and Parks Special Purpose Fund's unappropriated balance by \$14,028.50.

The expenditure of \$14,028.50 is budgeted in the Recreation and Parks Special Purpose Fund.

**Title**

To authorize an appropriation of \$14,028.50 from the unappropriated balance of the Recreation and Parks Special Purpose Fund to the Recreation and Parks Department for the purchase of various supplies in 2004 funded through fees and donations, and to declare an emergency. (\$14,028.50)

**Body**

**WHEREAS**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate said funds 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 from the unappropriated monies in the Recreation and Parks Special Purpose Fund No. 223, 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 \$14,028.00 is appropriated to the Recreation and Parks Department, Department No. 51-01, as follows:

<u>Project Title</u>	<u>Sub-fund</u>	<u>OCA Code</u>	<u>Object Level 3</u>	<u>Amount</u>	
Shaved Ice Cone Sales	098	514711	2269		\$ 4,000.00
Shaved Ice Cone Sales	098	514711	3336	10,028.50	

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

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

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**Legislation Number:** 1158-2004

**Drafting Date:** 06/16/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Background:**

This ordinance provides for the appropriation of grant funds for various services in 2004 that are funded through grants and donations.

This ordinance is submitted as an emergency to have funding available for necessary expenditures.

**Fiscal Impact:**

The fiscal impact of this ordinance will be to reduce the Recreation and Parks Grant Fund's unappropriated balance by \$119,091.96.

The expenditure of \$119,091.96 is budgeted in the Recreation and Parks Grant Fund.

**Title**

To authorize an appropriation of \$119,091.96 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for various services during 2004 funded through grants and donations, and to declare an emergency. (\$119,091.96)

**Body**

**WHEREAS**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate said funds to have funding available for necessary 2004 expenditures; now, therefore

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

**Section 1.** That from the unappropriated monies in the Recreation and Parks 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 \$119,091.96 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>Level 3</u>	<u>Amount</u>	<b>Object</b>
Music in the Air-Donations/Grants	518626	510784	3336	\$119,091.96	

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

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

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**Legislation Number:** 1159-2004

**Drafting Date:** 06/16/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** To modify and extend the existing city-wide contract for the option to purchase AMD Chip based computers for the Police Division, the largest user, to and including January 30, 2005. Formal bids were opened by the Purchasing Office on November 15, 2001. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA000072JY). FL001185, with Vision Micro, dba Shea PC was established in accordance with bids received. Their contract compliance number is 42-1541312. This company is not listed on the Auditor of State Findings for Recovery Database. This company is not listed on the Federal Excluded Parties Listing.

1. Amount of additional funds: The estimated annual expenditure for the contract is \$111,000.00. The Police 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 contract.

3. Reason other procurement processes not used: It is in the best interest of the to exercise the option to extend the contract for an additional year.

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 Police Division must set aside their own funding for their estimated expenditures.

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

#### Title

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase AMD chip computers, with Vision Micro dba, Shea PC., and to declare an emergency.

#### Body

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

WHEREAS, vendor has agreed to extend FL001185 at current prices and conditions to and including January 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 contractual AMD chip computers, 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 FL001185 for an option to purchase Uniforms 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 FL001055 with Vision Micro, dba Shea PC to and including January 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.

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**Legislation Number:** 1161-2004

**Drafting Date:** 06/16/2004

**Version:** 3

**Current Status:** Passed

**Matter Type:** Ordinance

#### Explanation

**Rezoning Application Z04-022**

**APPLICANT:** EFA Company, LLC; c/o Jackson B. Reynolds, III, Atty.; 37 West Broad Street, Suite 725; Columbus, Ohio 43215.

**PROPOSED USE:** School.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (5-0) on May 13, 2004.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The requested L-I, Limited Institutional District will allow a charter school. This former convent site was rezoned to the L-I District in 1988 to permit a drug treatment and counseling center. As a part of the previous rezoning, the established limitation text permitted only the drug rehab center, prohibiting a number of uses, including schools. This request will add school uses to the list of permitted uses, and as proposed, contains development standards to make it compatible with the surrounding single-family residential development.

**Title**

To rezone **3333 CHIPPEWA STREET (43204)**, being 17.38± acres located at the terminus of Chippewa Street, **From:** L-I, Limited Institutional District, **To:** L-I, Limited Institutional District **and to declare an emergency.** (Rezoning # Z04-022)

**Body**

**WHEREAS,** application #Z04-022 is on file with the Building Services Division of the Department of Development requesting rezoning of 17.38± acres from L-I, Limited Institutional District, to L-I, Limited Institutional District respectively; and

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

**WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to prepare the building and site since the applicant is proposing to open a school in fall 2004 for the immediate preservation of the public peace, property, health and safety; and**

**WHEREAS,** the City Departments recommend approval of said zoning change because the requested L-I, Limited Institutional District will allow a charter school with sensitive development standards in consideration of adjacent residential uses. This former convent site was rezoned to the L-I District in 1988 to permit a drug treatment and counseling center. As a part of the previous rezoning, the established limitation text permitted only the drug rehab center and prohibited a number of uses, including schools. This request will add school uses to the list of permitted uses, and as proposed, contains development standards to make it compatible with the surrounding single-family 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:

**3333 CHIPPEWA STREET (43204)**, being 17.38± acres located at the terminus of Chippewa Street and being more particularly described as follows:

Being situated in the State of Ohio, County of Franklin, City of Columbus, being Virginia Military Survey Number 875 and being part of lot numbers 40, 44, 52 and 60 and all of Lot numbers 41, 42, 43, 53, 54, 55, 56, 57, 58 and 59 of Holton's Hague Subdivision of record in Plat Book 21, Page 2 (also known as PARCEL NUMBER ONE), and also being part of PARCEL NUMBER TWO and PARCEL NUMBER THREE conveyed to the Bishop of Diocese of Columbus by deeds of record in Deed Volume 2450, Page 641 and in Deed Volume 3377, Page 404, records of the Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Beginning for reference at a railroad spike in the centerline intersection of Hague Avenue and Chippewa Street (being 60.00 feet in width) as delineated upon Holton's Hague Avenue Subdivision shown of record in Plat Book 21, Page 2;

Thence S 69 degrees 21' 46" W, a distance of 782.00 feet along the centerline of said Chippewa Street to a railroad spike set in an easterly line of that portion of Chippewa Street vacated by the Board of County Commissioners of Franklin County, Ohio on September 14, 1959 and being an easterly line of said PARCEL NUMBER THREE; said railroad spike being the point of true beginning for the herein described tract;

Thence S 20 degrees 38' 14" E, a distance of 30.00 feet along an easterly line of said PARCEL NUMBER THREE to an iron pin set in the southerly right-of-way of said Chippewa Street

Thence the following four (4) courses and distances along the easterly lines of said PARCEL NUMBER THREE;

1. Thence S 69 degrees 21' 46" W, a distance of 72.90 feet along the westerly extension of said southerly right-of-way line of Chippewa Street to a point of curvature;
2. Thence a curve to the left have a radius of 30.00 feet, a central angle of 71 degrees 12' 42" the chord to which bears S 33 degrees 45' 25" W a chord distance of 34.93 feet to a point of compound curvature;
3. Thence with a curve to the left having a radius of 154.50 feet, a central angle of 36 degrees 47' 33" the chord to which bears S 20 degrees 14' 43" E a chord distance of 97.52 feet to a point of tangency;
4. Thence S 38 degrees 38' 29" E, a distance of 363.98 feet to an iron pin set;

Thence S 69 degrees 21' 00" W, a distance of 921.87 feet across said PARCEL NUMBER THREE, PARCEL NUMBER ONE and PARCEL NUMBER TWO (passing a point in the westerly line of said Holton's Hague Avenue Subdivision, at a distance of 517.17 feet) to an iron pin set;

Thence N 20 degrees 30' 00" W, a distance of 854.00 feet across said PARCEL NUMBER TWO to an iron pin set;

Thence N 69 degrees 21' 00" E, a distance of 983.77 feet across said PARCEL NUMBER TWO, PARCEL NUMBER ONE and PARCEL NUMBER THREE (passing a point in the westerly line of said Holton's Hague Avenue Subdivision, at a distance of 400.29 feet) to an iron pin set on a curve in an easterly line of said PARCEL NUMBER THREE;

Thence the following four (4) courses and distance along the easterly lines of said PARCEL NUMBER THREE;

1. Thence with a curve to the right having a radius of 952.20 feet, a central angle of 18 degrees 19' 46" the chord to which bears S 0 degrees 53' 54" E a chord distance of 303.32 feet to a point of reverse curvature;
2. Thence with a curve to the left have a radius of 30.00 feet, a central angle of 118 degrees 54' 13" the chord to which bears S 51 degrees 11' 08" E a chord distance of 51.67 feet to a point of tangency in the westerly extension of the northerly right-of way line of Chippewa Street;
3. Thence N 69 degrees 21' 46" E, a distance of 1.69 feet along the westerly extension of said northerly right-of-way line of Chippewa Street to an iron pin set in said easterly line of the vacated portion of Chippewa Street;
4. Thence S 20 degrees 38' 14" E, a distance of 30.00 feet to the point of true beginning for the herein described tract, containing 17.382 acres, more or less, and being subject to all easements, restrictions and rights-of-way of record.

**SECTION 2.** That a Height District of Thirty-five (35) feet is hereby established on the L-I, Limited Institutional 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-I, Limited Institutional District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled "**LIMITATION TEXT**", signed by Jackson B. Reynolds III, Attorney for the Applicant, dated June 14, 2004, and reading as follows:

## LIMITATION TEXT

**PROPOSED DISTRICT: L-I, Limited Institutional District**

**PROPERTY ADDRESS: 3333 Chippewa Street**

**OWNER: Riverside United Methodist Hospital**

**APPLICANT: EFA Company, LLC**

**DATE OF TEXT: 06/14/04**

**APPLICATION NUMBER: Z04-022**

**1. INTRODUCTION:** The proposed development represents an opportunity to reuse the existing unoccupied building as a school site to serve the central Ohio area.

**2. PERMITTED USES:** The following uses in Section 3349.03, I of the Columbus City Code are permitted; all others not listed are prohibited:

A. School: Public, Parochial or Charter

B. Nursery School

C. Church

D. Child daycare center

E. Clinic: To serve inpatients or outpatients of a treatment, counseling and medical care facility on the subject property.

F. Home for the aging, nursing home, rest home

G. Housing for the elderly

H. Apothecary: Only for the dispensing of pharmaceuticals and medical supplies to inpatients or outpatients of a treatment, counseling and medical facility on the subject property.

**3. DEVELOPMENT STANDARDS:** Unless otherwise indicated the applicable development standards are contained in Chapter 3349 of the Columbus City Code

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

1. Along the north and west sides of the subject property, a landscape buffer will be maintained. The buffer will consist of a combination of earthen mounding and plantings to a total height of not less than 6 feet and having an opacity of at least 75%.

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

1. All circulation, curb cuts and access points shall be subject to the approval of the Division of Transportation.

2. The applicant will abide by the requirements dictated by the Franklin County Engineer for the improvements to the intersection of Hague Avenue and Chippewa Street.

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

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

2. All trees meet the following minimum size at the time of planting:

Shade trees 2.5" caliper; Ornamental trees 1.5" caliper; Evergreen trees 5 feet in height. Tree caliper is measured six (6) inches from the ground.

3. Along the south side of the subject property, a landscape buffer will be maintained. The buffer will consist of a combination of earthen mounding and plantings to a total height of not less than 8 feet and having an opacity of at least 75%.

4. The developer shall install one tree for every ten parking spaces. These trees may be planted anywhere on the site including the required yards.

5. Each building shall have at least the following amount of landscaping installed around each building: two trees and six shrubs. The proposed modular building will be screened with evergreen trees/shrubs to provide a landscape buffer.

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

1. The proposed modular school building will be located to the north of the existing building and as close as allowed by the building code regulations.

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

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

2. Light poles in the parking lot shall not exceed 20 feet in height and shall use cut off lighting fixtures that are directed away from the park which is located to the south.

3. Any trash dumpsters shall be enclosed by a six foot (6') high wall on three (3) sides constructed of brick or wood and a gate shall be installed on the fourth side to allow for access.

F. Graphics and/or Signage Commitments.

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

G. Miscellaneous Commitments: N/A

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

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**Legislation Number:** 1163-2004

**Drafting Date:** 06/16/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Background:**

This ordinance will enable the Director of Recreation and Parks to accept a grant from the Ohio Department of Education in the amount of \$1,258,785.00 and to appropriate these monies to the Recreation and Parks Grant Fund. These funds will provide for the operation of the 2004 Summer Food Service Program. This program will operate from 6/07/04 through

8/20/04 serving approximately 150,000 breakfasts and 400,000 lunches at 174 sites.

The Summer Food Service program is administered by the U. S. Department of Agriculture through the Ohio Department of Education. It provides nutritionally balanced breakfasts and lunches to needy children during the summer months when public schools are closed.

Emergency action is requested so the grant can be accepted in a timely manner. Grant confirmation was received from the Ohio Department of Education on 6/7/04. Emergency legislation is also required to have funding available for necessary expenditures.

**Fiscal Impact:**

\$1,258,785.00 in grant funding will be used exclusively for the operation of the 2004 Summer Food Service Program. The fiscal impact of this ordinance will be to reduce the Recreation and Parks Grant Fund's unappropriated balance by \$1,258,785.00.

**Title**

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$1,258,785.00 from the Ohio Department of Education for the operation of the 2004 Summer Food Service Program, to appropriate these funds to the Recreation and Parks Grant Fund, and to declare an emergency. (\$1,258,785.00)

**Body**

**WHEREAS**, the Ohio Department of Education has awarded the City of Columbus, Recreation and Parks Department, a grant in the amount of \$1,258,785.00 for the operation of the 2004 Summer Food Service Program; and

**WHEREAS**, it is necessary to appropriate said funds to the Recreation and Parks Department for expenditures in conjunction with the 2004 Summer Food Service Program; and

**WHEREAS**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to accept said grant funds and appropriate said funds as program begins June 7, 2004; 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 a grant in the amount of \$1,258,785.00 from the Ohio Department of Education for the operation of the 2004 Summer Food Service Program.

**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 \$1,258,785.00 is appropriated to the Recreation and Parks Department, Department No. 51-01, as follows:

<u>Project Title</u>	<u>Grant No.</u>	<u>Code</u>	<u>OCA Object Level</u>	<u>Amount</u>
2004 Summer Food Service Program	514016	514016	1101	\$ 14,779.00
2004 Summer Food Service Program	514016	514016	1112	40,804.00
2004 Summer Food Service Program	514016	514016	1120	2,448.00
2004 Summer Food Service Program	514016	514016	1121	1,256.00
2004 Summer Food Service Program	514016	514016	1150	3,227.00
2004 Summer Food Service Program	514016	514016	1160	7,533.00
2004 Summer Food Service Program	514016	514016	1171	806.00
2004 Summer Food Service Program	514016	514016	1173	3,557.00
2004 Summer Food Service Program	514016	514016	2201	2,000.00
2004 Summer Food Service Program	514016	514016	3329	9,000.00

2004 Summer Food Service Program	514016	514016	3337	1,171,000.00
2004 Summer Food Service Program	514016	514016	3385	575.00
2004 Summer Food Service Program	514016	514016	3390	1,500.00
2004 Summer Food Service Program	514016	514016	3408	<u>300.00</u>
<b>TOTAL</b>				<b>\$1,258,785.00</b>

**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 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:** 1192-2004

**Drafting Date:** 06/17/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** The Columbus Health Department has maintained a revenue contract with the Franklin County Children Services (FCCS) Family Ties Program for over a decade. The Maternal and Child Health Division of the Columbus Health Department desires to continue this relationship and their efforts to prevent child abuse and neglect. This contract is for the period July 1, 2004 through June 30, 2005.

Emergency action is requested to avoid delays in the receipt of funds from Franklin County Children Services for home visiting services provided by the Columbus Health Department.

**FISCAL IMPACT:** Under this contract Franklin County Children Services will purchase home visiting services in an amount not to exceed \$115,580.00. Monies received from this contract will be deposited into the Health Special Revenue Fund, Fund 250.

**Title**

To authorize the Board of Health to enter into a revenue contract with the Franklin County Children Services for the provision of home visiting services to their Family Ties Program, in an amount not to exceed \$115,580.00, and to declare an emergency. (\$115,580.00)

**Body**

**WHEREAS,** the Franklin County Children Services has a need for home health services for their Family Ties Program; and,

**WHEREAS,** the Maternal and Child Health Division wish to continue their efforts to prevent child abuse and neglect; and,

**WHEREAS,** an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately

necessary to enter into a revenue contract with Franklin County Children Services 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 a revenue contract with the Franklin County Children Services for their Family Ties Program in an amount not to exceed \$115,580.00 for the period July 1, 2004 through June 30, 2005

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

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**Legislation Number:** 1193-2004

**Drafting Date:** 06/17/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** The Columbus Health Department has been awarded a grant from the Ohio Department of Health through the Center for Disease Control. This ordinance is needed to accept and appropriate \$817,486.00 in grant money to fund the Public Health Infrastructure grant program for the period of August 31, 2004 through August 30, 2005.

The Public Health Infrastructure program establishes the Franklin County/City of Columbus support network that would be required in the event of bioterrorism activity in the central region of the state of Ohio. It also allocates funding for the Regional Medical Response System for central Ohio.

This ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible given the grant start date of August 31, 2004. Up to date financial posting promotes accurate accounting and financial management.

**FISCAL IMPACT:** The program is funded by the Ohio Department of Health and does not generate revenue. The program does require ancillary mileage monies from the City, which are budgeted and available.

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**Title**

To authorize and direct the Board of Health to accept a grant from the Ohio Department of Health in the amount of \$817,486.00; to authorize the appropriation of \$817,486.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$817,486.00)

**Body**

**WHEREAS,**\$817,486.00 in grant funds have been made available through the Ohio Department of Health for the Public Health Infrastructure program; and,

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

**WHEREAS**,an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to accept this grant from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety, and welfare; Now, therefore:

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

**SECTION 1.** That the Board of Health is hereby authorized and directed to accept a grant award of \$817,486.00 from the Ohio Department of Health for the Public Health Infrastructure program for the period August 31, 2004 through August 30, 2005.

**SECTION 2.** That from the unappropriated monies in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending August 31, 2005, the sum of \$817,486 is hereby appropriated to the Health Department, Division No. 50, as follows:

Public Health Infrastructure Grant

OCA: 505052 Grant No.: 505052 Obj. Level 01: 01 Amount \$461,289

OCA: 505052 Grant No.: 505052 Obj. Level 01: 02 Amount \$ 26,000

OCA: 505052 Grant No.: 505052 Obj. Level 01: 03 Amount \$330,197

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

**SECTION 4.** That 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.

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**Legislation Number:** 1198-2004

**Drafting Date:** 06/17/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** To establish a contract for the option to purchase Altivia VX-456 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 May 31, 2007.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA001112). Formal bids were opened on May 13, 2004. One hundred and thirty four (MAJ:127, M1A:6, F1:1) bids solicited; two (MAJ:2) bid received.

The Purchasing Office is recommending award of a contract to the lowest, responsive, responsible and best bidder:

Altivia, CC#76-0286332

**Total Estimated Annual Expenditure: \$93,750.00**

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 Altivia VX-456, with Altivia, 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 May 13, 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 Altivia VX-456 for sewage plant odor control; and

**WHEREAS**, this ordinance is being submitted for consideration as an emergency measure to ensure that the City continues to minimize offensive odors 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 Altivia VX-456, 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 Altivia VX-456 in accordance with Solicitation No. SA001112 as follows:

Altivia, 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:** 1212-2004

**Drafting Date:** 06/18/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** This legislation authorizes the Department of Technology (DoT) on behalf of the Department of Public Utilities to modify and extend contract CT-15918 with Indus Utility Systems, Inc. (Indus). Indus provides upgrades, new releases and computer programming software maintenance on the water and sewer information management system (WASIMS). This contract provides ongoing support of modifications made to the base system at the request of the Department of Public Utilities, Division of Water and assures that modifications are compatible with any new releases of the billing system software or that Indus will expend the necessary effort to deliver those modifications in the new release.

**FISCAL IMPACT:** Expenditures for Optional Technical Currency Program and Technical Currency Support Services in years 2002 and 2003 were \$306,423.27 and \$707,837.76, respectively. The expenditure in 2004 will be \$407,849.38 and is budgeted and available within the Department of Technology internal services fund for Optional TCP Services for the period of July 1, 2004 through June 30, 2005 and for Technical Currency Support Services covering the period of October 1, 2003 through September 30, 2004.

### **EMERGENCY:**

There is an immediate need to modify and extend a contract with Indus Utility Systems, Inc. to maintain and provide uninterrupted support service for the water and sewer information management system (WASIMS).

**CONTRACT COMPLIANCE:** 23-2296631 Expiration: 05/30/2006

### **Title**

To authorize the Director of the Department of Technology on behalf of the Department of Public Utilities, to modify and extend the contract with Indus Utility Systems, Incorporated for software maintenance, to authorize the expenditure of \$407,849.38 from the Department of Technology information services fund, and to declare an emergency. (\$407,849.38)

### **Body**

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

**WHEREAS,** the city needs Indus to maintain existing software with all current upgrades and revisions under the technical currency support services portion of this contract, and

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

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Technology on behalf of the Department of Public Utilities, Division of Water in that it is immediately necessary to modify a contract with Indus Utility Systems, Inc. for software maintenance on the water and sewer information management system (WASIMS) 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 the Department of Technology, on behalf of the Department of Public Utilities, Water Division be and is hereby authorized to modify and extend contract CT-15918 with Indus Utility Systems, Inc. for the Technical Currency Agreement and Technical Currency Support Services for software maintenance, for the water and sewer information management system (WASIMS).

**SECTION 2:** That the expenditure of \$407,849.38 or so much thereof as may be necessary is hereby authorized to be expended from:

**Division: Div.:** 47-02| **Fund:** 514| **Subfund:** 600| **OCA:** 514600| **Object Level One:** 03| **Object Level Three:** 3369|  
**Amount:** \$407,849.38

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

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**Legislation Number:** 1216-2004

**Drafting Date:** 06/21/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** For the option to purchase Electric Meters and Accessories for Division of Electricity, the largest user. The term of the five (5) option contracts is for two years, with the option to renew for one additional year. The two year contracts expire May 30, 2006, with one year extension through May 30, 2007. The Purchasing Office opened formal bids on January 29, 2004. These five (5) companies are not listed on the Auditor of State Findings for Recovery Database. These companies are not listed on the Federal Excluded Parties Listing.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 SA001015BB. Of the eight bids received: (MAJ:53) bids solicited; (MAJ: 8) bids received, (MBE: 5) bids solicited; (MBE: 0) bids received, (FBE: 0) bids solicited; (FBE:0) bids received.

The Purchasing Office is recommending award of contracts to the lowest, responsive, responsible and best bidders:

Marwell Corporation, MAJ, CC# 95-3322955, \$1.00  
Elasco/Hughes Supply, MAJ, CC# 37-0798775, \$1.00  
GE Supply, MAJ, CC# 14-0689340, \$1.00  
Reed City Power Line Supply, MAJ, CC# 38-1783949, \$1.00  
Inner-Tite Corp., MAJ, CC# 04-1691060, \$1.00

Estimated Annual Expenditure per supplier:

GE Supply: \$4,000.00  
Elasco/Hughes Supply: \$40,000.00  
Reed City Power Line Supply: \$15,000.00  
Inner-Tite Corp.: \$4,000.00  
Marwell Corporation: \$4,000.00  
Combined Total Estimated Annual Expenditure: \$67,000.00

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. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize and direct the Finance Director to enter into five (5) contracts for the option to purchase Electric Meters and Accessories with Marwell Corporation, Elasco/Hughes Supply, GE Supply, Reed City Power Line Supply, and Inner-Tite Corp., to authorize the expenditure of five (5) dollars to establish contracts from the Purchasing/Contract Operating Fund, and to declare an emergency. (\$5.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on January 29, 2004 and selected the lowest bid(s); and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, in order to maintain our current infrastructure and meet our future customer needs for water services and accurate billing, 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 Electric Meters and Accessories, 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 Electric Meters and Accessories in accordance with Solicitation No. SA001015 as follows:

Marwell Corporation, Item numbers 138, 150 - 158, 167, 169. Amount \$1.00

Elasco/Hughes Supply, Item numbers 5-12, 17-19, 33-36, 39, 41, 43, 45, 46, 49-51, 53, 55, 56, 58-60, 63-65, 115, 117, 118, 126, 137, 166, 170, 174, 181, 185, 187, 188, 190, 194-199, 202-205, 207, 208, 220, 224, 231-235, 241, 258, 259, 261, 263, 272. Amount \$1.00.

General Electric Supply, Item numbers 13, 25, 47, 48, 57, 61, 62, 66-77, 92, 213-217, 223, 225, 229, 230, 242, 243, 252, 265, 267, 273, 274. Amount \$1.00.

Reed Power Line Supply, Item numbers 4, 37, 38, 40, 44, 52, 54, 83, 85, 91, 109, 114, 119, 127-132, 134, 139, 159, 161-165, 168, 172, 173, 177-180, 184, 189, 192, 200, 201, 206, 218, 221, 222, 226-228, 236-240, 244-251, 253, 255-257, 260, 262, 264, 266, 268-271, 275-282. Amount \$1.00.

Inner-Tite Corp., Item numbers 136-149. Amount \$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.

**Explanation**

In May of 2003 the Downtown Commission was asked to review a proposal to install a metal sculpture, approximately 13 feet high, designed to represent the concept of recovery from illness within the City right-of-way adjacent to the Southeast Mental Health Treatment Center building located at the northwest corner of Long and High Streets. (Application 139-03, Applicant - Southeast, Inc., Sculptor - Stephen Canneto/Canneto Studios). Downtown Commission granted a Certificate of Appropriateness for the proposed installation of this private sculpture within City right-of-way subject to the granting of an encroachment easement and all necessary permits by the City.

In early July 2003 the Public Service Department, Transportation Division, received an official request from Mr. Canneto asking that the City grant the necessary encroachment easement into City owned right-of-way for the installation of this sculpture. Staff concerns regarding sculpture placement, pedestrian safety, sculpture engineering and installation plans, aesthetics, cleaning, lighting and maintenance have been addressed and Transportation Division Staff has determined that the requested encroachment easement should be granted.

**Fiscal Impact:** The Department of Law, Real Estate Division, established a value of \$2,025.00 for the granting of this encroachment easement, however, Land Review Commission has voted to recommend this easement be granted at no charge in recognition of the value of the sculpture and the aesthetic improvement that this installation will make within the downtown area.

**Emergency Justification:** City concerns have delayed the issuance of the required encroachment easement for more than a year. At this time the City's concerns have all been addressed and the Public Service Department, Transportation Division, is now requesting emergency action so that the necessary encroachment easement can be granted and a mid August dedication of the sculpture can proceed as currently planned.

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**Title**

To authorize the Public Service Director to execute those documents required to grant an encroachment easement into North High Street adjacent to the Southeast Mental Health Treatment Center building located at the northwest corner of Long and High Streets for the installation of a privately owned sculpture entitled "Recovery" by Southeast, Inc.; and to declare an emergency.

**Body**

**WHEREAS,** In May of 2003 the Downtown Commission was asked to review a proposal to install a metal sculpture, approximately 13 feet high, designed to represent the concept of recovery from illness within the City right-of-way adjacent to the Southeast Mental Health Treatment Center building located at the northwest corner of Long and High Streets; and

**WHEREAS,** Downtown Commission granted a Certificate of Appropriateness for the proposed installation of this private sculpture within City right-of-way subject to the granting of an encroachment easement and all necessary permits by the City; and

**WHEREAS,** in early July 2003 the Public Service Department, Transportation Division, received an official request from Mr. Canneto asking that the City grant the necessary encroachment easement into City owned right-of-way for the installation of this sculpture; and

**WHEREAS,** staff concerns regarding sculpture placement, pedestrian safety, sculpture engineering and installation plans, aesthetics, cleaning, lighting and maintenance have been addressed and Transportation Division staff has determined that the requested encroachment easement should be granted; and

**WHEREAS,** the Department of Law, Real Estate Division, established a value of \$2,025.00 for the granting of this encroachment easement; and

**WHEREAS,** Land Review Commission has voted to recommend this easement be granted at no charge in recognition of

the value of the sculpture and the aesthetic improvement that this installation will make within the downtown area; and

**WHEREAS**, an emergency exists in the usual daily operation of the Public Service Department in that it is immediately necessary to authorize the Public Service Director to execute those documents necessary to grant an encroachment easement into North High Street adjacent to 131 North High Street for the installation of a private metal sculpture entitled "Recovery" so that a planned dedication of this sculpture can proceed as currently scheduled thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

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

Situated in the State of Ohio, County of Franklin, City of Columbus and being a sculpture easement through a portion of Inlot 286, City of Columbus, as shown of record in Deed Book "F", Page 332, all records referenced to the Recorder's Office, Franklin County, Ohio, said easement bounded and described as follows:

Beginning at a point in the west line of North High Street (100 feet in width) and in the east line of said Inlot 286, said point being N 08°20'30" W a distance of 19.33 feet from a point at the intersection of the west line of North High Street with the north line of West Long Street (82.5 feet in width) and at the southeast corner of said Inlot 286;

Thence N 08°20'30" W along the west line of North High Street and along a portion of the east line of said Inlot 286 a distance of 5.00 feet to a point;

Thence crossing a portion of the right-of-way of North High Street the following fifteen (15) courses:

1. N 81°39'30" E a distance of 2.00 feet to a point;
2. N 08°20'30" W a distance of 6.50 feet to a point;
3. N 81°39'30" E a distance of 1.00 feet to a point;
4. S 08°20'30" E a distance of 6.50 feet to a point;
5. N 81°39'30" E a distance of 2.00 feet to a point;
6. S 08°20'30" E a distance of 2.00 feet to a point
7. N 81°39'30" E a distance of 6.50 feet to a point;
8. S 08°20'30" E a distance of 1.00 feet to a point;
9. S 81°39'30" W a distance of 6.50 feet to a point;
10. S 08°20'30" E a distance of 2.00 feet to a point;
11. S 81°39'30" W a distance of 2.00 feet to a point;
12. S 08°20'30' E a distance of 6.50 feet to a point;
13. S 81°39'30" W a distance of 1.00 feet to a point;
14. N 08°20'30" W a distance of 6.50 feet to a point;
15. S 81°39'30" W a distance of 2.00 feet to the place of beginning, containing 45 square feet (=0.001 acre) of land more or less.

The above description was prepared by Kevin L. Baxter, Ohio Surveyor No. 7697, of C.F. Bird & R.J. Bull, Inc., Consulting Engineers & Surveyors, Columbus, Ohio, from best available Court House records in April 2004. Basis of bearings is the west line of North High Street, being S 08°20'30" E, as shown of record in Official Record 23387, Page A 01, Recorder's Office, Franklin County, Ohio.

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

**Legislation Number:** 1219-2004

**Drafting Date:** 06/21/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

#### **BACKGROUND:**

Need: The U.S. Department of Justice through the Bureau of Justice Assistance (BJA) is administering the Local Law Enforcement Block Grant (LLEBG) Program. The purpose of the LLEBG program is to provide units of local government with funds to underwrite projects to reduce crime and improve public safety. Federal funds have been allocated for the City of Columbus through this block grant program. The official program contact authorized to act in connection with the application is Police Deputy Chief Walter Distelzweig.

Emergency Designation: Emergency legislation is required for the City to respond in the timeliest manner to BJA's on-line application process via the Internet.

#### **FISCAL IMPACT:**

The City's 2004 Local Law Enforcement Block Grant award amount is \$256,958.00. The required local cash match is \$28,551.00, which is being included in the proposed 2005 budget.

### **Title**

To authorize the Mayor of the City of Columbus to apply for and accept a 2004 Local Law Enforcement Block Grant from the U.S. Department of Justice, to authorize Deputy Chief Distelzweig as the official representative to act in connection with the application and to declare an emergency. (\$256,958.00)

### **Body**

WHEREAS, the U.S. Department of Justice through the Bureau of Justice Assistance has allocated 2004 Local Law Enforcement Block Grant funds for the City of Columbus; and

WHEREAS, Deputy Chief Walter Distelzweig has been identified as the official representative to act in connection with the 2004 Local Law Enforcement Block Grant application and to provide information as required; and

WHEREAS, the City of Columbus has participated in the eight previous years Local Law Enforcement Block Grant Programs and is budgeting in 2005 for the required 2004 Local Law Enforcement Block Grant cash match of \$28,551.00 to underwrite projects to reduce crime and improve public safety; and

WHEREAS, an emergency exists in the daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize and direct the Mayor of the City of Columbus to apply for and accept a 2004 Local Law Enforcement Block Grant for the preservation of public health, peace, property, safety and welfare; now therefore

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

Section 1. That the Mayor of the City of Columbus be and is hereby authorized and directed to apply for and accept a 2004 Local Law Enforcement Block Grant from the Bureau of Justice Assistance.

Section 2. That Deputy Chief Walter Distelzweig is designated as the official program contact and authorized to act in connection with the 2004 Local Law Enforcement Block Grant application and to provide any additional information required.

Section 3. That the required local cash match amount of \$28,551.00 is being budgeted for in the proposed 2005 budget.

Section 4. That for reasons stated in the preamble, hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the

Mayor or ten days after passage if the mayor neither approves nor vetoes the same.

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**Legislation Number:** 1223-2004

**Drafting Date:** 06/21/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**  
**Background**

This ordinance will authorize and direct the Director of Recreation and Parks to enter into contract for the operation of the 2004 Summer Food service program.

The contract will be awarded to the Columbus Public Schools Food Service in compliance with Section 329.02 of Columbus City Codes.

The Summer Food Service Program Grant is administered by the U.S. Department of Agriculture through the Ohio Department of Education. The program provides nutritionally balanced breakfasts and lunches to needy children during the summer months. Approximately 150,000 breakfasts and 400,000 lunches will be served through this program at 175 sites.

Emergency legislation is required so the contract can be in place for the operation of this program. Grant confirmation was received on June 7, 2004 from the Ohio Department of Education.

**Fiscal Impact**

\$1,171,000 is required and budgeted in the Recreation and Parks Grant Fund to meet the financial obligation of this contract.

**Title**

To authorize and direct the Director of Recreation and Parks to enter into contract with Columbus Public Schools Food Service for services in conjunction with the 2004 Summer Food Service Program, to authorize the expenditure of \$1,171,000.00 from the Recreation and Parks Grant Fund, and to declare an emergency (\$1,171,000.00)

**Body**

**WHEREAS**, the contract for the 2004 Summer Food Service program will be awarded in compliance with Section 329.02 of the Columbus City Codes; and

**WHEREAS**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract so payment can be made in a timely manner and program can continue; now, therefore

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

**Section 1.** That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into a contract with the Columbus Public Schools Food Service for services in conjunction with the 2004 Summer Food Service Program, in accordance with specifications on file in the Recreation and Parks Department.

**Section 2.** That the expenditure of \$1,171,000.00, or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Grant Fund No. 286, Dept. 51-01, as follows, to pay the cost thereof.

<u>Fund Type</u>	<u>Grant No.</u>	<u>Object Level 3</u>	<u>OCA Code</u>	<u>Amount</u>
Grant	514016	3337	514016	\$1,171,000.00

**Section 3.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

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

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**Legislation Number:** 1244-2004

**Drafting Date:** 06/24/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

This Ordinance is submitted to settle the lawsuit known as Jennifer Otero v. David Wood, et al., Case No. C2-02-478 in the United States District Court for the Southern District of Ohio, Eastern Division, in the amount of Two Hundred Fifty Thousand and No/100 Dollars (\$250,000.00). During the evening of April 21, 2001, the plaintiff, Jennifer Otero, was allegedly struck with a wooden baton round as the police attempted to clear a large, unruly crowd that had congregated on Norwich Avenue in the campus area. The plaintiff suffered an injury to her head, for which she continues to receive medical treatment and there are indications of a possible long-term effect. The plaintiff claims a violation of her rights under the Fourth Amendment.

**Fiscal Impact:** Funds were not specifically budgeted for this settlement; however, sufficient monies are available within Finance's citywide account for this purpose. The 2004 budget included \$1,080,000 in the citywide account for claims and settlements. Two settlements have been paid to date totaling \$423,694.54. After this settlement is paid, only \$406,035.46 of the original appropriation for claims and settlements will remain.

### **Title**

To authorize and direct the City Attorney to pay the settlement amount to Jennifer Otero and Charles Bendig, counsel for plaintiff, in the case of Jennifer Otero v. David Wood, et al., United States District Court Case No. C2-02-478, to authorize the transfer of \$250,000 within the general fund from the Department of Finance to the Department of Public Safety, Division of Police, and to authorize expenditure of the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00).

### **Body**

**WHEREAS**, on April 12, 2002, the plaintiff filed a lawsuit in the United States District Court for the Southern District of Ohio, Eastern Division, Case No. C2-02-478, against the City of Columbus and members of the Columbus Division of Police in which she claimed a violation of her Fourth Amendment right to be free from the use of excessive force;

**WHEREAS**, following investigation and evaluation of plaintiff's claims in the course of litigation, the parties reached an agreement to settle this matter during a settlement conference which was ordered, and presided over, by the United States District Court Judge. Due to the dispute of this claim and the risks and uncertainties associated with continued litigation,

the settlement amount was deemed acceptable by the City of Columbus, along with the dismissal of the lawsuit with prejudice and a release of the City of Columbus and its employees from further liability;

**WHEREAS**, sufficient funds are available within the Finance Department's citywide account to cover this settlement; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the City Auditor be and is hereby authorized and directed to transfer \$250,000 within the general fund, fund no. 010 from the Finance Department, department/division 45-01, object level 1 - 10, object level 3 - 5501, oca 904508 to the Department of Public Safety, Division of Police, department/division 30-03, object level 1 -05, object level 3 - 5539, oca 300301.

Section 2. That the City Attorney be and hereby is authorized and directed to settle the lawsuit of Jennifer Otero v. David Wood, et al., United States District Court Case No. C2-02-478, by the payment of \$250,000.00 to Jennifer Otero and Charles Bendig, counsel for Ms. Otero, as a reasonable and fair amount in the best interests of the City of Columbus.

Section 3. That for the purposes of paying this settlement, there be and hereby is authorized to be expended by the City of Columbus, Department of Public Safety, Division of Police, Division Number 30-03, OCA Code 300301, Object Level One 05, Object Level Three 5539, Fund No. 010.

Section 4. That the City Auditor be and is hereby authorized to draw a warrant upon the City Treasurer upon receipt of a voucher and release approved by the City Attorney in the amount of \$250,000.00 payable to Jennifer Otero and Charles Bendig, counsel for Jennifer Otero.

Section 5. That for the reasons stated in the preamble hereto, which is made a part hereof, this ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 1246-2004

**Drafting Date:** 06/24/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:**

This legislation authorizes the Director of Technology to enter into the following contracts in connection with the project identified as the metronet core network replacement.

Resource One: Computer Systems Hardware/Professional Services| \$467,848.00

GoldTech: Data Wiring Services| \$2,560

Anixter: Misc. components| \$11,020.00

Carlton-Bates: Misc. components| \$2,572.00

The aforementioned firms were selected to provide various services and hardware for this project. The metronet replacement project will be divided into two phases: phase one consists of replacing the core network infrastructure; phase two consists of replacing network equipment at remote locations citywide. The core infrastructure consists of eight major city facilities, including the city's enterprise data center and City Hall. This project will include replacing the wiring and major network equipment that provide citywide data transport for applications such as Performance, e-mail, WASIMS, income tax, and Internet access, among others. The data center wiring upgrade will enable high-speed data transport,

supporting citywide application access. The work performed in phase two will prevent lengthy outages that can affect entire floors within city facilities as well as complete network outages for smaller remote locations. Resource One will be supplying hardware and professional services via the Cisco UTC contract with the City of Columbus. GoldTech was selected using an informal bid process and will provide the wiring services. Anixter and Carlton-Bates will provide miscellaneous components.

This ordinance also authorizes the transfer and expenditure of \$299,625.40 from within the Finance capital fund and \$184,374.60 from within the Finance computer systems fund to pay for phase I of this project.

**EMERGENCY:** Emergency action is requested to ensure that this project is not delayed, thereby endangering various city systems.

**FISCAL IMPACT:** Capital funds for this acquisition are available within the Finance Department. Funds previously borrowed for other purposes have been determined not to be needed and use of the funds to accomplish the metronet upgrade are consistent with the purpose for which the bonds were originally sold.

**Contract Compliance Nos.**

Resource One	31-1419297	Expires: 03/09/07
GoldTech	31-1699015	Expires: 12/20/04
Anixter	36-2361285	Expires: 06/09/07
Carlton-Bates	71-0292045	Expires: 12/09/05

**Title**

To authorize and direct the City Auditor to cancel encumbrances and transfer funds within the Finance Department computer systems fund; to authorize and direct the City Auditor to transfer funds within the Finance Department capital improvement fund; to amend the 2004 capital improvements budget; to authorize the expenditure of \$484,000.00 from the Finance Department's computer systems and capital improvement funds; to authorize the Technology Director to enter into contracts with Resource One, GoldTech, Anixter and Carlton-Bates for the acquisition of equipment and professional services related to the metronet core replacement project; and to declare an emergency. (\$484,000.00).

**Body**

**WHEREAS**, the core network infrastructure of the city's metronet is in need of replacement; and

**WHEREAS**, funds within the Finance Department's computer systems and capital improvement funds, previously borrowed for other purposes, have been determined to be no longer needed; and

**WHEREAS**, the use of these funds for the metronet core replacement project is consistent with the purpose clause under which the bonds were originally sold; and

**WHEREAS**, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to make the aforementioned changes for the immediate preservation of the public health, peace, property, safety and welfare; Now Therefore

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

**SECTION 1:** That the City Auditor is hereby authorized and directed to cancel the following documents within the Finance Department, department/division 4501, fund number 751 project number 470007: FL900066-001 with a balance of \$1.00, XC817745-001 with a balance of \$42,469.60, AC801088-001 with a balance of \$4,596.00, AC801329-001 with a balance of \$20,000.00 and AC809016-001 with a balance of \$50,000.00.

**SECTION 2:** That the City Auditor is hereby authorized and directed to transfer \$117,066.60 in said funds in section 1 within the Finance Department, department/division number 4501, fund 751 into project 470010, network equipment.

**SECTION 3:** That the City Auditor is hereby authorized and directed to transfer \$67,308.00 within the Department of Finance, department/division 4501, fund 751 as follows: \$67,308.00 from project 470007, regulations computer system, to project number 470010, network equipment.

**SECTION 4:** That the City Auditor is hereby authorized and directed to transfer \$299,625.40 within the Department of Finance, department/division 4501, fund 750 as follows: \$39,625.40 from project 470020, fire connectivity and \$260,000 from project 470110, e-payment engine, to project number 470010, network equipment.

**SECTION 5:** That the Director of the Department of Technology be and is hereby authorized to enter into contracts with Resource One for computer systems hardware and professional services in the amount of \$467,848.00, with GoldTech for data wiring services in the amount of \$2,560, with Anixter for miscellaneous components in the amount of \$11,020.00 and with Carlton-Bates for miscellaneous components in the amount of \$2,572.00.

**SECTION 6:** That the for the purpose of paying the costs referred to in section 5, the expenditure of \$299,625.40, or so much thereof as may be necessary from the Finance Department's capital improvement fund, fund 750, department/division number 4702, project number 470010, is hereby authorized as follows:

<u>object level one</u>		<u>object level three</u>	<u>OCA</u>	<u>amount</u>
6	6644	750010		\$299,625.40

**SECTION 7:** That the for the purpose of paying the costs referenced in section 5, the expenditure of \$184,374.60, or so much thereof as may be necessary from the Finance Department's computer systems fund, fund 751, department/division number 4702, project number 470010 is hereby authorized as follows:

<u>object level one</u>		<u>object level three</u>	<u>OCA</u>	<u>amount</u>
6	6644	751010		\$184,374.60

**SECTION 8:** That the 2004 capital improvements budget is hereby amended as follows:

**Current 2004 CIB**

<u>Project</u>	<u>Project Number</u>	<u>Fund</u>	<u>Amount</u>
Fire Connectivity	470020	750	\$101,046
E-Payment Engine	470110	750	\$260,000
Network Equipment	470010	750	\$0
Network Equipment	470010	751	\$0
Regulations Computer Systems	470007	751	\$67,308

**Amended 2004 CIB**

<u>Project</u>	<u>Project Number</u>	<u>Fund</u>	<u>Amount</u>
Fire Connectivity	470020	750	\$0
E-Payment Engine	470110	750	\$0
Network Equipment	470010	750	\$299,626
Regulations Computer Systems	470007	751	\$0
Network Equipment	470010	751	\$184,375

**SECTION 9:** 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 in ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1249-2004

**Drafting Date:** 06/24/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### Explanation

**Background:** The following legislation authorizes the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary for the **Norton Road -Broad to Hall Road Project**.

**Fiscal Impact:** N/A

**Justification:** Emergency action is requested to allow the Eminent Domain actions to proceed without delay thereby allowing this project to be in compliance with the requirements set forth by the Ohio Department of Transportation.

### Title

To authorize the City Attorney to file the necessary complaints for the appropriation of fee simple title and lesser interests in and to real estate necessary the **Norton Road -Broad to Hall Road Project**, and to declare an emergency.

### Body

WHEREAS, the City of Columbus, Ohio, a municipal corporation, is engaged in the acquisition of certain real property interests for the **Norton Road -Broad to Hall Road Project**; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted **Resolution No. 284X-2003, on the 14th day of July, 2003**, declaring the necessity and intent to appropriate the real property interests hereinafter described and the purpose of the appropriation, and notice of such adoption of said resolution has been served in accordance with Columbus City Code Sec. 909.03; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Transportation, in that it is necessary to appropriate such real property interests so that there will be no delay in the aforementioned project, and for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore:

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

Section 1. That fee simple title and lesser interests in and to the parcels listed in Section 3 hereof, as are fully described in Resolution No. 284X-2003, adopted July 14, 2003, said descriptions being incorporated herein, be appropriated for the public purpose of the **Norton Road -Broad to Hall Road Project, #530161 (aka 530865)**, pursuant to the power and authority granted to the City of Columbus by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

#### **Parcel 20-WD**

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in V.M.S. #1474, and being 0.379 acres out of 5.668 acres, conveyed to Pipers Meadow Condominium Association, Condo Plat Book 11 Page 42, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for reference at monument number 7768 found and to be reset upon completion of construction, at 4.47 feet left of centerline Station 19+87.82 of Norton Road, County Road 3, being the PI of a curve in the said centerline, as delineated on the Centerline Plat prepared by Parsons Brinckerhoff for said improvement to Norton Road, County Road 3, on record in the Franklin County Engineer's Office; Thence North 13 degrees 26 minutes 50 seconds East, 101.30 feet, along the ahead tangent of the said curve to PT Station 20+88.85;

Thence North 13 degrees 26 minutes 50 seconds East along the Proposed centerline of Survey and Construction of Norton Road, County Road 3, a distance of 303.62 feet to the Grantor's Southwest Property Corner, at Station 23+92.48 and being the **TRUE POINT OF BEGINNING**;

Thence North 13 degrees 26 minutes 50 seconds East, along the Grantor's West property line and along the said centerline, a distance of 330.00 feet to the Grantor's Northwest property corner at Station 27+22.48;

Thence South 75 degrees 40 minutes 08 seconds East, leaving the said Grantor's property line and the said centerline and along the Grantor's North property line and along the South property line of a 4.5180 acre parcel conveyed to The DeRoberts Family Limited Partnership in Instrument Number 200105220112592, a distance of 50.01 feet to the Proposed Right of Way line at 50.00 feet right of Station 27+21.71;

Thence South 13 degrees 26 minutes 50 seconds West, leaving the said Grantor's property line and along the Proposed Right of Way line, a distance of 329.88 feet to the Grantor's South property line and the line between V.M.S. # 9221 and V.M.S. #1474 at 50.00 feet right of Station 23+91.82;

Thence North 75 degrees 48 minutes 19 seconds West, leaving the said Proposed Right of Way line and along the line between V.M.S. # 9221 and V.M.S. #1474, the Grantor's South property line and the North property line of Westbury Village Condominium, Condo No. 2, Condo Plat Book 2 Page 887, a distance of 50.00 feet to the **TRUE POINT OF BEGINNING**.

The above described area contains 0.379 acres of which the present road occupies 0.303 acres.

This description was prepared in March 2002 by Kerry D. Osborn, Registered Surveyor Number 7326, State of Ohio.

Bearings were derived from a GPS survey performed by the Franklin County Engineer's Office occupying Franklin County Geodetic Control Monuments and are based upon the Ohio State Plane Coordinate System, South Zone, NAD83 (1986 adjustment).

This description based on actual field survey performed by Parsons Brinckerhoff in 1994-1996 for the City of Columbus.

#### **Parcel 20-T**

Situated in the City of Columbus, County of Franklin, State of Ohio, being located in V.M.S. #1474, and being 0.033 acres out of 5.668 acres, conveyed to Pipers Meadow Condominium Association, Condo Plat Book 11 Page 42, this and all further references being to the records of the Franklin County Recorder's Office, and being more particularly described as follows:

Beginning for reference at monument number 7768 found and to be reset upon completion of construction, at 4.47 feet left of centerline Station 19+87.82 of Norton Road, County Road 3, being the PI of a curve in the said centerline, as delineated on the Centerline Plat prepared by Parsons Brinckerhoff for said improvement to Norton Road, County Road 3, on record in the Franklin County Engineer's Office; Thence North 13 degrees 26 minutes 50 seconds East, 101.30 feet, along the ahead tangent of the said curve to PT Station 20+88.85;

Thence North 13 degrees 26 minutes 50 seconds East, along the Proposed centerline of Survey and Construction of Norton Road, County Road 3, a distance of 481.15 feet to Station 25+70.00;

Thence South 76 degrees 33 minutes 10 seconds East perpendicular to the said centerline of Norton Road, County Road 3, a distance of 50.00 feet to the Proposed Right of Way line, at 50.00 feet right of Station 25+70.00 and being the **TRUE POINT OF BEGINNING**;

Thence North 13 degrees 26 minutes 50 seconds East, along the Proposed Right of Way line, a distance of 73.00 feet to the Proposed Temporary Easement line at 50.00 feet right of Station 26+43.00;

Thence South 43 degrees 49 minutes 00 seconds East, leaving the said Proposed Right of Way line and along the Proposed Temporary Easement line, a distance of 33.29 feet to the Proposed Temporary Easement line at 78.00 feet right of Station 26+25.00;

Thence South 13 degrees 26 minutes 50 seconds West, along the Proposed Temporary Easement line, a distance of 31.00 feet to the Proposed Temporary Easement line at 78.00 feet right of Station 25+94.00;

Thence South 62 degrees 50 minutes 48 seconds West, along the Proposed Temporary Easement line, a distance of 36.88 feet to the **TRUE POINT OF BEGINNING**.

The above described area contains 0.033 acres.

This description was prepared in March 2002 by Kerry D. Osborn, Registered Surveyor Number 7326, State of Ohio.

Bearings were derived from a GPS survey performed by the Franklin County Engineer's Office occupying Franklin County Geodetic Control Monuments and are based upon the Ohio State Plane Coordinate System, South Zone, NAD83 (1986 adjustment).

This description based on actual field survey performed by Parsons Brinckerhoff in 1994-1996 for the City of Columbus.

Section 2. That the Council of the City of Columbus hereby declares its intention to obtain immediate possession of the real property interests described herein.

Section 3. That the Council of the City of Columbus hereby fixes the value of said fee simple title and lesser interests as follows:

1. 20WD, T \$33,259.00

Section 4. That the City Attorney be and hereby is authorized to file a complaint for appropriation of real property, in a Court of competent jurisdiction, and to have a jury impaneled to make inquiry into and assess the just compensation to be paid for the foregoing described real property interests.

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

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**Legislation Number:** 1250-2004

**Drafting Date:** 06/24/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**Council Variance Application: CV04-016**

**APPLICANT:** Tuscan Group LTD c/o Eric Ward; 7075 Riverside Drive; Dublin, Ohio 43016.

**PROPOSED USE:** A single-family dwelling in the C-4, Commercial District.

**NEAR EAST AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. This variance will permit development of a vacant lot zoned in the C-4, Commercial District with an infill single-family dwelling. The site is surrounded by single-family

residential development to the east and south, and by vacant land in the C-4, Commercial District to the west. The site lies within the planning area of the *Near East Area Plan* (1995), Northeast District, which encourages owner-occupied homes and construction of new housing that is compatible with the architectural style of surrounding structures. A hardship exists because the C-4 Commercial District prohibits single-family dwelling use.

**Title**

To grant a Variance from the provisions of Section 3356.03, C-4, Permitted Uses, for the property located at **1853 MARYLAND AVENUE (43219)**, to permit a single-family dwelling in the C-4, Commercial District.

**Body**

**WHEREAS**, by application No. CV04-016, the owner of property at **1853 MARYLAND AVENUE (43219)**, is requesting a Council variance to allow the construction of a single-family dwelling in the C-4, Commercial District; and

**WHEREAS**, Section 3356.03, C-4 Permitted Uses, permits dwelling units only above certain commercial uses, while the applicant proposes to construct a single-family dwelling on a vacant commercially-zoned lot in a residential area; and

**WHEREAS**, The Near East Area Commission recommends approval; and

**WHEREAS**, City Departments recommend approval and note a hardship exists because the requested variance will permit development of a vacant lot zoned in the C-4, Commercial District with an infill single-family dwelling, and the C-4 Commercial District prohibits single-family dwelling use. The site is surrounded by single-family residential development to the east and south, and by vacant land in the C-4, Commercial District to the west. The site lies within the planning area of the *Near East Area Plan* (1995), Northeast District, which encourages owner-occupied homes and construction of new housing that is compatible with the architectural style of surrounding structures; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **1853 MARYLAND AVENUE (43219)**, in using said property as desired; now, therefore:

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

**SECTION 1.** Variance from the provisions of Section 3356.03, C-4, Permitted Uses is hereby granted for the property located at **1853 MARYLAND AVENUE (43219)**, in that said section prohibits a single-family dwelling in the C-4, Commercial District; said property being more particularly described as follows:

**1853 MARYLAND AVENUE (43219)**, being 0.25± acres located on the south side of Maryland Avenue, 55± feet west of Chatfield Park, and being more particularly described as follows:

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

Being lot numbers eleven (11) and twelve (12), of Block 18, Eastgate Subdivision #2, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 13, page 2, Records Office, Franklin County, Ohio.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a single-family dwelling, or those uses permitted in the C-4, Commercial District.

**SECTION 3.** That this ordinance is further conditioned upon the proposed single-family dwelling being developed in accordance with R-3, Residential District requirements.

**SECTION 4.** That this ordinance is further conditioned upon the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

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

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**Legislation Number:** 1254-2004

**Drafting Date:** 06/24/2004

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

**Explanation**

SUSSEX PLACE, LLC, by MARONDA HOMES, INC. OF OHIO, SOLE MEMBER by JAMES BAUER, Executive Vice President, has submitted the plat titled SUSSEX PLACE SECTION 2 (including the resubdivision of Lots 104, 105 and Reserve "A", SUSSEX PLACE SECTION 1) to the City Engineer's Office for review and approval. This plat has been reviewed and approved by the City Engineer. The following legislation allows the City to accept said plat for property located south off of Dyer Road and east of Brown Road.

d

**Title**

**To accept the plat titled SUSSEX PLACE SECTION 2 (including the resubdivision of Lots 104, 105 and Reserve "A", SUSSEX PLACE SECTION 1), from SUSSEX PLACE, LLC, by MARONDA HOMES, INC. OF OHIO, SOLE MEMBER by JAMES BAUER, Executive Vice President and to declare an emergency.**

**Body:**

WHEREAS, the plat titled **SUSSEX PLACE SECTION 2 (including the resubdivision of Lots 104, 105 and Reserve "A", SUSSEX PLACE SECTION 1)** (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, **SUSSEX PLACE, LLC, by MARONDA HOMES, INC. OF OHIO, SOLE MEMBER by JAMES BAUER, Executive Vice President**, owner of the platted land, desires to dedicate to the public use all or such parts of the Place and Road 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~~

**WHEREAS an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to pass this ordinance as an emergency measure because this section contains the model homes for the entire subdivision and are critical for marketing purposes 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 plat titled **SUSSEX PLACE SECTION 2 (including the resubdivision of Lots 104, 105 and Reserve "A", SUSSEX PLACE SECTION 1)** 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.~~ **That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.**

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**Legislation Number:** 1270-2004

**Drafting Date:** 06/25/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** The Columbus Health Department has been awarded additional grant funds from the Ohio Department of Health for the Public Health Infrastructure program in the amount of \$121,525. These additional funds will provide for additional emergency-related equipment, services and supplies. The purpose of this legislation is to accept and appropriate these funds for the period ending December 31, 2004.

The primary objective of the Public Health Infrastructure program is to develop an infrastructure system to address terrorism and bio-terrorism activities should they occur in central Ohio.

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

**FISCAL IMPACT:** The Public Health Infrastructure program is primarily funded by the Ohio Department of Health. The program does require ancillary mileage monies from the City, which are budgeted and available.

### **Title**

To authorize and direct the Board of Health to accept grant funds from the Ohio Department of Health in the amount of \$121,525, to authorize the appropriation of \$121,525 from the Health Department Grants Fund, and to declare an emergency. (\$121,525)

### **Body**

**WHEREAS,** \$121,525 in additional grant funds have been made available through the Ohio Department of Health for the Public Health Infrastructure grant program for the period ending December 31, 2004; and,

**WHEREAS,** it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the Public Health Infrastructure program; and,

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

**WHEREAS,** an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to accept these grant funds from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

**SECTION 1.** That the Board of Health is hereby authorized and directed to accept additional grant awards totaling

\$121,525 from the Ohio Department of Health for the Public Health Infrastructure grant program for the period ending December 31, 2004.

**SECTION 2.** That from the unappropriated monies in the fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the twelve months ending December 31, 2004, the sum of \$121,525 is hereby appropriated to the Department of Health, Department No. 50-01, as follows:

Public Health Infrastructure

OCA: 504052 Grant No.: 504052 Obj. Level 01:01 Amount \$ 1,517.00

OCA: 504052 Grant No.: 504052 Obj. Level 01:02 Amount \$ 30,000.00

OCA: 504052 Grant No.: 504052 Obj. Level 01:03 Amount \$ 90,008.00

**SECTION 3.** That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner and that no order shall be drawn or money paid except upon 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.

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**Legislation Number:** 1275-2004

**Drafting Date:** 06/25/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Background:** The City of Columbus ("City") is the owner of certain real property totaling approximately 16.9 ± acres, located in the vicinity of Tyler Henry Drive and Oliver Winchester Drive, adjacent to that real property commonly known as Pickerington Ponds. The Board of Park Commissioners of The Columbus and Franklin County Metropolitan Park District ("Metro Parks"), owner of Pickerington Ponds, has requested the City grant the subject 16.9 ± acre parcel for use in an Ohio EPA funded wetland restoration project. Metro Parks, who is also the owner of a 16.9 ± acre parcel of land located in the vicinity of Spangler Road and Palisades Avenue (adjacent to the City owned "Three Creeks Park"), proposes a trade of the aforementioned parcels. The Recreation and Parks Department has determined that the exchange of subject properties will not adversely affect the City and should be granted. It has been suggested that the property to be received would be valuable to the City for future extensions of the ball fields at Sycamore Fields. The exchange will equally benefit both the City and Metro Parks, therefore no money will be involved. This legislation authorizes the Executive Director of the Recreation Department to execute those document necessary to the exchange subject real properties.

**Fiscal Impact:** N/A

**Emergency Justification:** Emergency action is requested as not to unduly delay the Metro Park's schedule to commence development of the subject wetlands in Spring of 2005 nor delay the benefit to the City from the proposed exchange of property.

**Title**

To authorize the Executive Director of the Recreation and Parks Department to execute those documents necessary to grant 16.9 ± acres of City owned property located in the vicinity of Pickerington Ponds, in exchange for a deed of equal acreage to be granted to the Board of Park Commissioners of The Columbus and Franklin County Metropolitan Park District; to waive the Land Review Commission provisions of the Columbus City Codes (1959) and to declare an emergency.

**Body**

WHEREAS, the City of Columbus ("City") is the owner of certain real property totaling approximately 16.9 ± acres, located in the vicinity of Tyler Henry Drive and Oliver Winchester Drive, adjacent to that real property commonly known as Pickerington Ponds; and

WHEREAS, the Board of Park Commissioners of The Columbus and Franklin County Metropolitan Park District ("Metro Parks"), owner of Pickerington Ponds, has requested the City grant the subject 16.9 ± acre parcel for use in an Ohio EPA funded wetland restoration project; and

WHEREAS, Metro Parks, who is also the owner of a 16.9 ± acre parcel of land located in the vicinity of Spangler Road and Palisades Avenue (adjacent to the City owned "Three Creeks Park"), proposes a trade of the aforementioned parcels; and

WHEREAS, the Recreation and Parks Department has determined that the exchange of subject properties will not adversely affect the City and should be granted; and

WHEREAS, it has been suggested that the property to be received would be valuable to the City for future extensions of the ball fields at Sycamore Fields; and

WHEREAS, the exchange will equally benefit both the City and Metro Parks, therefore no money will be involved; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department, in that it is necessary to authorize the Executive Director of the Recreation and Parks Department to execute those documents necessary to certain City owned real property, located in the vicinity of Pickerington Ponds, in exchange for a deed of equal acreage to be granted to the Board of Park Commissioners of The Columbus and Franklin County Metropolitan Park District, 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 of Columbus hereby accepts the following describe real property to be used for park purposes:

(16.9 acres from Metro Parks to City)

Situated in the State of Ohio, County of Franklin, City of Columbus, being in Section 7, Township 11, Range 21, Congress Lands, being part of that 68.8502 acre tract of land as described in a deed to Board of Commissioners of the Columbus and Franklin County Metropolitan Park District, of record in Instrument No. 200204090089616, all references herein being to the records of the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning for reference at Franklin County Engineer's Monument FCGS#4470 located at the centerline intersection of Spangler Road, 50 feet in width, and Watkins Road; thence S 0° 40' 00" E, along the centerline of Spangler Road, a distance of 2710.09 feet to a P.K. nail found at the northwesterly corner of said 68.8502 acre tract and at the southwesterly corner of that 1.003 acre tract as described in a deed to Amanda Graves, of record in Instrument No. 20000808158585, said P.K. nail also being at the *True Place Of Beginning*;

Thence N 89° 10' 59" E, along the southerly line of said 1.003 acre tract and the southerly line of land of the

City of Columbus, of record in Official Record Volume 31293, Page E-07, a distance of 1583.98 feet to an iron pin set;

Thence through said 68.8502 acre tract with a new division line the following courses:

1. S 31° 08' 31" E, a distance of 688.15 feet to an iron pin set;
2. S 89° 10' 59" W, a distance of 1233.98 feet to an iron pin set in the easterly line of that 5.001 acre tract as described in a deed to Kevin Adams, of record in Official Record Volume 32015, Page C-02;

Thence N 0° 40' 00" W, along said easterly line, a distance of 308.86 feet to an iron rod found at the northeasterly corner of said 5.001 acre tract and in the southerly line of that 2.0937 acre tract as described in a deed to Michael M. Fribley, of record in Official Record Volume 16568, Page D-10;

Thence N 89° 29' 00" E, along said southerly line, a distance of 100.99 feet to an iron rod found at the southeasterly corner of said 2.0937 acre tract;

Thence N 0° 40' 00" W, along the easterly line of said 2.0937 acre tract, a distance of 114.00 feet to an iron rod found at the northeasterly corner or same;

Thence S 89° 29' 00" W, along the northerly line of said 2.0937 acre tract, a distance of 800.00 feet to a P.K. nail found in the centerline of Spangler Road (passing an iron rod found in the easterly right-of-way line at 770.00 feet);

Thence N 0° 40' 00" W, along said centerline, a distance of 167.48 feet to the True Place Of Beginning, and **containing 16.900 acres** of land.

Bearings herein are based on N 0° 04' 00" W for Spangler Road as referenced in the deed for the parent tract.

Iron pins set consist of a 1" (O.D.) pipe, 30" long with a plastic cap inscribed "M-E COMPANIES/S-6872".

This description was prepared by M-E Companies, Inc., Civil Engineering Group, based on information obtained from an actual field survey performed in April, 2004.

Robert S. Wynd, Registered Surveyor No. 6872.

Section 2. That the Director of Department of Public Utilities be and hereby is authorized to execute those documents, as approved by the Department of Law, Real Estate Division, necessary to grant to the Board of Park Commissioners of The Columbus and Franklin County Metropolitan Park District a quitclaim deed in and to the following described real property, however reserving to Grantor those perpetual utility easements in, over, under, across, and through the subject real property for *all existing utilities as of the date of this grant\**, in exchange for a deed for similar acreage to be granted to the City by the Board of Park Commissioners of The Columbus and Franklin County Metropolitan Park District:

#### 2.813 Acres

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

Being Reserve "D" of Meadows at Winchester, Section 5, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 91, Pages 77 and 78, Recorder's Office, Franklin County, Ohio.

#### 14.016 Acres

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Section 18, Township 15, Range 20, Congress Lands and being 14.016 acres of those tracts conveyed to "Lehman Road Associates" (1.737 acres) by deed of record in Official Record 29634, D-06 and "Lynd Land Development Company" (12.279 acres) by deed of record in Official Record 27488, G-17, all references being to those of record in the Recorder's Office, Franklin County, Ohio, said 14.016 acres being more particularly described as follows:

Beginning at an iron pin at the southwesterly corner of that tract conveyed to William V. Corban by deed of record in Official Record 2440, H-05;

Thence N 89° 51' 15" E, along the southerly line of the said Corban tract, a distance of 382.89 feet to an iron pin at the northwesterly corner of that 89.273 acre tract as conveyed to the said Lynd Land Development Company;

Thence S 0° 07' 35" W, leaving the southerly line of the said Corban tract and along the westerly

line of the said Lynd Land Development Company tract, a distance of 185.00 feet to an iron pin;  
Thence S 89° 51' 15" W, leaving the westerly line of the said Lynd Land Development Company tract, a distance of 815.91 feet to an iron pin;

Thence S 35° 03' 16" W, a distance of 150.41 feet to an iron pin;

Thence S 0° 05' 00" E, a distance of 40.00 feet to an iron pin;

Thence S 66° 11' 25" W, a distance of 70.00 feet to an iron pin set on the easterly line of that tract conveyed to John T. and Rita J. Ricketts by deed of record in Official Record 2919, A-10;

Thence N 0° 05' 00" W, along the easterly line of the said Ricketts' tract, a distance of 958.04 feet to an iron pin at the southeasterly corner of that tract conveyed to Brooks G. and Marsha S. Young by deed of record in Official Record 4686, E-10;

Thence N 0° 53' 51" W, along the westerly line of the said Young tract, a distance of 126.54 feet to an iron pin at the southwesterly corner of that tract conveyed to Board of Park Commissioners by deed of record in Official Record 5073, E-06;

Thence N 88° 38' 04" E, along the southerly line of the said Board of Park Commissioners tract, a distance of 578.46 feet to an iron pin at the northwesterly corner of the said Corban tract;

Thence S 0° 42' 19" E, along the westerly line of the said Corban tract, a distance of 720.92 feet to the Place Of Beginning, containing **14.016 acres**, more or less.

The bearings described herein are based on a meridian in a bearing system in which the centerline of Lehman Road has a bearing of S 89° 57' 53" W, as per Official Record 27488, G-17.

EMH&T, Inc., Donald L. Dibert, P.S. #5425.

Prior Instrument Reference: Instrument Number 200105080100830,

O.R. Vol. 34601, Pg. D-04,

Recorder's Office, Franklin County, Ohio.

Franklin County Tax Parcel No. 540-248974 and 540-238079.

\* Easements reserved to Grantor include, but are not necessarily limited to, (1) an easement depicted on Draw D Plan #4187 for storm water headwall and outlet onto Reserve "D", and (2) a sanitary sewer line referenced as Record Plat #8610 running along the south line of Reserve "D", said plan and plat being on file with the Division of Sewerage & Drainage, Department of Public Utilities, City of Columbus, Ohio.

Section 3. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (*Land Review Commission*) and Section 329.29 (*competitive bidding*) to the extent that they may apply to this transaction with regards to this ordinance only.

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 its passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1286-2004

**Drafting Date:** 06/28/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** Council adopted Revised Code Chapter 5722 Land Reutilization Program by Ordinance 2161-93 to facilitate effective reutilization of nonproductive land within the City's boundaries to foster either the return of such land to tax revenue generating status or retention for public use. Four (4) properties currently held in the Land Bank have been approved for disposition. In order to

complete the transfer authorization is needed for the Director of Department of Development to execute deeds for conveyance of such real property.

**FISCAL IMPACT:** The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance, and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to meet the developer's project timeline.

**Title**

To authorize the Director of the Department of Development to execute deeds for conveyance of title of 4 parcels of real property (N. 21st Street) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**Body**

**WHEREAS**, by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use; and

**WHEREAS**, one proposal for the sale of 4 parcels which have been acquired for this program meet the Land Reutilization Program's Disposition Policies and Guiding Principles and have been approved; and

**WHEREAS**, such these 4 parcels of real estate 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/properties to the purchasers, authority is needed for the Director of Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Office of Land Management, in that it is immediately necessary to convey said parcels of real estate from the City's Land Bank in order to meet the developer's project timeline thereby preserving 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 Department of Development is hereby authorized and directed to execute deeds to convey title of the following parcels of real estate to qualified purchasers yet to be selected:

PARCEL: 010-046889	PARCEL: 010-009436
ADDRESS: 245 N. 21ST Street	ADDRESS: 271 N. 21st Street
PRICE: \$500.00	PRICE: \$500.00

USE: Single-family home      USE: Single-family home

PARCEL: 010-053580      PARCEL: 010-005241

ADDRESS: 250 N. 21ST Street      ADDRESS: 189 N. 21st Street

PRICE: \$500.00      PRICE: \$500.00

USE: Single-family home      USE: Single-family home

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

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**Legislation Number:** 1288-2004

**Drafting Date:** 06/28/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** The Columbus Health Department has received additional donation monies to support Minority Health Month activities in the amount of \$1,925. These additional funds will pay for activities and services to support 2004 Minority Health Month events. The purpose of this legislation is to accept and appropriate these funds for the period April 15, 2004 through December 31, 2004.

The primary objective of the Minority Health Month at the Columbus Health Department is to promote minority health outreach activities in urban faith based areas of Columbus.

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

**FISCAL IMPACT:** Minority Health Month activities are primarily funded by the Commission on Minority Health and community donations. These activities do not generate revenue or require a City match.

### **Title**

To authorize and direct the Board of Health to accept donations monies from community agencies in the amount of \$1,925, to authorize the appropriation of \$1,925 from the Health Department Grants Fund, and to declare an emergency. (\$1,925)

### **Body**

**WHEREAS**, \$1,925 in additional donation monies have been made to support Minority Health Month activities for the period April 15, 2004 through December 31, 2004; and,

**WHEREAS**, it is necessary to accept and appropriate these monies from community agencies to fund 2004 Minority Health Month activities; and,

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

**WHEREAS**, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to accept these donation monies from community agencies and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

**SECTION 1.** That the Board of Health is hereby authorized and directed to accept additional donation monies totaling \$1,925 from community agencies for the period of April 15, 2004 through December 31, 2004.

**SECTION 2.** That from the unappropriated monies in the fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the twelve months ending December 31, 2004, the sum of \$1,925 is hereby appropriated to the Department of Health, Department No. 50-01, as follows:

Minority Health Month

OCA: 504050 Grant No.: 504050 Obj. Level 01: 03 Amount: \$1,925.00

**SECTION 3.** That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner and that no order shall be drawn or money paid except upon 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.

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**Legislation Number:** 1291-2004

**Drafting Date:** 06/28/2004

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

Explanation

BACKGROUND: To authorize the Development Director to enter into contract with Levin, Driscoll & Fleeter and expend up to thirty-five thousand dollars (\$35,000) for the purpose of consulting on cost-based fee structuring for Building Services Division and One-Stop Shop **and to waive competitive bid.**

FISCAL IMPACT: There are funds available within the 2004 budget allocation for this expenditure.

Emergency action is required so that the recommendations can be included in any fee schedule adjustments in 2005.

Title

To authorize the Development Director to enter into contract with Levin, Driscoll & Fleeter for technical consulting on cost-based fee structures for Building Services Division and One-Stop Shop; to authorize the expenditure of \$35,000.00 from the Development Services Fund; **to waive competitive bid**; and to declare an emergency. (\$35,000.00)

Body

Whereas, the Building Services Division is an integral part of the One-Stop Shop; and

Whereas, one of the base concepts of the One-Stop Shop was fees would be tied to cost of operation; and

Whereas, the Development Services Council and Building Services Division want to ensure best practices are in place to achieve this result; and

Whereas, the best way to ensure "best practices" is to have third party review of procedures being used to capture data; 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 **and to waive competitive bid** to ensure any alteration to practices is in place prior to completing a fee schedule review. all for the immediate preservation of the public peace, health, safety, and welfare; now, therefore,

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

Section 1. That the Development Director is hereby authorized to enter into contract with Levin, Driscoll & Fleeter for cost-based fee structure review **and to waive competitive bid**.

Section 2. That for the purpose as stated in Section 1, the expenditure of \$35,000.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Building Services Division, Division 44-03, Fund 240, Object Level One 03, Object Level Three 3336, OCA Code 440370.

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

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**Legislation Number:** 1294-2004

**Drafting Date:** 06/28/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

BACKGROUND:

Need: An appropriation and transfer of funds from the Juvenile Accountability Incentive Block Grant (JAIBG) Operation Nite Lite and Central Ohio Regional Drug (CORD) Task Force is needed to return unused cash matching funds to their

original source. The Columbus Division of Police is active in outside funded activities and collaborative projects to enhance the effectiveness of its limited resources. Such activities and projects often require cash matches from the participating agencies. The JAIBG Operation Nite Lite and CORD Task Force are recently completed examples of these endeavors by the Division. The Nite Lite program had an original budget of \$104,473.00 and has \$212.71 of remaining City matching funds. The CORD Task Force had an original budget of \$134,000.00 and has \$1,470.43 of State matching funds and \$2,836.88 of City matching funds remaining. The nature of these program activities did not lend themselves to the exact total expenditure of all budgeted funds and it was necessary they not create any deficit balances or obligations. The State funds need returned to the Bureau of Criminal Identification and Investigation (BCI&I). The City matching funds came from the Law Enforcement Contraband Seizure Fund and need returned there.

Emergency Designation: Emergency legislation is necessary to enable the most expedient reimbursement to the State and to make the seizure funds available for other use.

**FISCAL IMPACT**

There will be no fiscal impact on the City General Fund account. The funds awaiting refund and transfer are in special grant accounts.

**Title**

To authorize the appropriation and transfer of unused cash matching funds from the Juvenile Incentive Accountability Block Grant Operation Nite Lite and Central Ohio Regional Drug Task Force to their original sources, the State Bureau of Criminal Identification and Investigation and the Law Enforcement Contraband Seizure Fund and to declare an emergency (\$4,520.02)

**Body**

WHEREAS, the Columbus Division of Police has been a participant in grant funded and collaborative law enforcement projects to enhance the effectiveness of its limited resources; and

WHEREAS, the participants in these projects have provided cash matching funds, and

WHEREAS, there are small amounts of unused cash matching funds that need returned to their original sources, the State Bureau of Criminal Identification and Investigation and the Law Enforcement Contraband Seizure Fund, and

WHEREAS, it is necessary to expedite the return of State provided cash match and City Law Enforcement Contraband Seizure funds to make them available for new uses as soon as possible, and

WHEREAS, an emergency exists as it is immediately necessary to appropriate and transfer cash matching funds from the Operation Nite Lite and CORD Task Force grant accounts for the preservation of public health, peace, property, safety and welfare, now therefore

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

Section 1. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated from any other purposes the sum of \$4,520.02 is appropriated as follows:

Div	FD	OBJ#1	OBJ#3	OCAACD	Grant	Amount
30-03	220	10		5501	333005	333005 212.71
30-03	220	10		5501	333015	333015 2,836.88
30-03	220	05		5513	333015	333015 1,470.43

Section 2. That Juvenile Accountability Incentive Block Grant Operation Nite Lite and Central Ohio Regional Drug Task Force Funds are transferred as follows:

FROM:

DIV	FD	OCA	AMOUNT
30-03	220	333005	212.71
30-03	220	333015	2,836.88

TO:

DIV	FD	OBJ#1	OBJ#3	OCA	AMOUNT
30-03	219	10	0886	040220	3,049.59

Section 3. That monies appropriated in the foregoing Section 1 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:** 1297-2004

**Drafting Date:** 06/28/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** To modify and extend the existing contract for the option to purchase OEM Motorcycle Parts for the Purchasing Office to and including July 31, 2005.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. Formal bids were opened on July 18, 2002 (SA000295 GRW): 3 bids received: MAJ 3; 15 bids solicited: MAJ 14, MBE 1; FBE 0); Contracts FL0001309 with C&A Harley Davidson Inc (contract compliance number 341495631). and FL0001310 with Classic Cycles LTD Inc., (contract compliance number 311040116) were approved per Ordinance #1418-02, passed September 16 2002.

1. Amount of additional funds: No funding is required to extend these option contracts. Fleet Management must obtain approval to expend from their own budgeted fund for their estimated expenditures. The annual expenditure estimate is \$30,000.00. (\$20,000.00 to C&A Harley Davidson and \$10,000.00 to Classic Cycles LTD Inc.)
2. Reason additional needs were not foreseen: Not applicable. The original contract was established with the option to renew if all parties agree.
3. Reason other procurement processes not used: It is in the best interest of the city to continue to utilize the terms, conditions and pricing in the existing contracts.
4. How cost was determined: Pricing is in accordance with SA000295 GRW.

**FISCAL IMPACT:** No funding is required to extend the option contract.

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

**Title**

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase OEM Motorcycle Parts from C&A Harley Davidson Inc. and Classic Cycles LTD Inc. and to declare an emergency.

**Body**

**WHEREAS**, the Purchasing Office advertised and solicited formal bids on July 18, 2002 for the purchase of OEM Motorcycle Parts (SA-000295 GRW) and entered into contract with C&A Harley Davidson Inc. and Classic Cycles LTD Inc. based on bids received; and

**WHEREAS**, both vendors have agreed to extend contracts number FL001309 and FL001310 until July 31, 2005 in accordance with the option to extend in the existing contract and it is in the best interest of the City to exercise this option; and

**WHEREAS**, this ordinance is being submitted as an emergency measure in order to maintain the existing supply matrix without interruption; for the purchase of OEM Motorcycle Parts used in maintaining the City's fleet of motorcycles operated by the Police Division and

**WHEREAS**, an emergency exists in the usual daily operation of the Fleet Management Division in that it is immediately necessary to extend FL001309 and FL001310 for the option to purchase OEM Motorcycle 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 modify and extend FL001309 with C&A Harley Davidson Inc. and FL001310 with Classic Cycles LTD Inc. to and including July 31, 2005.

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

**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:** 1298-2004

**Drafting Date:** 06/28/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** Council adopted Revised Code Chapter 5722 Land Reutilization Program by Ordinance 2161-93 to facilitate effective reutilization of nonproductive land within the City's boundaries to foster either the return of such land to tax revenue generating status or retention for public use. Four (4) properties currently held in the Land Bank have been approved for disposition. In order to complete the transfer authorization is needed for the Director of Department of Development to execute deeds for conveyance of such real property.

**FISCAL IMPACT:** The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance, and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY**      Emergency action is requested to meet the developer's project timeline.

**JUSTIFICATION:**

**Title**

To authorize the Director of the Department of Development to execute deeds for conveyance of title of 4 parcels of real property (N. 20th and 21st Streets) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**Body**

**WHEREAS**, by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use; and

**WHEREAS**, one proposal for the sale of 4 parcels which have been acquired for this program meet the Land Reutilization Program's Disposition Policies and Guiding Principles and have been approved; and

**WHEREAS**, such these 4 parcels of real estate 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/properties to the purchasers, authority is needed for the Director of Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Office of Land Management, in that it is immediately necessary to convey said parcels of real estate from the City's Land Bank in order to meet the developer's project timeline thereby preserving 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 Department of Development is hereby authorized and directed to execute deeds to convey title of the following parcels of real estate to qualified purchasers yet to be selected:

Parcel:	010-041330	Parcel:	010-031791
Address:	62 N. 21st Street	Address:	183 N. 21st Street
Price:	\$500.00	Price:	\$500.00
Use:	Single-family home	Use:	Single-family home
Parcel:	010-039892	Parcel:	010-022081
Address:	70 N. 20th Street	Address:	N. 21st Street, Lot 45

Price: \$500.00                      Price: \$500.00  
Use: Single-family home              Use: Single-family home

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

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**Legislation Number:** 1302-2004

**Drafting Date:** 06/28/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** Council adopted Revised Code Chapter 5722 Land Reutilization Program by Ordinance 2161-93 to facilitate effective reutilization of nonproductive land within the City's boundaries to foster either the return of such land to tax revenue generating status or retention for public use. The Land Bank, by way of Memorandum of Understanding, accepted title of one parcel of land from the Columbus Compact. This property was held in the Land Bank until such time that Columbus Compact provided an acceptable redevelopment plan for the property. In order to complete the transfer authorization is needed for the Director of Department of Development to execute any and all agreements and deeds for conveyance of such real property.

**FISCAL IMPACT:** The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance, and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY**

**JUSTIFICATION:** Emergency action is requested to meet the developer's project timeline.

**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 (228 N. 21st Street) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

**Body**

**WHEREAS,** by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land, and

**WHEREAS,** a proposal for the disposition of this one parcel has been submitted for the redevelopment of said parcel; and

**WHEREAS**, in order to complete the transfer of such property/properties to the purchasers, authority is needed for the Director of Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; and

**WHEREAS**, The Office of Land Management by way of a Memorandum of Understanding with the Columbus Compact accepted one parcel of land until such time that Columbus Compact provided an acceptable redevelopment plan for the site; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Office of Land Management, in that it is immediately necessary to convey said parcel of real estate from the City's Land Bank in order to meet the developer's project timeline thereby preserving 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 Department of Development is hereby authorized and directed to execute any and all necessary agreements and deeds to convey title of the following parcel of real estate:

PARCEL NUMBER: 010-010226

ADDRESS: 228 N. 21st Street

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

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**Legislation Number:** 1305-2004

**Drafting Date:** 06/28/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

The Civil Service Commission revised the classifications of Communications Division Administrator and Assistant Administrator following the consolidation of the Division of Communications, Weights and Measures and License Sections of the Department of Public Safety. The new classifications are titled Support Services Division Administrator and Assistant Administrator. There is no recommended change to the assigned pay grades.

Ordinance No. 2528-2003, passed on December 15, 2003, amended Section 15(A) of the Management Compensation Plan (MCP) to provide consistent language between the MCP, AFSCME and CMAGE contracts relative to payment. The intent was for the amendment not to alter the benefit level available to employees covered by the MCP. However, the amendment did indeed change the benefit level. This ordinance returns the language to what it was prior to the passage of Ordinance 2528-2003.

Emergency action is requested in order to provide restitution to those employees who may have been adversely affected by the change to Section 15(A).

**Title**

To amend the Management Compensation Plan, Ordinance No. 2944-99, as amended, by amending various sections within Section 5(E); and by amending Section 15(A); and to declare an emergency.

**Body**

**WHEREAS**, the Civil Service Commission amended the classifications of Communications Division Administrator and Assistant Administrator; and

**WHEREAS**, it is necessary to reflect the Civil Service Commission's actions in the Management Compensation Plan; and

**WHEREAS**, it is necessary to amend Section 15(A) in order to correct a discrepancy; and

**WHEREAS**, it is immediately necessary to amend the Management Compensation Plan in that an emergency exists in the usual daily operation of the City of Columbus, thereby preserving the public health, peace, property, safety and welfare; Now, Therefore,

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

**SECTION 1.** That Sections 5(E)-D370 and 5(E)-D371 of Ordinance No. 2944-99, as amended, be amended to read as follows:

<u>Ord. Sec.</u>	<u>Class Code</u>	<u>Class Title</u>	<u>Grade</u>
5(E)-S303	0266	Support Services Division Administrator	95
5(E)-S304	0267	Support Services Division Assistant Administrator	94

**SECTION 2.** That, effective December 15, 2003, Section 15(A) of Ordinance No. 2944-99, as amended, be amended to read as follows:

(A) Disability Program Eligibility. The City will provide, at no cost to employees, a disability program covering full-time employees for non-work related illnesses and injuries. Employees must complete one (1) year of continuous City service before qualifying for disability; such benefits will become available at the first of the month following completion of one (1) year of continuous service. This program shall provide for payment to the employee from the twelfth (12th) day of accident or illness for employees in classifications listed in Sections 5(C), (D) and (E) of this ordinance, for a maximum of twenty-six (26) weeks, at sixty percent (60%) of the employee's standard gross wages after applicable federal, state and local flat tax rates and applicable Medicare charge(s) are deducted. The employee may, if he/she so desires, elect to use all, or part, of his/her accumulated but unused sick leave in order to make up any difference between one hundred percent (100%) of his/her gross wages and the amount which he/she receives under the disability program, provided that all new (current year) sick leave accruals are exhausted before an employee may use the available balance in his/her Old Sick Leave Bank. If an employee exhausts all sick leave benefits, other approved leave may be granted by the Appointing Authority. During the period in which an employee receives such payments, he/she shall suffer no reduction in his/her paid sick leave entitlement set forth in Section 14 of this Ordinance, as applicable. If, while receiving such payments, the employee performs work for the City or another employer, the amount of payment under the disability program shall be reduced by the compensation which he/she receives during that time period. The proper forms must be submitted to the City no later than forty-five (45) days from the commencement of the disability.

**SECTION 3.** That existing Sections 5(E)-D370, 5(E)-D371, and 15(A) of Ordinance No. 2944-99, as amended, are hereby repealed.

**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 full force from and after approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1308-2004

**Drafting Date:** 06/29/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### Explanation

**BACKGROUND:** Council adopted Revised Code Chapter 5722 Land Reutilization Program by Ordinance 2161-93 to facilitate effective reutilization of nonproductive land within the City's boundaries to foster either the return of such land to tax revenue generating status or retention for public use. The Lank Bank, by way of Memorandum of Understanding, accepted title of one parcel of land from the Columbus Urban Growth. This property was held in the Land Bank until such time that Columbus Urban Growth provided an acceptable redevelopment plan for the property. In order to complete the transfer authorization is needed for the Director of Department of Development to execute any and all agreements and deeds for conveyance of such real property.

**FISCAL IMPACT:** The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance, and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

### EMERGENCY

**JUSTIFICATION:** Emergency action is requested to meet the developer's project timeline.

### 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 (560 Harmon Avenue) held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

### Body

**WHEREAS,** by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land, and

**WHEREAS,** a proposal for the disposition of one parcel has been submitted for the redevelopment of said parcel; and

**WHEREAS,** in order to complete the transfer of such property to the purchaser, authority is needed for the Director of the Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; and

**WHEREAS,** The Office of Land Management by way of a Memorandum of Understanding with the Columbus Urban Growth accepted one parcel of land until such time that Columbus Urban Growth provided an acceptable redevelopment plan for the site; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Office of Land Management, in that it is immediately necessary to convey said parcel of real estate from the City's Land Bank in order to meet the developer's project timeline thereby preserving 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 Department of Development is hereby authorized and directed to execute any and all necessary agreements and deeds to convey title of the following parcel of real estate:

PARCEL NUMBER: 010-267124

ADDRESS: 560 Harmon Avenue

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

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**Legislation Number:** 1312-2004

**Drafting Date:** 06/29/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:**

Need: The City of Columbus Division of Police has been awarded funding through the FY03 Byrne Memorial Grant Program. Acceptance of this FY2003 award and emergency appropriation of the awarded funds for the purchase of specialized film are necessary for the CPD Domestic Violence (DV) Unit operations. The City must act as a subgrantee to the Franklin County Board of Commissioners through the Justice Programs Unit according to the federal grant guidelines. Therefore the Mayor is required to sign a subgrantee award and contract document to accept the award on behalf of the City.

Emergency Designation: Emergency legislation is necessary to permit the earliest possible purchase of this critically needed film.

**FISCAL IMPACT:**

The Division of Police will provide the required cash match from designated matching funds included in the 2004 budget.

**Title**

To authorize the Mayor of the City of Columbus to accept a subgrantee award and enter into a contract with the Franklin County Board of Commissioners via the Justice Programs Unit for a FY03 Byrne Memorial Grant, to authorize an appropriation of \$3,650.00 from the unappropriated balance of the General Government Grant Fund to the Division of

Police for the purchase of specialized film for the Domestic Violence Unit and to declare an emergency. (\$3,650.00)

**Body**

WHEREAS, the City of Columbus Division of Police has been awarded a FY03 Byrne Memorial Program Grant; and

WHEREAS, the grant funding is for the purchase of specialized film for the DV Unit; and

WHEREAS, the grant award period starts June 1, 2004; and

WHEREAS, the DV Unit has an immediate need for this film necessitating the emergency designation; and

WHEREAS, an emergency exists in the daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize the Mayor to accept a FY03 Byrne Memorial Grant for the purchase of DV Unit film and to authorize an appropriation for this film purchase 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 Mayor of the City of Columbus be and is hereby authorized and directed to enter into contract with the Franklin County Board of Commissioners to accept a FY03 Byrne Memorial Program Grant.

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 purposes during the grant period, the sum of \$3,650.00 is appropriated as follows:

<u>DIV</u>	<u>FD</u>	<u>OBJ#1</u>	<u>OBJ#3</u>	<u>OCACD</u>	<u>GRANTAMOUNT</u>
30-03	220	02	2206	334025	334025 3,650.00

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.

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**Legislation Number:** 1329-2004

**Drafting Date:** 06/30/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** This legislation authorizes the City of Columbus, Department of Development to release its recorded mortgage interests in a residential property (referenced below) that secures two City loans with outstanding balances totaling \$56,398.55 made to borrower Viola Williams. The purpose of the release is to enable the City to receive a \$10,000 payment rather than receiving nothing if the property is resold through an unavoidable foreclosure action.

The Franklin County Treasurer already conducted a foreclosure action and sold at sheriff's sale the property securing the City's loans in Franklin County Court of Common Pleas case *Franklin County Treasurer v. Viola Williams, et al.*, case number 01 CVE 07-7178. The City was inadvertently excluded from this foreclosure proceeding and, consequently, its interests were not represented. Rather than requiring the County Treasurer to vacate the foreclosure judgment and sale, reopen and re-prosecute the foreclosure suit to include the City's interests, and then resell the property at a sheriff's sale for the outstanding property tax amounts, which would result in the City receiving nothing, this legislation enables the City to receive \$10,000 from the current property owner in exchange for the release of its mortgage interests.

The property address is: 920-922 Cleveland Avenue, Columbus, Ohio 43201.

Emergency action is requested to expedite authorization for a settlement.

**FISCAL IMPACT:** There is no impact on current operating funds. There will be a potential \$46,398.55 loss in accounts receivable for Community Development Block Grant Loan Repayments.

#### Title

To authorize the Director of the Department of Development to release the recorded mortgage interests of the City of Columbus in a property that secures loans with outstanding balances totaling \$56,398.55 and to accept \$10,000 in exchange for said release; and to declare an emergency.

#### Body

**WHEREAS**, the City of Columbus, Department of Development made two Rehabilitation Assistance loans to borrower Viola Williams with combined outstanding balances totaling \$56,398.55 and the loans are secured by two recorded mortgages on property located at 920-922 Cleveland Avenue; and

**WHEREAS**, the release of the City's mortgage interests will enable the City to receive a \$10,000 payment rather than receiving nothing if the property is resold through a foreclosure action; and

**WHEREAS**, it is necessary to authorize the Director of the Department of Development to release the recorded mortgage interests of the City on the property located at 920-922 Cleveland Avenue; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to release said mortgage interests in order to expedite authorization of a settlement thereby preserving 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 be and is hereby authorized to release the City's recorded mortgages on property located at 920-922 Cleveland Avenue that secure the City's outstanding loan amounts totaling \$56,398.55 in exchange for payment of \$10,000 to the City from the current owner Don Schlater.

**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.

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**Legislation Number:** 1330-2004

**Drafting Date:** 06/30/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### Explanation

**BACKGROUND:** Council adopted Revised Code Chapter 5722 Land Reutilization Program by Ordinance 2161-93 to facilitate effective reutilization of nonproductive land within the City's boundaries to foster either the return of such land to tax revenue generating status or retention for public use. Three (3) properties currently held in the Land Bank have been approved for disposition. In order to complete the transfer authorization is needed for the Director of the Department of Development to execute deeds for conveyance of such real property.

**FISCAL IMPACT:** The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance, and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

**EMERGENCY JUSTIFICATION:** Emergency action is requested to meet the developer's project timeline.

### Title

To authorize the Director of the Department of Development to execute deeds for conveyance of title of three parcels of real property held in the Land Bank pursuant to the Land Reutilization Program; and to declare an emergency.

### Body

**WHEREAS**, by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use; and

**WHEREAS**, one proposal for the sale of 3 parcels which have been acquired for this program meet the Land Reutilization Program's Disposition Policies and Guiding Principles and have been approved; and

**WHEREAS**, such these 3 parcels of real estate 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/properties to the purchasers, authority is needed for the Director of Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, Office of Land Management, in that it is immediately necessary to convey said parcels of real estate from the City's Land Bank in order to meet the developer's project timeline thereby preserving 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 Department of Development is hereby authorized and directed to execute deeds to convey title of the following parcels of real estate to a qualified purchaser:

Parcel: 010-126566

Parcel: 010-126430

Address:1265 Lee Avenue

Address:1603 E. 12th Avenue

Price: \$500.00

Price: \$500.00

Use: Single-family home

Use: Single-family home

Parcel: 010-075190

Address:2195 Howey Road

Price: \$500.00

Use: Single-family home

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

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**Legislation Number:** 1331-2004

**Drafting Date:** 06/30/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

AN04-020

**BACKGROUND:** This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in Hamilton Township. This ordinance is required by the Ohio Revised Code as enacted by the General Assembly of the State of Ohio. Notice of the annexation request was received from Franklin County. The ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information to determine the municipal services that would be available was compiled following the receipt of the notice. This process takes a minimum of two weeks to complete. Preparation of the ordinance and submission to the City Clerk in order to have a timely hearing before City Council requires a minimum additional time of two weeks. All of the above creates the necessity for emergency legislation in order to meet the hearing deadline.

**FISCAL IMPACT:** The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. However, provision of the stated services does represent cost to the city. The annexation of land also has the potential to create revenue to the city.

**Title**

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN04-020) of 85.02± Acres in Hamilton Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

**Body**

**WHEREAS,** a petition for the annexation of certain territory in Hamilton Township was duly filed by City of Columbus, Department of Public Utilities on June 29, 2004; and

**WHEREAS,** a hearing on said petition is scheduled before the Board of County Commissioners of Franklin; and

**WHEREAS,** the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

**WHEREAS,** the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

**WHEREAS,** properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the South Central Accord planning area; and

**WHEREAS,** upon annexation, properties will have uniform access to City services as they become available; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

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

**Section 1.** That the city of Columbus will provide the following municipal services for 85.02± acres in Hamilton Township upon the annexation of said area to the city of Columbus:

**Public Safety:** The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

At the present time fire protection for the proposed annexation is as follows:

See attached Fire Response Form.

**Sanitation:** Residential refuse collection services will be available upon annexation of the property.

**Transportation:** Maintenance will be available for any additional right-of-way that may be included in this annexation

request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

**Water:** This site can be served by an existing 12 inch main located in High Street.

**Sewer:**

Sanitary Sewer:

This site abuts the Southerly Wastewater Treatment Plant. Mainline extension is required.

Storm Sewer:

All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

**Section 2.** If this 85.02 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Hamilton Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Hamilton Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

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

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**Legislation Number:** 1333-2004

**Drafting Date:** 06/30/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** This legislation will authorize the modification of a contract between the City of Columbus and the Columbus/Franklin County Affordable Housing Trust Corporation (Corporation). Contract DL001872 provided the Corporation with funding to support the development of housing within the City. A modification is now necessary to permit \$130,000.00 of contract funds to be used to defray the 2004 operating expenses of the Corporation. The modification will allow the Columbus/Franklin County Affordable Housing Trust Corporation to continue to support the development of housing within the City by defraying its operating expenses.

The Columbus/Franklin County Affordable Housing Trust Corporation, a non-profit corporation charged with facilitating the production of housing within Columbus. The Corporation combines public and private funding through a variety of sources to support the development of housing within the City. Both rental units and homeownership projects will be developed.

This legislation is presented as an emergency because of the need to continue program services without interruption.

**FISCAL IMPACT:** No additional funds are required for this contract modification.

**Title**

To authorize the Director of the Department of Development to modify a contract between the City of Columbus and the Columbus/Franklin County Affordable Housing Trust Corporation to permit a portion of the contract to be used for 2004 operating expenses; and to declare an emergency.

**Body**

**Whereas**, the Director of the Department of Development desires to modify a contract between the City of Columbus and the Columbus/Franklin County Affordable Housing Trust Corporation to permit \$130,000.00 of contract funds to be used for 2004 operating expenses; and

**Whereas**, this modification will allow for the Columbus/Franklin County Affordable Housing Trust Corporation to continue to support the development of housing within the City by paying for its 2004 operating expenses; and

**Whereas**, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to modify a contract between the City of Columbus and the Columbus/Franklin County Affordable Housing Trust Corporation in order to continue program services without interruption thereby preserving the public peace, health, 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 modify the contract between the City of Columbus and the Columbus/Franklin County Affordable Housing Trust Corporation to permit \$130,000.00 of contract funds to be used to defray the corporation's 2004 operating expenses.
- Section 2.** That this modification is made pursuant to Section 329.16 of the Columbus City Code.
- Section 3.** That in the reasons stated in the preamble hereto, which is hereby made a part thereof, 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.

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**Legislation Number:** 1335-2004

**Drafting Date:** 06/30/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

AN04-019

**BACKGROUND:** This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in Sharon Township. This ordinance is required by the Ohio Revised Code as enacted by the General Assembly of the State of Ohio. Notice of the annexation request was received from Franklin County. The ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information to determine the municipal services that would be available was compiled following the receipt of the notice. This process takes a minimum of two weeks to complete. Preparation of the ordinance and submission to the City Clerk in order to have a timely hearing before City Council requires a minimum additional time of two weeks. All of the above creates the necessity for emergency legislation in order to meet the hearing deadline.

**FISCAL IMPACT:** The statement of municipal services and zoning conditions for a proposed annexation area has no fiscal impact. However, provision of the stated services does represent cost to the city. The annexation of land also has the potential to create revenue to the city.

**Title**

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN04-019) of 1.015± Acres in Sharon Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

**Body**

**WHEREAS,** a petition for the annexation of certain territory in Sharon Township was duly filed by Ann & Larry Kleinhenz on June 30, 2004; and

**WHEREAS,** a hearing on said petition is scheduled before the Board of County Commissioners of Franklin; and

**WHEREAS,** the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

**WHEREAS,** the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

**WHEREAS,** properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the Northwest Area Plan planning area; and

**WHEREAS,** upon annexation, properties will have uniform access to City services as they become available; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

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

**Section 1.** That the city of Columbus will provide the following municipal services for 1.015± acres in Sharon Township upon the annexation of said area to the city of Columbus:

**Public Safety:** The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services

are dependent upon the parameters of future development that is ultimately approved by the City.

At the present time fire protection for the proposed annexation is as follows:

See attached Fire Response Form.

**Sanitation:** Residential refuse collection services will be available upon annexation of the property.

**Transportation:** Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

**Water:** This site can be served by an existing 12 inch main located in Snouffer Road.

**Sewer:**

Sanitary Sewer:

This site is tributary to an existing 48 inch trunk located about 875 feet to the east. Mainline extension is required at the owner's expense.

Storm Sewer:

All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

**Section 2.** If this 1.015 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Sharon Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Sharon Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

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

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**Legislation Number:** 1336-2004

**Drafting Date:** 06/30/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

Ordinance 1472-02, passed September 23, 2004 authorized the acceptance by the City Attorney of the first phase of a U.S.

Department of Justice Community Prosecution grant in the amount of \$75,000.00 The U.S. Department of Justice has now awarded the City Attorney the second and final phase of said grant in the amount of \$150,000.00 for the award period of April 1, 2004 through June 30, 2005. This ordinance authorizes the City Attorney to accept the grant and appropriates the funds necessary to carry out this program.

**Title**

To authorize the City Attorney to accept a grant from the U.S. Department of Justice for the continued funding of the Community Prosecution Grant program, to authorize the appropriation of One Hundred Fifty Thousand Dollars and to declare an emergency (\$150,000.00).

**Body**

**WHEREAS**, the U.S. Department of Justice has awarded the City of Columbus, City Attorney's Office, a grant in the amount of One Hundred Fifty Thousand Dollars (\$150,000.00) for Grant No. 2002-PP-CX-0050 Community Prosecution Implementation Grant for the award period of April 1, 2004 through June 30, 2005; and

**WHEREAS**, an emergency exists in the daily operation of the City Attorney's Office in that it is necessary to immediately accept and appropriate the grant in order that the services supported may continue uninterrupted; now, therefore,

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

**SECTION 1.** That the City Attorney is hereby authorized to accept a grant award from the U.S. Department of Justice in the amount of \$150,000.00 for the Community Prosecution Implementation Grant program.

**SECTION 2.** That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project award period the sum of \$150,000.00 is appropriated as follows: Department/Div 2401, Community Prosecution Grant, Grant #252004, OCA 252004, OL1 - 01, OL3 - 1000, \$128,669.00; OL1 - 02, OL3 - 2000, \$13,386.00; OL1 - 03, OL3 - 3000, \$7,945.00.

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

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

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**Legislation Number:** 1340-2004

**Drafting Date:** 07/01/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** This legislation authorizes the Director of Development to amend the existing Community Reinvestment Area (CRA) Agreement with Brewers Yard Apartments, Ltd. The amendment will make two changes. It will extend by 1 year the deadline for the end of the tax exemption period for the 303-unit apartment building. Also, it will consent to transfer of the exemptions on the 14 townhouse apartment units to buyers when the townhouses are converted and sold as condominiums. The term/rate of the abatement will remain at 50%/7-years as originally granted.

The Brewers Yard Apartments CRA Agreement was approved by Columbus City Council Ordinance 3063-99, adopted December 13, 1999, and amended by Ordinance 2342-00, adopted October 30, 2000. The project goals were to construct 312 residential units, invest approximately \$30 million and create 6 jobs. The project is in good standing with regard to these goals. To date, 317 units have been constructed, \$30 million invested and 14 jobs created.

The 14 townhouse apartments at 76-88 W. Kossuth St. were completed first and the 7 years of exemption on these units will run from 2002 through 2008. The plan is to convert these 14 units into condominiums. This amendment will

acknowledge the City's consent for the tax exemptions to transfer to the new owners as the conversions occur.

There were construction delays that prevented the 303-unit apartment building at 100 Frankfort Square from being completed in 2003 as anticipated. The delays were due to the City's need to line the old brick storm and sanitary sewers that extend along the site's western edge. Construction is being completed in 2004. This amendment will allow the apartment building to use the 50%/7-year abatement through 2011 instead of 2010 as currently allowed by the Agreement. The project will thus be able to use the full 7 years of exemptions (2005-2011) on the apartment building.

Emergency action is requested because new financing is currently under negotiation for the project and is contingent on the modifications to the CRA Agreement that will be implemented with this Amendment.

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

#### **Title**

To authorize the Director of the Department of Development to amend the Community Reinvestment Area Agreement between the City and Brewers Yard Apartments, Ltd. by consenting to the transfer of the tax exemptions on the 14 townhouse apartment units to new owners when these units are converted and sold as condominiums and by allowing 2011 to be the final year of tax exemption for the 303-unit apartment building; and to declare an emergency.

#### **Body**

**WHEREAS**,the Brewers Yard Apartments Community Reinvestment Area (CRA) Agreement was approved by Columbus City Council Ordinance 3063-99, adopted December 13, 1999, and amended by Ordinance 2342-00, adopted October 30, 2000; and

**WHEREAS**,to date, the project is in good standing and has met the investment and job creation goals called for in the CRA Agreement, as amended in 2000; and

**WHEREAS**,construction was completed by January 1, 2002 on the project's 14 townhouse apartment units, the 50%/7-year tax abatement on these units commenced in 2002, and the property owner plans to convert these units to condominiums and desires the abatement to transfer to the buyers of the units as the conversions occur; and

**WHEREAS**,the City consents to transfer of the tax abatement on the 14 townhouse apartment units to the buyers when these units are converted and sold as condominiums; and

**WHEREAS**,construction delays prevented the project's 303-unit apartment building from commencing its 7-year abatement period in 2004 as anticipated; and

**WHEREAS**, the CRA Agreement currently provides that 2010 will be the final year for use of the tax exemptions but with the construction delays the final year would need to be 2011 in order for the 303-unit apartment building to get the full 7 years of abatement; and

**WHEREAS**,the City desires the 303-unit apartment building to be able to use the full 7 years of tax abatement and thus desires 2011 to be final year for this building to use the tax exemptions; and

**WHEREAS**,the City believes it is in the best interest of job preservation and economic development to amend the existing CRA Agreement by consenting to the tax exemptions for the 14 townhouse apartments being transferred to the buyers when these units are converted and sold as condominiums and by allowing 2011 to be the final year for use of the tax exemptions by the 303-unit apartment building; and

**WHEREAS**,emergency action is requested because new financing is currently under negotiation for the project and is contingent on the modifications to the CRA Agreement that will be implemented with this

Amendment, 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 Development is hereby authorized to amend the CRA Agreement between the City and Brewers Yard Apartments, Ltd., to acknowledge City consent for transfer of the tax abatement to the buyers of the 14 townhouse apartments when these units are converted and sold as condominiums and to allow 2011 to be the final year for use of the tax abatement on the 303-unit apartment building. The term/rate of the abatement will remain unchanged at 50%/7-years, as originally granted.
- Section 2.** That for the reasons stated in the preamble hereto, this ordinance is hereby declared to be an emergency and shall take effect and be in force from and after its passage and approval by the Mayor or ten days if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1348-2004

**Drafting Date:** 07/01/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Background:**

The Division of Income Tax has received repeated requests from taxpayers for the ability to file and pay City income tax on line. The Division actively participated in the recent attempt by the Department of Technology to implement an e-payment engine as a result of those requests. Due to the abandonment of the e-payment engine project by the Dept of Technology, the Division determined it had sufficient need to further enhance taxpayer services and proceeded independently by issuing a Request for Proposal through the Division of Purchasing for an e-payment solution. Through this process, seven (7) proposals were received and evaluated by a committee consisting of representatives of the Division and the Dept of Technology, the Deputy Auditor and the City Treasurer. Subsequent to this document evaluation, each vendor made an oral presentation to the committee. It was determined that GovConnect had the municipal government experience and product which would best serve the needs of the City and its taxpayers. This initial effort with e-payment processing will be used primarily with withholding account documents although extensions are also part of this effort. Withholding accounts produced, in 2003, 85.3% of the tax revenues collected by the Division.

Due to the need to implement this e-payment solution prior to January 1, 2005 and taking into consideration the timeline for completion as submitted by Gov Connect as well as providing for adequate testing, it is requested that this ordinance to be passed as an emergency measure.

**Fiscal Impact:**

Funds are available within the Finance Department Capital Projects fund for an e-payment engine. Because only the Division of Income Tax is involved at this time, all funds as originally budgeted will not be used. However, the excess funds will be available for other departments or divisions to fund their inclusion into the service originated by the Division.

**Title**

To authorize and direct the City Auditor to enter into contract with GovConnect for the development and implementation of an e-payment processing system for the City Auditor, Division of Income Tax; to authorize and direct the City Auditor

to transfer funds within the Finance Department capital fund; to authorize the expenditure of \$140,000.00 from the Finance Department capital fund; and to declare an emergency (\$140,000.00).

**Body**

**WHEREAS**, by contracting for the development and implementation of an e-payment processing system, the Division of Income Tax, Office of the Auditor will be able to more expeditiously process certain taxpayers' filings and payments, reduce the amount of paper documents processed by the Division, and better serve the taxpayers of the City of Columbus and of those municipalities contracting with the Division for the administration and collection of local income taxes, and

**WHEREAS**, it is immediately necessary to enter into contract for the development and implementation of this e-payment processing system to allow ample time therefore and for adequate testing of the system which is to be made available to the public no later than January 1, 2005, and

**WHEREAS**, in the usual daily operation of the Division of Income Tax, Office of the Auditor, it is necessary to authorize the City Auditor to enter into contract with GovConnect for the development and implementation of an e-payment system 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 is hereby authorized to enter into contract with GovConnect for the development and implementation of an e-payment processing system.

**Section 2.** That the City Auditor is hereby authorized and directed to transfer \$61,420.25 within the Department of Finance, department/division number 4501, fund 750 from project number 470020 fire connectivity to project number 470034 income tax E-payment engine.

**Section 3.** That the City Auditor is hereby authorized and directed to transfer \$78,579.75 within the Department of Finance, department/division number 4501, fund 750 from project number 452501 geographic information system to project number 470034 income tax E-payment engine.

**Section 4.** That the expenditure of \$140,000.00 or so much thereof as may be needed is hereby authorized from the Department of Finance, department/division number 4501, fund 750, project number 470034, oca code 470034, object level 1 - 6, object level 3 - 6649.

**Section 5.** That the 2004 capital improvements budget is hereby amended as follows:

Current 2004 CIB: fund 750, project number 452501, Geographic Information System, \$117,786; fund 750, project number 470034, Income Tax E-payment engine, \$0

Amended 2004 CIB: fund 750, project number 452501, Geographic Information System, \$0; fund 750, project number 470034, Income Tax E-payment engine, \$140,000.00.

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

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**Legislation Number:** 1358-2004

**Drafting Date:** 07/02/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**BACKGROUND:**

As part of the Department of Finance's ongoing review of the implementation of the Department of Technology's (DoT) new cost recovery model effective with 2004, the Department of Finance has identified surpluses and deficits within several divisions' appropriation authority to pay DoT charges. Original appropriations were based on estimates made by DoT staff during the course of the model's development. It was assumed that DoT estimates would deviate from actual experience and that some realignment might be necessary. While aggregate appropriation will not change, after six months of actual data, it is necessary to authorize a transfer among divisions within the general fund to properly align object appropriations with the projected expenditures, allowing divisions to operate without interruption through the end of 2004. In addition, this ordinance realigns appropriation authority for postage billings (from DoT) within the general fund. Like the transfers related to technology internal service billings, aggregate appropriation will be unchanged.

**FISCAL IMPACT:**

No increase in appropriation authority is sought for this ordinance. The transfers are shifts of appropriation authority within the general fund and result in a net zero impact. At present, aggregate general fund expenditures are in line with aggregate general fund appropriations, despite the need to shift resources among city agencies.

**EMERGENCY:**

Certain agencies' budget for technology and postage charges is severely depleted and may be insufficient to allow continuation of internal service billings. Emergency action is requested to allow the financial transaction to be posted in the city's accounting system as soon as possible.

Title

To authorize and direct the City Auditor to provide for the transfer of appropriation authority for postage and technology internal service billings between various divisions within the general fund; to authorize and direct the City Auditor to change appropriation authority for postage and technology internal service billings within the Health operating fund and Recreation and Parks operating fund to allow divisions to continue to operate through the end of 2004 without interruption; and to declare an emergency.

Body

**WHEREAS**, a financial review conducted by the Department of Finance identified surpluses and deficits within various general fund divisions' appropriations to pay Department of Technology internal service charges; and

**WHEREAS**, it is necessary to effect transfers of appropriation authority between divisions within the general fund to allow divisions to continue to operate through the end of 2004; and

**WHEREAS**, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to transfer the aforementioned 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:**

**SECTION 1.** That the City Auditor is hereby authorized and directed to transfer appropriation authority for the provision of technology internal service charges between divisions within the general fund, fund 010 as follows:

Refer to Excel file attachment ORD1358-2004internalbilling.xls

**SECTION 2.** That the City Auditor is hereby authorized and directed to transfer appropriation authority for the provision of postage charges between divisions within the general fund, fund 010 as follows:

Refer to Excel file attachment ORD1358postagebilling-2004.xls

**SECTION 3.** That the City Auditor is hereby authorized and directed to make the following changes in appropriation

authority for the provision of technology internal service charges and postage charges within the health operating fund and the recreation and parks operating fund consistent with the changes referred to in Sections 1 and 2:

Refer to Excel file attachment ORD1358-2004healthrec.xls

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

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**Legislation Number:** 147X-2004

**Drafting Date:** 06/01/2004

**Current Status:** Passed

**Version:** 2

**Matter Type:** Resolution

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

This tax budget will also establish the property tax rates for the City of Columbus for calendar year 2005.

EMERGENCY ACTION is requested as the Tax Budget must be approved by Council before June 28, 2004 and submitted to the County Budget Commissions prior to July 20, 2004.

**Title** To adopt the 2005 Tax Budget and to authorize and direct the City Auditor to submit said budget to the County **and to declare an emergency.**

**Body** Whereas, under Section 5705.028 R.C. of Ohio, the City of Columbus is required to adopt a tax budget on or before June 28, 2004, and

Whereas, under Section 5705.30 R.C. of Ohio, the tax budget so adopted must be submitted to the Auditors of Franklin County, Fairfield County and Delaware County, Ohio on or before July 20, 2004, and

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

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

- Section 1. That the annual tax budget on file in the City Clerk's Office with this resolution and marked "Exhibit A", is the annual tax budget for the City of Columbus setting forth in itemized form, the estimated amount of money for the year 2005 and the same is hereby adopted.
- Section 2. That the City Auditor be and he is hereby authorized to certify a copy of this tax budget to the Auditors of Franklin County, Fairfield County and Delaware County, Ohio.
- Section 3. That for the reasons stated in the preamble hereto which is made a part hereof this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same

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**Legislation Number:** 151X-2004

**Drafting Date:** 06/04/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ceremonial Resolution

### Explanation

#### Title

To honor and recognize Leta "Bobbie" McVicker for her years of service to the North Harding Road Area Block Watch and to the citizens of the City of Columbus.

d

#### Body

**WHEREAS**, Bobbie McVicker founded the North Harding Road Area Block Watch in 1994; and

**WHEREAS**, Bobbie McVicker served as the organization's coordinator for nearly nine years expanding the block watch from just one street with 39 homes to 422 homes, and 27 area businesses today; and

**WHEREAS**, Bobbie McVicker built an outstanding relationship between the community and the police officers of the 9th precinct and community liaison Officer Napoleon Bell; and

**WHEREAS**, Bobbie McVicker improved her neighborhood by taking the lead in the community's drive to get street lights in 1995 and by targeting drug houses for clean up; and

**WHEREAS**, Bobbie McVicker worked with the owners of the Woodland Meadows apartment complex to bring improvements to the development and worked to bring the residents of the North Harding Road Area community together with the Woodland Meadows community to solve their common problems; now therefore

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

That we applaud what Leta "Bobbie" McVicker has done to better her community and that we put forth her work as a model for other neighborhoods to follow when looking for solution to the problems they may face.

**BE IT FURTHER RESOLVED**, that a copy of this Resolution be presented to Leta "Bobbie" McVicker as a token of our esteem.

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**Legislation Number:** 165X-2004

**Drafting Date:** 07/01/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

### Title

Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$40,665,000 for safety and health (\$40,665,000)

Section 55(e) of the City Charter.

### Body

BE IT RESOLVED by the City Council of the City of Columbus, Ohio, (the "City") that:

Section 1. It is hereby determined to be necessary for the purpose of acquiring, constructing and improving facilities

for the Department of Public Safety and the Department of Health, including the acquisition of real estate and interests in real estate, the construction, reconstruction, relocation, remodeling, enlargement and improvement of buildings and other structures, the acquisition of furnishings, apparatus, communications equipment and other equipment, landscaping and making site improvements, and refunding bonds previously issued for such purpose, to issue and sell Forty Million Six Hundred Sixty-five Thousand Dollars (\$40,665,000) of bonds (the "Bonds") of the City pursuant to Section 133.18, Ohio Revised Code. It is further determined to be necessary that there shall be annually levied on all the taxable property in the City a direct tax outside of the ten mill limitation to pay the debt charges on the Bonds and any securities issued in anticipation thereof. The Bonds shall be dated approximately January 1, 2005; shall bear interest at the estimated rate of five and one-half per centum (5.50%) per annum; and shall be paid over a number of years not to exceed seventeen (17).

Section 2. The question of issuing the Bonds shall be submitted to the electors of the City at the election to be held at the usual voting places within the City on November 2, 2004.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council, and all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. The Clerk of this Council is hereby authorized and directed to certify a copy of this Resolution to the County Auditor of Franklin County, Ohio.

Section 5. In accordance with Section 55(e) of the City Charter, this Resolution shall take effect and be in full force after its passage and approval by the Mayor, or ten days after its passage if the Mayor neither approves nor vetoes this Resolution.

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**Legislation Number:** 166X-2004

**Drafting Date:** 07/01/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

### **Explanation**

This legislation resolves that it is a necessity for the City to submit to the voters the question of issuing \$46,640,000 in general obligation bonds for recreation and parks. The election will be held on November 2, 2004.

### **Title**

Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$46,640,000 for recreation and parks (\$46,640,000)

Section 55(e) of the City Charter.

**Body**BE IT RESOLVED by the City Council of the City of Columbus, Ohio, (the "City") that:

Section 1. It is hereby determined to be necessary for the purpose of acquiring, renovating and improving municipal parks, playgrounds and recreation facilities including the acquisition of real estate and interests in real estate, the construction, reconstruction, relocation, remodeling, enlargement and improvement of buildings and other structures, the acquisition of furnishings, apparatus, communications equipment and other equipment, landscaping and making site improvements, and refunding bonds previously issued for such purpose, to issue and sell Forty-six Million Six Hundred Forty Thousand Dollars (\$46,640,000) of bonds (the "Bonds") of the City pursuant to Section 133.18, Ohio Revised Code. It is further determined to be necessary that there shall be annually levied on all the taxable property in the City a direct tax outside of the ten mill limitation to pay the debt charges on the Bonds and any securities issued in anticipation thereof.

The Bonds shall be dated approximately January 1, 2005; shall bear interest at the estimated rate of five and one-half per centum (5.50%) per annum; and shall be paid over a number of years not to exceed sixteen (16).

Section 2. The question of issuing the Bonds shall be submitted to the electors of the City at the election to be held at the usual voting places within the City on November 2, 2004.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council, and all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. The Clerk of this Council is hereby authorized and directed to certify a copy of this Resolution to the County Auditor of Franklin County, Ohio.

Section 5. In accordance with Section 55(e) of the City Charter, this Resolution shall take effect and be in full force after its passage and approval by the Mayor, or ten days after its passage if the Mayor neither approves nor vetoes this Resolution.

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**Legislation Number:** 167X-2004

**Drafting Date:** 07/01/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

### **Explanation**

This legislation resolves that it is a necessity for the City to submit to the voters the question of issuing \$21,100,000 in general obligation bonds for refuse collection. The election will be held on November 2, 2004.

### **Title**

Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$21,100,000 for refuse collection (\$21,100,000)

Section 55(e) of the City Charter.

### **Body**

BE IT RESOLVED by the City Council of the City of Columbus, Ohio, (the "City") that:

Section 1. It is hereby determined to be necessary for the purpose of acquiring, constructing and improving facilities for the Division of Refuse Collection, including but not limited to sanitation trucks, containers and related equipment, landscaping and making site improvements on real estate owned by the City such purposes, and refunding bonds previously issued for such purpose, to issue and sell Twenty-one Million One Hundred Thousand Dollars (\$21,100,000) of bonds (the "Bonds") of the City pursuant to Section 133.18, Ohio Revised Code. It is further determined to be necessary that there shall be annually levied on all the taxable property in the City a direct tax outside of the ten mill limitation to pay the debt charges on the Bonds and any securities issued in anticipation thereof. The Bonds shall be dated approximately January 1, 2005; shall bear interest at the estimated rate of five and one-half per centum (5.50%) per annum; and shall be paid over a number of years not to exceed five (5).

Section 2. The question of issuing the Bonds shall be submitted to the electors of the City at the election to be held at the usual voting places within the City on November 2, 2004.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council, and all deliberations of this Council and of any

of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. The Clerk of this Council is hereby authorized and directed to certify a copy of this Resolution to the County Auditor of Franklin County, Ohio.

Section 5. In accordance with Section 55(e) of the City Charter, this Resolution shall take effect and be in full force after its passage and approval by the Mayor, or ten days after its passage if the Mayor neither approves nor vetoes this Resolution.

---

**Legislation Number:** 168X-2004

**Drafting Date:** 07/01/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

### **Explanation**

This legislation resolves that it is a necessity for the City to submit to the voters the question of issuing \$184,420,000 in general obligation bonds for streets and highways. The election will be held on November 2, 2004.

### **Title**

Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$184,420,000 for streets and highways (\$184,420,000)

Section 55(e) of the City Charter.

### **Body**

BE IT RESOLVED by the City Council of the City of Columbus, Ohio, (the "City") that:

Section 1. It is hereby determined to be necessary for the purpose of widening, opening, extending, constructing, paving, repaving, improving and changing the line of expressways, freeways, roads, highways, bikeways, streets, alleys, bridges, viaducts, overpasses, underpasses, grade crossing eliminations, service and access roads, and sidewalks, including development of offstreet parking facilities, the acquisition and installation of parking meters, traffic control systems, equipment and signs, the acquisition of real estate and interests in real estate and related equipment, and landscaping and making site improvements, and refunding bonds previously issued for such purpose, to issue and sell One Hundred Eighty-four Million Four Hundred Twenty Dollars (\$184,420,000) of bonds (the "Bonds") of the City pursuant to Section 133.18, Ohio Revised Code. It is further determined to be necessary that there shall be annually levied on all the taxable property in the City a direct tax outside of the ten mill limitation to pay the debt charges on the Bonds and any securities issued in anticipation thereof. The Bonds shall be dated approximately January 1, 2005; shall bear interest at the estimated rate of five and one-half per centum (5.50%) per annum; and shall be paid over a number of years not to exceed fifteen (15).

Section 2. The question of issuing the Bonds shall be submitted to the electors of the City at the election to be held at the usual voting places within the City on November 2, 2004.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council, and all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. The Clerk of this Council is hereby authorized and directed to certify a copy of this Resolution to the County Auditor of Franklin County, Ohio.

Section 5. In accordance with Section 55(e) of the City Charter, this Resolution shall take effect and be in full force after its passage and approval by the Mayor, or ten days after its passage if the Mayor neither approves nor vetoes this Resolution.

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**Legislation Number:** 169X-2004

**Drafting Date:** 07/01/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

### **Explanation**

This legislation resolves that it is a necessity for the City to submit to the voters the question of issuing \$95,785,000 in general obligation bonds for sanitary sewers. The election will be held on November 2, 2004.

### **Title**

Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$95,785,000 for sanitary sewers (\$95,785,000)

Section 55(e) of the City Charter.

### **Body**

BE IT RESOLVED by the City Council of the City of Columbus, Ohio, (the "City") that:

Section 1. It is hereby determined to be necessary for the purpose of acquiring real estate and interests in real estate, landscaping and making site improvements, expanding and improving existing wastewater treatment facilities, constructing new wastewater treatment facilities, acquiring and improving instrumentation and control systems, sewer lines, pumping stations, lagoons and levees, constructing storm and sanitary sewer septations, acquiring related machinery, equipment and appurtenances, and refunding bonds previously issued for such purpose, to issue and sell Ninety-five Million Seven Hundred Eighty-five Thousand Dollars (\$95,785,000) of bonds (the "Bonds") of the City pursuant to Section 133.18, Ohio Revised Code. It is further determined to be necessary that there shall be annually levied on all the taxable property in the City a direct tax outside of the ten mill limitation to pay the debt charges on the Bonds and any securities issued in anticipation thereof. The Bonds shall be dated approximately January 1, 2005; shall bear interest at the estimated rate of five and one-half per centum (5.50%) per annum; and shall be paid over a number of years not to exceed twenty-five (25).

Section 2. The question of issuing the Bonds shall be submitted to the electors of the City at the election to be held at the usual voting places within the City on November 2, 2004.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council, and all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. The Clerk of this Council is hereby authorized and directed to certify a copy of this Resolution to the County Auditor of Franklin County, Ohio.

Section 5. In accordance with Section 55(e) of the City Charter, this Resolution shall take effect and be in full force

after its passage and approval by the Mayor, or ten days after its passage if the Mayor neither approves nor vetoes this Resolution.

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**Legislation Number:** 170X-2004

**Drafting Date:** 07/01/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

### Explanation

This legislation resolves that it is a necessity for the City to submit to the voters the question of issuing \$12,235,000 in general obligation bonds for electricity. The election will be held on November 2, 2004.

### Title

Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$12,235,000 for electricity (\$12,235,000)

Section 55(e) of the City Charter.

### Body

BE IT RESOLVED by the City Council of the City of Columbus, Ohio, (the "City") that:

Section 1. It is hereby determined to be necessary for the purpose of acquiring, constructing and improving facilities for the Division of Electricity, including the expansion and improvement of the municipal street lighting system, the construction and improvement of electrical distribution facilities, power lines, underground tunnels for power lines and other structures, the making of substation improvements and acquisition of real estate and interests in real estate and related equipment, landscaping and making site improvements, and refunding bonds previously issued for such purpose, to issue and sell Twelve Million Two Hundred Thirty-five Thousand Dollars (\$12,235,000) of bonds (the "Bonds") of the City pursuant to Section 133.18, Ohio Revised Code. It is further determined to be necessary that there shall be annually levied on all the taxable property in the City a direct tax outside of the ten mill limitation to pay the debt charges on the Bonds and any securities issued in anticipation thereof. The Bonds shall be dated approximately January 1, 2005; shall bear interest at the estimated rate of five and one-half per centum (5.50%) per annum; and shall be paid over a number of years not to exceed fifteen (15).

Section 2. The question of issuing the Bonds shall be submitted to the electors of the City at the election to be held at the usual voting places within the City on November 2, 2004.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council, and all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. The Clerk of this Council is hereby authorized and directed to certify a copy of this Resolution to the County Auditor of Franklin County, Ohio.

Section 5. In accordance with Section 55(e) of the City Charter, this Resolution shall take effect and be in full force after its passage and approval by the Mayor, or ten days after its passage if the Mayor neither approves nor vetoes this

Resolution.

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**Legislation Number:** 171X-2004

**Drafting Date:** 07/01/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

### **Explanation**

This legislation resolves that it is a necessity for the City to submit to the voters the question of issuing \$100,000,000 in general obligation bonds for water. The election will be held on November 2, 2004.

### **Title**

Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$100,000,000 for water (\$100,000,000)

Section 55(e) of the City Charter.

### **Body**

BE IT RESOLVED by the City Council of the City of Columbus, Ohio, (the "City") that:

Section 1. It is hereby determined to be necessary for the purpose of acquiring real estate and interests in real estate, landscaping and making site improvements, improving existing water plants and acquiring and improving instrumentation and control systems, hydroelectric facilities, raw water conduits, transmission and distribution lines, booster stations, tanks, lagoons and levees, and refunding bonds previously issued for such purpose, to issue and sell One Hundred Million Dollars (\$100,000,000) of bonds (the "Bonds") of the City pursuant to Section 133.18, Ohio Revised Code. It is further determined to be necessary that there shall be annually levied on all the taxable property in the City a direct tax outside of the ten mill limitation to pay the debt charges on the Bonds and any securities issued in anticipation thereof. The Bonds shall be dated approximately January 1, 2005; shall bear interest at the estimated rate of five and one-half per centum (5.50%) per annum; and shall be paid over a number of years not to exceed twenty-five (25).

Section 2. The question of issuing the Bonds shall be submitted to the electors of the City at the election to be held at the usual voting places within the City on November 2, 2004.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council, and all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. The Clerk of this Council is hereby authorized and directed to certify a copy of this Resolution to the County Auditor of Franklin County, Ohio.

Section 5. In accordance with Section 55(e) of the City Charter, this Resolution shall take effect and be in full force after its passage and approval by the Mayor, or ten days after its passage if the Mayor neither approves nor vetoes this Resolution.

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**Legislation Number:** 172X-2004

**Drafting Date:** 07/01/2004

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

### Explanation

This legislation resolves that it is a necessity for the City to submit to the voters the question of issuing \$104,150,000 in general obligation bonds for storm sewers. The election will be held on November 2, 2004.

### Title

Resolution declaring necessity of bond issue, and to submit the question of such issue to the electors in the amount of \$104,150,000 for storm sewers (\$104,150,000)

Section 55(e) of the City Charter.

### Body

BE IT RESOLVED by the City Council of the City of Columbus, Ohio, (the "City") that:

Section 1. It is hereby determined to be necessary for the purpose of enlarging, extending, renovating and improving the municipal storm sewerage system for the collection, retention, control and disposal of storm sewerage and surface waters and prevention and control of soil erosion by the acquisition of real estate and other interests in real estate, landscaping and making site improvements, construction and installation of storm sewers, renovation and improvement of manholes and storm sewerage ditches and acquisition and installation of related facilities and appurtenances, and refunding bonds previously issued for such purpose, to issue and sell One Hundred Four Million One Hundred Fifty Thousand Dollars (\$104,150,000) of bonds (the "Bonds") of the City pursuant to Section 133.18, Ohio Revised Code. It is further determined to be necessary that there shall be annually levied on all the taxable property in the City a direct tax outside of the ten mill limitation to pay the debt charges on the Bonds and any securities issued in anticipation thereof. The Bonds shall be dated approximately January 1, 2005; shall bear interest at the estimated rate of five and one-half per centum (5.50%) per annum; and shall be paid over a number of years not to exceed twenty-five (25).

Section 2. The question of issuing the Bonds shall be submitted to the electors of the City at the election to be held at the usual voting places within the City on November 2, 2004.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council, and all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. The Clerk of this Council is hereby authorized and directed to certify a copy of this Resolution to the County Auditor of Franklin County, Ohio.

Section 5. In accordance with Section 55(e) of the City Charter, this Resolution shall take effect and be in full force after its passage and approval by the Mayor, or ten days after its passage if the Mayor neither approves nor vetoes this Resolution.

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**Legislation Number:** 174X-2004

**Drafting Date:** 07/09/2004

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ceremonial Resolution

## Explanation

### Title

To honor and Recognize the City of Columbus Civil Service Commission as the recipient of the 2004 Innovations in Assessment Award from the International Public Management Association for Human Resources Assessment Council (IPMAAC)

### Body

**Whereas**, Columbus City Council is pleased to honor and recognize the Civil Service Commission as the recipient of the 2004 Innovations in Assessment Award from the International Public Management Association for Human Resources Assessment Council (IPMAAC); and,

**Whereas**, the team consisting of Barbara Gates McGrath, Elizabeth Reed, Richard Cherry, John Swinger, Laura Wright and Gloria Urban successfully developed and administered a myriad of video-based, digitally-generated examinations for entry-level and promotional fire examinations; and,

**Whereas**, the innovation of computer-generated video exams enabled the Civil Service Commission to save money, have greater control of the test product, simulate exercises that more closely mirrored the jobs and cost effectively edit the exams based upon pilot tests and subject matter expert feedback; and,

**Whereas**, this breakthrough may allow agencies hesitant to consider administering video-based examinations due to cost restrictions and editing restrictions, to implement such testing; and,

**Whereas**, this award was presented at the IPMAAC conference held in June 2004 in Seattle, Washington; now, therefore,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:** that we honor and recognize the Civil Service Commission as the recipient of the 2004 Innovations in Assessment Award from the International Public Management Association for Human Resources Assessment Council (IPMAAC).

**BE IT FURTHER RESOLVED:** that a copy of this Resolution be presented to the City of Columbus Civil Service Commission as a token of our esteem.

# 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 - July 20, 2004 11:00 am

SA001205 - R&P: demo and abatement of structures

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 200 Greenlawn Ave., until 11:00 a.m. on Tuesday, July 20, 2004, and publicly opened and read immediately thereafter for:

Demolition of Structures and Abatement of Asbestos  
370 W. State Street and 340 W. Town Street

The work for which proposals are invited consists of the abatement of asbestos required for demolition and the demolition of structures located at 370 W. State Street and 340 W. Town Street and other such work as may be necessary to complete the contract in accordance with the plans and specifications

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders at Recreation and Parks Department Office at 200 Greenlawn Avenue, Columbus, Ohio 43223 (614) 645-5765 upon a non-refundable payment of \$25.00 per package.

Proposals must be submitted on the proper forms contained in the Project Manual/Specifications and the ENTIRE Project Manual/ Specifications containing the Proposal must be submitted in a sealed envelope marked "Demolition of Structures and Abatement of Asbestos".

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall 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. A certified copy of the authority to act must accompany all bonds signed by an agent.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements 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 will be required to assure the faithful performance of the work. Bonds shall be with a surety or sureties licensed to conduct business in the State of Ohio, according to Section 103.5 of the City of Columbus Construction and Materials Specifications, latest edition.

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 the Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., Room 301, 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.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

**CONTRACT COMPLIANCE REQUIREMENTS**

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunities Commission Office, 109 N. Front Street, 4th Floor, Columbus, Ohio 43215 (614) 645-4764.

**BID CANCELLATION AND REJECTIONS**

The right is reserved by the Executive Director of Recreation and Parks of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, 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.

**OSHA/EPA/ADA 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 requirement.

Thomas L. Kaplan, President  
Recreation and Parks Commission

Wayne A. Roberts, Executive Director  
Recreation and Parks Department

ORIGINAL PUBLISHING DATE: July 01, 2004

BID OPENING DATE - July 22, 2004 11:00 am

SA001151 - WATER LEAK DETECTION SYSTEM

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1. Scope: The City of Columbus Division of Water intends to purchase upgrades to its Fluid Conservation System water leak detection system. The system owned by the Division of Water is a TriCorr 2001 leak correlation system. The intent is to upgrade to an AccuCorr3000 Digital Leak Correlation system.

1.2. Classification: The City seeks bids for the following equipment and service:

1.2.1. AccuCorr 3000 leak noise detection system that includes

1.2.2. Permalog Leak Noise Logger, quantity of 15

1.2.3. Permalog Patroller Unit

1.2.4. 16 hours of training for 6 city employees. Training is to be 2 days, 8 hours per day for a total of 16 hours.

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

JDB/GLM

ORIGINAL PUBLISHING DATE: June 30, 2004

SA001198 - TRANSPORTATION/54' AERIAL BUCKET TRUCK

1.1 Scope: It is the intent of the City of Columbus, Transportation Division, to obtain formal bids to establish a contract for the purchase of two 54' Aerial Trucks for use by Traffic Operations Section.

1.2 1.2 Classification: The successful vendor shall be responsible for building and delivering the two 54' Aerial Trucks to the City of Columbus, Transportation Division.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: June 23, 2004

SA001201 - DOW-TAG TRAILER

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Division of Water to obtain formal bids to establish a contract for the purchase of a tag trailer for use by Distribution to transport heavy equipment through the City during all hours of the day as needed.

1.2 Classification: This is a formal bid to be bid through the City of Columbus' Purchasing Department. 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: June 24, 2004

SA001202 - TRANSPORTATION/PAVEMENT GRINDER

1.1 Scope: It is the intent of the City of Columbus, Transportation Division to obtain formal bids to establish a contract for the purchase of a Pavement Grinder with Trailer for use in the repair and maintenance of streets and alleys.

1.2 Classification: The successful vendor shall be responsible for building and delivering a complete Pavement Grinder with Trailer to the City of Columbus, Transportation Division.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: June 25, 2004

SA001207 - Building Electrical Products UTC

1.1 Scope: It is the intent of this formal bid to provide all agencies of the City of Columbus with a "Catalog" firm offer for sale option contract(s) for the purchase of various building type electrical products. The City may purchase any item(s) in the catalog and/or price list from the successful bidder. The City estimates it will spend approximately four hundred thousand dollars (\$400,000.00) annually. Contract through November 30, 2007.

1.2 Classification: The contract(s) resulting from this bid proposal will provide an option for the purchase and delivery of various building type electrical products only.

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: July 02, 2004

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001211 - Glass Floor Finish ATC/R&P

1.1 Scope: It is the intent of the City of Columbus, Recreation and Parks Department to solicit formal bids on an Agency three year Universal Term Contract to purchase water based aliphatic urethane gloss floor finish and wood floor maintenance cleaner to be used to refinish and maintain gymnasium floors at various complexes.

1.2 Classification: The estimated quantity of floor finish per year that will be ordered is 90 gallons packaged in 5-gallon containers. The estimated quantity of wood floor maintenance cleaner per year to be ordered 100 gallons packaged in 5-gallon containers.

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: July 08, 2004

SA001212 - Sanitary paper Products UTC

1.1 Scope: It is the intent of the City of Columbus, all City agencies, Division of Facilities Management being the main user, to obtain formal bids to establish a formal Universal Term Contract for the purchase of Sanitary Paper Products for use of all City agencies throughout the City for a period of three (3) years.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the option to purchase and delivery only sanitary paper products as specified in the proposal. Escalator/de-escalator clause included.

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: July 07, 2004

BID OPENING DATE - July 27, 2004 11:00 am

SA001204 - CRPD ASPHALT PAVEMENT RENOVATION 2004

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 200 Greenlawn Ave., until 11:00 a.m. on Tuesday, July 27, 2004, and publicly opened and read immediately thereafter for:

ASPHALT PAVEMENT RENOVATION 2004

The work for which proposals are invited consists of asphalt removal, asphalt patch, crackfill and overlay, asphalt paving, striping, landscaping, fine-grading and seeding and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders starting July 6 at Recreation and Parks Department Office at 200 Greenlawn Avenue, Columbus, Ohio 43223 (614) 645-3308 upon a non-refundable payment of \$25.00 per package made out to Columbus City Treasurer.

Proposals must be submitted on the proper forms contained in the Project Manual/Specifications and the ENTIRE Project Manual/ Specifications containing the Proposal must be submitted in a sealed envelope marked "Asphalt Pavement Renovations."

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall 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. A certified copy of the authority to act must accompany all bonds signed by an agent.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements 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 will be required to assure the faithful performance of the work. Bonds shall be with a surety or sureties licensed to conduct business in the State of Ohio, according to Section 103.5 of the City of Columbus Construction and Materials Specifications, latest edition.

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 the Construction and Material Specifications may

**THE CITY BULLETIN**  
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be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., Room 301, 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**

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 Opportunities Commission Office, 109 N. Front Street, 4th Floor, Columbus, Ohio 43215 (614) 645-4764.

**BID CANCELLATION AND REJECTIONS**

The right is reserved by the Executive Director of Recreation and Parks of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, 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.

**OSHA/EPA/ADA 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 requirement.

Thomas L. Kaplin, President  
Recreation and Parks Commission

Wayne A. Roberts, Executive Director  
Recreation & Parks Department

**CITY BULLETIN DATES:**

- 1) July 3, 2004
- 2) July 10, 2004
- 3) July 17, 2004

ORIGINAL PUBLISHING DATE: June 30, 2004

SA001200 - CHD fac CCTV & DVR upgrade

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR PROPOSALS CCTV AND DVR SECURITY SYSTEM UPGRADE AT 240 PARSONS AVENUE, COLUMBUS, OHIO 43215

Sealed proposals will be received by the City of Columbus, Ohio; Columbus Health Department, at their office, located at 240 Parsons Avenue, 1st Floor, Room 132, Columbus, Ohio 43215 until 1:00 p.m. local time, and publicly opened and read at the hour and place on Tuesday, July 27, 2004 for CCTV AND DVR SECURITY SYSTEM UPGRADE AT 240 PARSONS AVENUE, COLUMBUS, OHIO 43215. The work for which proposals are invited mainly consists of: installation of additional components and to ensure all equipment and software are fully functional and integrate into the existing system.

Copies of the Contract Documents are available at the Columbus Health Department, 240 Parsons Avenue, 1st Floor, Room 132, Columbus, Ohio 43215 beginning Tuesday, July 6, 2004. Copies may also be obtained by contacting: Scott Hutchinson, preferably via email at: sphutchinson@columbus.gov or by calling (614) 645-6292. 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: CCTV AND DVR SECURITY SYSTEM UPGRADE AT 240 PARSONS AVENUE.

FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.

PRE-BID MEETING A pre-bid meeting will be held Thursday, July 13, 2004 at 9:00 a.m., at 240 Parsons Avenue, 1st Floor, Room 119C, Columbus, Ohio 43215. This pre-bid is NOT MANDATORY; however suppliers who do not attend are responsible for the information gathered at the meeting. The lead project manager is Mr. Chad Parris at (614) 224-3252 or email chadp@s-rmc.com.

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.

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

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specification 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 Commissioner of the Columbus Health Department 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 Health Commissioner to hold bids for a period of 120 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: July 01, 2004

BID OPENING DATE - July 29, 2004 11:00 am

SA001203 - TRANSPORTATION/AERIAL SIGN TRUCK

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Transportation Division to obtain formal bids to establish a contract for the purchase of an Aerial Bucket Truck for use in the installation and repair of traffic signals.

1.2 Classification: The successful vendor shall be responsible for building and delivering a complete 54-Foot Aerial Bucket Truck to the City of Columbus, Transportation Division.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: June 29, 2004

SA001208 - Steel Products UTC

Scope: It is the intent of the City of Columbus to obtain formal bids to establish an option contract(s) with a "Catalog" firm offer for sale of various steel products for all City facilities thru September 30, 2007.

Classification: The contract(s) resulting from this bid proposal will provide for the option to purchase and/or delivery of steel and various related items. All bidders will provide their standard catalog/price list, their applicable discount structure, and instructions for application of the discount.

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: July 02, 2004

SA001215 - UPS SYSTEM - COMMUNICATIONS

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Division of Support Services ( Communications Section) to obtain formal bids to establish a Purchase Order for the purchase of and installation of a new redundant, customer serviceable, on-line uninterruptible power supply for use at our Police and Fire E911 answering and dispatching facility.

1.2 Classification: #1 -The Division of Support Services is making an effort to supply quality power support to key systems used by our front line public safety personnel #2 -The successful bidder shall allow the Division of Support Services staff to be present and to observe during the installation process. Where applicable the Division staff would prefer to take an active role in performing the installation, calibration, and acceptance testing of this project. This system shall be fully serviced and warranted for a period of two (2) years starting with system acceptance . #3 - The City Division of Support Services ( Communications Section ) reserves the right to test all equipment for a period of 30 days prior to acceptance.

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: July 14, 2004

SA001216 - WATER/BATWING MOWERS

1.1 Scope: It is the intent of the City of Columbus, Division of Water to obtain formal bids to establish a contract for the purchase of two (2) eleven foot bat wing style mowers for use around the Dams and park areas to mow large areas.

1.2 Classification: Bids will be recieved via formal bids received through the City Purchasing Department. Local vendor specifications apply.

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: July 09, 2004

SA001220 - Purchase of Rifles and Accessories

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: The City of Columbus, Division of Police is obtaining bids for the purchase of Bushmaster .223 caliber rifles and accessories. Delivery will be made to 743 W. Third Avenue, Columbus, Ohio upon implementation of the contract.

1.2 Classification: Items included on bid are Bushmaster .223 caliber Full/Semi Auto, Tactical Entry Carbine Rifles, magazines, sighting systems, light assembly, slings, rear sights, carrying cases and cleaning rods.

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: July 10, 2004

BID OPENING DATE - August 4, 2004 3:00 pm

SA001210 - RFP - POWER SUPPLY PLANNING

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

The City of Columbus, Ohio, Department of Public Utilities (DPU), is soliciting Request for Proposals (RFP) pursuant to Columbus City Code Section 329.14 from experienced professional consulting firms to provide power supply planning and support services for the City's Division of Electricity (DOE). Qualified firms are invited to submit their RFP for consideration during the review and selection process.

DOE is a competing full service municipal electric utility, serving approximately 14,000 residential, commercial and industrial electric customers located in Columbus and Franklin County, Ohio. The Division had a 2003 system peak of approximately 150 MW and expects this peak to grow an average of 3% annually over the next 10 years.

DPU is requesting proposals from qualified consultants to provide power supply planning/negotiation, technical support, and risk management services for DOE. DOE's objective is to retain services to assist in negotiation of current power supply contract arrangements; to provide technical support in determining power supply requirements and developing short and long-term power supply strategies, including risk assessment; and assistance in assessing and responding to regional electric generation and transmission regulatory issues.

SCOPE OF SERVICES:

The successful consultant shall furnish all labor, materials, equipment and supervision necessary. The offeror will provide professional services in fulfillment of the following tasks and deliverables for the Division of Electricity:

1. Task 1-Assistance in power supply contract extension analyses and negotiations.
2. Task 2-Preparation of short term and long-term power supply master plan, including the evaluation of power supply alternatives and risk management services.
3. Task 3-Transmission and Standard Market Design (SMD) regulatory analyses, risk management, and technical support.
4. Task 4-Power supply RFP preparation and analyses.

Proposal packages for this submittal are available beginning Friday July 9, 2004 at DOE's Office, 3500 Indianola Avenue, Columbus, Ohio 43214.

Selection of professional services shall be in accordance with Section 329.14 of Columbus City Codes, 1959. Any agreement or contract entered into will be in accordance with the provisions of Chapter 329, of Columbus City Codes, 1959, the standard agreements for professional services of the Department of Public Utilities, and all other applicable rules and regulations.

All offerors, and their proposed subcontractors, shall have valid City of Columbus Contract Compliance Numbers (CCCN). Applications for certification may be obtained from the City of Columbus website ([www.columbus.gov](http://www.columbus.gov)), or from:

City of Columbus  
Equal Business Opportunity Commission Office

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

109 North Front Street, 4th Floor  
Columbus, Ohio 43215-9020  
(614)645-4764

All questions shall be submitted in writing to Marty Hunter, Assistant Administrator, City of Columbus, Division of Electricity, 3500 Indianola Avenue, Columbus, Ohio 43214, or by fax (614) 645-7830, or by e-mail (mhunter@columbus.gov).

Five (5) copies of the proposal documents shall be submitted in a sealed envelope (or envelopes) to Director of Public Utilities, City of Columbus Department of Public Utilities, 910 Dublin Road, Columbus, Ohio 43215. The envelopes shall be clearly marked on the exterior to denote both the names of the submitting firm and the particular professional services contract for which the proposals are offered.

Final date for submission/bid opening date for proposal documents will be no later than 3:00 p.m., Wednesday, August 4, 2004. Any submittals received after that time will not be considered.

#### SUBMITTAL REQUIREMENTS

The following information shall be included in the submittal:

1. Statement of Qualifications:

A. Description of experience and expertise in power supply planning and negotiations, assessing power supply alternatives, and providing technical assistance to full service municipal electric and investor owned utility (IOU) providers.

B. Demonstrated knowledge and awareness of current regional regulatory and power market issues and trends in electric generation, transmission and distribution.

C. Experience and expertise providing risk management services in the electric power industry.

D. Vitae of key staff including a list of publications, certifications and trade association affiliations.

2. Additional information specific to this project or this type of work including but not limited to the following:

A. A listing of power supply planning projects.

B. A list of references including contact names and phone numbers for whom you are currently and have performed/provided similar consulting services.

3. Location of office(s) and primary staff.

4. City of Columbus Contract Compliance Number (CCCN) for submitting firm and all proposed subcontractors. For those not holding a valid CCCN, submit a copy of the completed, submitted Contract Compliance Certification Application

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

EVALUATION CRITERIA

Submissions will be evaluated by the Evaluation Committee based on the following criteria and rating values:

1. 20 Points - Professional qualifications of the firm, specific qualifications of the primary staff managing, supervising and providing services, and specialized experience required for the work.
2. 5 Points - General current workload and availability of necessary personnel, location of the staff providing services (including sub-consultants, if applicable).
3. 45 Points - Project approach for each task, estimate man-hours per task, and hourly cost per task.
4. 30 Points - Past experience on similar projects and demonstrated abilities to meet schedules and budgets.

Total 100

City Bulletin Dates:

7/10/04

7/17/04

ORIGINAL PUBLISHING DATE: July 03, 2004

SA001214 - WATER-Marion Franklin Area Waterline Imp

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

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 of the City of Columbus, Ohio, at her office located at 910 Dublin Road, 4th Floor, Columbus, Ohio, until 3:00 pm local time, on August 4, 2004, and publicly opened and read at the hour and place for Marion Franklin Area Waterline Improvements. The work for which proposals are invited consists of the installation of water mains and appurtenances 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 in the office of the Distribution Design Engineer, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio, 43215, and are available to prospective bidders through the office of Burgess & Niple, Inc., 5085 Reed Road, Columbus, Ohio 43220 after July 19, 2004. The cost of each set of Contract Documents is \$60.00 (Sixty Dollars), for which said amount will be refunded for one (1) complete set returned in good and unmarked condition.

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:

MARION FRANKLIN AREA WATERLINE IMPROVEMENTS, DIVISION OF WATER,  
CONTRACT NO. 992, CIP NO. 690236

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid, including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio, Construction and Materials Specifications, latest edition, and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid 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

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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 office of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio, 43219, (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio, 43215, (614) 645-6141.

**CONTRACT COMPLIANCE REQUIREMENTS**

Each responsive bidder shall submit, with the 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 60 days after the bid opening, and/or to advertise for new proposals, when it is in the best interests of the City.

**SPECIAL REQUIREMENTS**

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

**CONTACT PERSON**

Charles M. Turner, P.E., Division of Water, Engineer's Office, 910 Dublin Road, 2nd Floor, Columbus, Ohio, 43215, (614) 645-7677.

ORIGINAL PUBLISHING DATE: July 08, 2004

BID OPENING DATE - August 5, 2004 11:00 am

**SA001213 - TRANSPORTATION/FLUSHER TRUCK**

1.1 Scope: It is the intent of the City of Columbus, Transportation Division to obtain formal bids to establish a contract for the purchase of a Flusher Truck with Anti-Icer Attachment for use in street sweeping and ice control operations.

1.2 Classification: The successful vendor shall be responsible for building and delivering a complete Flusher Truck with Anti-Icer Attachment to the City of Columbus, Transportation Division.

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: July 08, 2004

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001218 - TRANSPORTATION/TANDEM AXLE DUMPS w/TRADE

1.1 Scope: It is the intent of the City of Columbus, Transportation Division to obtain formal bids to establish a contract for the purchase of two Tandem Axle Dump Trucks with Snow Plows for use in snow and ice control and removal operations and in street maintenance activities.

1.2 Classification: The successful vendor shall be responsible for building and delivering the completed units to the City of Columbus, Transportation Division.

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: July 09, 2004

SA001222 - Rec & Park Moist Clay and Glazes UTC

1.1 Scope: It is the intent of the Columbus Recreation and Parks Department to set up a formal bid that is a universal term contract to purchase moist clay and glazes for various recreational activities on an as needed basis over a period through and including December 31, 2007.

1.2 Classification: The contract(s) resulting from this proposal will provide the Department with moist clay and glazes for the successful learning experience of the participants involved in various arts and craft activities. Materials being offered should be certified by the Art and Craft Materials Institute (ACMI).

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: July 14, 2004

SA001223 - Sewerage Sweeper Scrubber

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Sewerage and Drainage Division to obtain formal bids for the purchase of an Industrial Sweeper Scrubber. The Industrial Sweeper Scrubber will be used for cleaning the Sewer Maintenance Operation Center 120,000 square foot parking and vehicle garage floor.

1.2 The sweeper/scrubber shall be a ride-on type and powered by a liquid cooled propane engine. The sweeper/scrubber shall be capable of sweeping heavy debris while scrubbing and vacuum dirty solution all in one pass. Units designed to allow maximum operator visibility around all sides of the unit are preferred. Priority consideration will be given to units that have the best access to the engine and hydraulic components for maintenance and repair purposes.

1.3 Classification: All parts not specifically mentioned, which are necessary to provide a complete unit, shall be included in the bid and conform in strength and quality of material and workmanship to what is usually provided to the trade in general. The equipment offered shall be new and a current model under standard production by the manufacturer.

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: July 14, 2004

BID OPENING DATE - August 12, 2004 11:00 am

SA001221 - TRANSPORTATION/MID SIZE DUMP TRUCKS

1.1 Scope: It is the intent of the City of Columbus, Transportation Division, to obtain formal bids to establish a contract for the purchase of four Mid-Size Dump Trucks for use by Street Maintenance Operations Section.

1.2 Classification: The successful vendor shall be responsible for building and delivering the Mid-Size Dump Trucks to the City of Columbus, Transportation Division.

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: July 13, 2004

BID OPENING DATE - August 19, 2004 11:00 am

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001219 - EMPLOYEE BENEFITS ADMINISTRATION

The city intends to contract with qualified companies who can provide Employee Benefit Administration Services for its health plans. The city seeks health benefit administrator(s) for each of the following lines of business: Life Insurance, Vision Care, Dental, COBRA and Disability Insurance. The City is not interested in a Medical Point of Service Plan or HMO option. The city is interested in one administrator for its health plan to administer its Dental PPO and fee-for-services plan for the non-PPO labor group (Fire). The city's current benefit programs are self-insured administrative service contracts, except for Life Insurance, which is a minimum premium program.

The term of the contract will be February 1, 2005 - January 31, 2008.

At a minimum the contractor(s) must be able to provide: health insurance claims processing for the City's self-insured fund, enrollment services, customer service, case management review, network management services, management reports, appeal process services, billing services, prepare and distribute claims checks, actuarial functions, plan pre-authorization services, disease management, and all related record keeping. The City is not seeking medical or prescription drug proposals at this time.

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: July 14, 2004

# Public Notices

**City of Columbus  
City Bulletin Report**

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

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**Legislation Number:** PN0012-2004

**Drafting Date:** 04/07/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Title**

**Title:** Regular Monthly Business Meeting - Victorian Village Commission

**Contact Name:** Brenda G. Moore

**Contact Telephone Number:** 645-8620

**Contact Email Address:** [bgmoore@columbus.gov](mailto:bgmoore@columbus.gov)

**Body**

The regular monthly business meetings for the Victorian 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.

April 1

May 6

June 3

July 1

August 5

September 2

October 7

November 4

December 2

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**Legislation Number:** PN0013-2004

**Drafting Date:** 04/07/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Recreation & Parks Commission Meetings

**Contact Name:** Molly Wilkinson

**Contact Telephone Number:** 614-645-8430

**Contact Email Address:** [mewilkinson@columbus.gov](mailto:mewilkinson@columbus.gov)

**Body**

NOTICE OF REGULAR MEETINGS COLUMBUS RECREATION AND PARKS COMMISSION

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates

and locations (unless otherwise posted):

- o Wednesday, January 14, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, February 11, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, March 10, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, April 14, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, May 12, 2004 - Turnberry Golf Course, 1145 Clubhouse Road, Pickerington, 43247
- o Wednesday, June 9, 2004 - Beatty Recreation Center, 247 N. Ohio Avenue, 43203
- o Wednesday, July 14, 2004 - Gillie Recreation Center, 2100 Morse Road, 43229
- o August Recess - No meeting
- o Wednesday, September 8, 2004 - Indian Village Camp, 3200 Indian Village Drive 43221
- o Wednesday, October 13, 2004 - Antrim Shelterhouse, 5800 Olentangy River Road, 43085
- o Wednesday, November 10, 2004 - Operations Complex, 420 W. Whittier Street, 43215
- o Wednesday, December 8, 2004 - Operations Complex, 420 W. Whittier Street, 43215

In the event no proper business exists the meeting may be cancelled without further notice. For further information you may contact the Recreation and Parks Department 90 West Broad Street, Room 115, Columbus, Ohio 43215 (Telephone: [614] 645-3300).

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**Legislation Number:** PN0014-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Regular Monthly Business Meeting - Historic Resources Commission

**Contact Name:** Brenda G. Moore

**Contact Telephone Number:** 645-8620

**Contact Email Address:** [bgmoore@columbus.gov](mailto: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](mailto:bgmoore@columbus.gov)

**Body**

The regular monthly business meeting of the Italian 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.

April 13

May 11

June 8

July 13

August 10

September 14

October 12

November 9

December 14

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**Legislation Number:** PN0016-2004

**Drafting Date:** 04/07/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**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](mailto: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 Conference Room B at 1555 Bryden Road, Columbus, OH 43205.

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  
1555 Bryden Rd.  
Columbus, Ohio 43205

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**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](mailto: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 Conference Room B, 1555 Bryden Road, Columbus, OH 43205. 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](http://www.publicsafety.ci.columbus.oh.us/license.htm)

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**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](mailto: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

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**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](mailto: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](mailto: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

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**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](mailto: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](mailto: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.

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**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](mailto: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](mailto: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

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**Legislation Number:** PN0022-2004

**Drafting Date:** 04/07/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**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](mailto: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](mailto: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

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**Legislation Number:** PN0023-2004

**Drafting Date:** 04/07/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**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](mailto: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](mailto: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

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**Legislation Number:** PN0025-2004

**Drafting Date:** 04/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Meeting Notice - City of Columbus Records Commission

**Contact Name:** Thamie Freeze

**Contact Telephone Number:** 614-645-7293

**Contact Email Address:** [tjfreeze@columbus.gov](mailto: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 2004 are scheduled as follows:

Monday, February 2, 2004

Monday, May 10, 2004

Monday, September 27, 2004

These meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, 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.

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**Legislation Number:** PN0075-2004

**Drafting Date:** 05/27/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Southwest Area Commission July Meeting Announcement

**Contact Name:** Bonita Lee

**Contact Telephone Number:** 614-645-7964

**Contact Email Address:** btle@columbus.gov

**Body**

Southwest Area Commission Task Force

Wednesday July 21, 2004

7:00 PM - 9:00 PM

New Horizons Church  
1665 Harrisburg Pike

For more information, call:  
Kathleen Williamson-Thacker - 875-0296  
Bonita Lee - 645-7964

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**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](http://www.csc.columbus.gov) and is also posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Applicants interested in City jobs should check our website or visit the Commission office.

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**Legislation Number:** PN0097-2004

**Drafting Date:** 06/30/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** NOTICE OF PROPOSED IMPROVEMENT  
AND ESTIMATED ASSESSMENTS  
TO BE LEVIED THEREFORE

**Contact Name:** Kim Taylor

**Contact Telephone Number:** 645-8623

**Contact Email Address:** ketaylor@columbus.gov

**Body**

As the result of petitions received in the Office of the City Clerk, City of Columbus, in May of 2003, where upon over 60 percent of the property owners in the Berwick II Area, including, Beverly Place, Brookwood Road, Kingslea Road, Lakewood Road, Medford Road, Medford Place, Berwick Boulevard fro Castlegate Road to Dover Road, Brookwood Place from Brookwood Road to and including parcel number 010-132086, Cassingham Road from Livingston Avenue to College Avenue, Haddon Road from Kenwick Road to and including parcel number 010-101706, Kenwick Road from Livingston Avenue to Dover Road, Roosevelt Avenue from Livingston Avenue to Scottwood Road, and Sherbrooke Place from Scottwood Road to Berwick Boulevard, requested installation of an underground street lighting system, you are hereby notified that the Council of the City of Columbus, Ohio, by Resolution No. 091X-2004, duly adopted at its meeting on April 19, 2004 and resolved that it is necessary to install underground ornamental street lighting in the Berwick Phase II Area, as described above, under a special assessment improvement procedure, in accordance with the plans, specifications, and the estimate of cost of said improvement approved by the Administrator, Division of Electricity and the Director of Public Utilities and on file in the office of said Administrator, 3500 Indianola Avenue, and any additional information desired may be obtained from said office.

The aforesaid resolution also provided that the street lights shall be installed as shown on the plans designated as Drawing No. 13E0191 of the files of the Administrator of the Division of Electricity of the Department of Public Utilities and provide that the whole cost of said improvements less than the Division of Electricity portion of \$155,000.00 shall be assessed per lot. Additional City funding in the amount of \$167,000.00 will be made available from the Urban Infrastructure Recovery, which has further reduced the estimated assessment cost per lot.

The estimated amount of the assessment proposed to be levied against each lot or parcel of land is on file in the City Clerk's Office and the amount of amounts proposed to be levied against the lots or parcels of land standing in your name as follows: **M A & B C FISHER**, 2312 Berwick Blvd., Parcel #010-087549, in the amount of \$1,600.00; **P J DOORLEY**, 2361 Berwick Blvd., Parcel #010-088147, in the amount of \$1,600.00; **G R JAMES**, 2389 Berwick Blvd., Parcel #010-088151, in the amount of \$1,600.00; **C E MCCRIMMON**, 2395 Berwick Blvd., Parcel #010-088152, in the amount of \$1,600.00; **M A GARRETT**, 2407 Berwick Blvd., Parcel #010-088154, in the amount of \$1,600.00; **S S YOUNG & S STEWARD YOUNG**, 3078 Highcliff Ct, Parcel #010-087864, in the amount of \$1,600.00; **S KORNEGAY**, 2605 Berwick Blvd., Parcel #010-101600, in the amount of \$1,600.00; **P J HERZBERG**, 2872 Berwick Blvd., Parcel #010-092534, in the amount of \$1,600.00; **M R SHAPIRO TR**, 5951 Wellesley Park Dr., Parcel #010-092511, in the amount of \$1,600.00; **B L JACKSON TOD**, 1334 Brookwood Pl., Parcel #010-094057, in the amount of \$1,600.00; **C T JEWELL**, 1100 Fountain Ln., Parcel #010-032445, in the amount of \$1,600.00; **M Z & D L SZATMARY**, 2300 Brookwood Rd., Parcel #010-088000, in the amount of \$1,600.00; **D J DERSHOWITZ & D GROSS**, 2315 Brookwood Rd., Parcel #010-087978, in the amount of \$1,600.00; **C HILLMAN**, 2908 Amber Ct., Parcel #010-087983, in the amount of \$1,600.00; **W C & M A RYAN**, 2379 Brookwood Rd., Parcel #010-088197, in the amount of \$1,600.00; **J F BARTHOLOMEW**, 2411 Brookwood Dr., Parcel #010-088201, in the amount of \$1,600.00; **K J WOLFGRAM TR**, 216 S Cassingham Rd., Parcel #010-087834, in the amount of \$1,600.00; **J L & M K STRICKLAND**, 8459 Kingsley Dr., Parcel #010-087835, in the amount of \$1,600.00; **E F WUELLNER**, 2521 Brookwood Rd., Parcel #010-087839, in the amount of \$1,600.00; **E N BOBIER TR**, 1000 Longboat Club Rd., Parcel #010-087794, in the amount of \$1,600.00;

**M & A F BRAUNSTEIN**, 454 E. Main St. Ste. 227, Parcel #010-235545, in the amount of \$1,600.00; **T & A STEVENS**, 178 Stanbery Ave., Parcel #010-087608, in the amount of \$1,600.00; **P F & L M HUNT**, 112 S Parkside Ave., Parcel #010-087699, in the amount of \$1,600.00; **S R ARNOLD**, 197 S Kellner Rd., Parcel #010-087698, in the amount of \$1,600.00; **B I SMITH**, 2472 Dover Rd., Parcel #010-087690, in the amount of \$1,600.00; **A C MCFADDEN**, 2523 Dover Rd., Parcel #010-087706, in the amount of \$1,600.00; **L M BARTA**, 2524 Dover Rd., Parcel #010-087682, in the amount of \$1,600.00; **J C STEWART**, 2550 Dover Rd., Parcel #010-087678, in the amount of \$1,600.00; **M P & S K KILBOURNE**, 1108 Euclaire Ave., Parcel #101-087574, in the amount of \$1,600.00; **C WEISZ**, 1112 Euclaire Ave., Parcel #010-087587, in the amount of \$1,600.00; **W M SMITH**, 1197 Haddon Rd., Parcel #010-092197, in the amount of \$1,600.00; **P D CUNNINGHAM**, 1214 Haddon Rd., Parcel #010-096167, in the amount of \$1,600.00; **E & A FLANAGAN**, 1244 Haddon Rd., Parcel #010-087793, in the amount of \$1,600.00; **I M LIPPERT**, 5253 E Broad St. Apt. 120, Parcel #010-046509, in the amount of \$1,600.00; **D K CRAWFORD**, 1136 Kingslea Rd., Parcel #010-087723, in the amount of \$1,600.00; **G W POLLARD**, 2754 Perdue Ave., Parcel #010-087722, in the amount of \$1,600.00; **M R & D K DIGGS**, 1152 Kingslea Rd., Parcel #010-087720, in the amount of \$1,600.00; **S DUGAN**, 5766C Hibernia Dr., Parcel #010-087717, in the amount of \$1,600.00; **R & J CLAYTON FAMILY PARTNERSHIP III LTD**, 1185 Kingslea Rd., Parcel #010-087628, in the amount of \$1,600.00; **F M & S D SALUTSKY**, 1289 Lakewood Rd., Parcel #010-087988, in the amount of \$1,600.00; **C L KENDALL & G R PORTER**, 1313 Lakewood Rd., Parcel #010-087991, in the amount of \$1,600.00; **I M REIS**, 2270 Medford Pl., Parcel #010-088267, in the amount of \$1,600.00; **E WUELLNER**, 1220 Medford Rd., Parcel #010-088137, in the amount of \$1,600.00; **N L RICK TR**, 1078 S Cassingham Rd., Parcel #010-087581, in the amount of \$1,600.00; **S R SOUTHARD**, 10661 Edgewood Dr., Parcel #010-087596, in the amount of \$1,600.00; **J M GROOM TR**, 1129 S Cassingham Rd., Parcel #010-087581, in the amount of \$1,600.00; **K A CLAY**, 1154 S Roosevelt Ave., Parcel #010-087726, in the amount of \$1,600.00; **J T & W J ELY**, 1287 S Roosevelt Ave., Parcel #010-087844, in the amount of \$1,600.00; **P E PORTER**, 2568 Scottwood Rd., Parcel #010-101647, in the amount of \$1,600.00.

The owner of any lot or parcel so to be assessed who objects to the amount of apportionment of such assessment shall file an objection, in writing, with the City Clerk within two (2) weeks from the date of the service of this notice, and any owner who fails to do so shall be deemed to have waived any objection to such assessment to the extent of the amount estimated.

Attention is directed to section 727.18 of the Revised Code of Ohio, which provides, as follows: "Any owner of a lot or of land bounding or abutting upon the proposed improvement, claiming that he will sustain damages by reason of the improvement, shall, within two (2) weeks after service of this notice, file a claim, in writing, with the Clerk of legislative authority, setting forth the amount of damages claimed and a general description of the property with respect to which it is claimed such injury will accrue. An owner who fails to file such claim, shall be barred from filing a claim of receiving damages."

Information regarding the street lighting plans, or petition process may be obtained by calling Linda Scothorn, Street Lighting Engineering Coordinator, at 645-7295 or Duffy McSweeney, Engineering Associate III, at 645-2191 with the Division of Electricity.

PLEASE NOTE: The Board of Revision has very limited authority to recommend that an estimated assessment be changed. The Board IS authorized to consider issues such as a calculation error (for example, the front footage of the property to be assessed is inaccurate) or an invalid petition (for example, signatures on a petition are those of tenants rather than property owners). However, the Board IS NOT authorized to consider issues such as the property owner's ability to afford the estimated assessment or the property owner's desire not to take part in the planned improvement.

Andrea Blevins  
City Clerk

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**Legislation Number:** PN0101-2004

**Drafting Date:** 07/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Building Commission July Agenda

**Contact Name:** Barbara Eastman

**Contact Telephone Number:** 614-645-6416

**Contact Email Address:** baeastman@columbus.gov

**Body**

AGENDA

COLUMBUS BUILDING COMMISSION

JULY 20, 2004 - 1:00 P.M.

757 CAROLYN AVENUE

HEARING ROOM - LOWER LEVEL

1. APPROVAL OF JUNE 15, 2004 MEETING MINUTES

2. CONTINUATION:

Applicant: Henry L. Kimbrough

Appeal: Revocation of Sewer Contractor License

3. Applicant: Henry L. Kimbrough

Appeal: Revocation of Home Improvement

Contractor License

4. ITEMS FROM THE FLOOR (as approved by the Board)

A sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call 645-6079 or TDD 645-3293. Should you have any questions regarding this policy, please contact the City of Columbus, Human Resources Department, at 645-6373.

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**Legislation Number:** PN0102-2004

**Drafting Date:** 07/07/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Development Commission Policy Meeting Announcement

**Contact Name:** Beth Clark

**Contact Telephone Number:** 614-645-6096

**Contact Email Address:** eaclark@columbus.gov

**Body**

PUBLIC HEARING - COLUMBUS DEVELOPMENT COMMISSION

The Columbus Development Commission will hold its monthly policy meeting on July 22, 2004 at 6:15 p.m. in the Ground Floor Conference Room, 109 N. Front St., Columbus, OH 43215.

For presentation, discussion, and action:

Floodplain Code - Minor Adjustments

For information, contact Paul Freedman at 645-0704 or pmfreedman@columbus.gov

Contact Elizabeth A. Clark at 645-6096 on the day of the meeting to confirm that this item will be heard or go on-line to www.columbusinfobase.org.

A sign language interpreter will be made available provided the Planning Division has at least 48 hours notice before the meeting. Call 645-6096 to make the arrangements.

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**Legislation Number:** PN0106-2004

**Drafting Date:** 07/08/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Zoning agenda for 7/19/2004

**Contact Name:** Mugsy Reynolds, Deputy City Clerk

**Contact Telephone Number:** 614-645-8539

**Contact Email Address:** mmreynolds@columbus.gov

**Body**

**1035-2004** To rezone 88 SOUTH REYNOLDSBURG-NEW ALBANY ROAD (43068), being 104.9 + acres located on the east side of Reynoldsburg-New Albany Road, 350+ feet south of East Broad Street and on the south side of East Broad Street, 900+ feet east of Reynoldsburg-New Albany Road; From: R, Rural, To: CPD, Commercial Planned Development District, PUD-6, Planned Unit Development District and L-R-2, Limited Residential District. (Rezoning # Z03-082).

**1152-2004** To rezone 118 MORSE ROAD (43214), being 2.5± acres located 485± feet north of Morse Road, 184± feet east of Arbor Village Drive, From: R-4, Residential District, To: CPD, Commercial Planned Development District (Z04-007).

**1160-2004** To rezone 6525 TUSSING ROAD (43068), being 0.92± acres located at the southeast corner of Tussing Road and Freedom Trail, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Z04-028).

**1164-2004** To rezone 2136 BETHEL ROAD (43220), being 2.41± acres located at the northwest corner of Bethel and Dierker Roads, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z04-023)

**1167-2004** To rezone 1480 WORTHINGTON WOODS BOULEVARD (43085), being 0.47± acres located on the west side of Worthington Woods Boulevard, 575± feet south of Park Road, From: C-4, Commercial District, To: CPD, Commercial Planned Development District (Z03-037).

**1194-2004** To rezone 7000 EAST BROAD STREET (43213), being 12.15± acres located on the north side of East Broad Street, 475± feet west of Reynoldsburg-New Albany Road, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Z03-113).

**1201-2004** To rezone 1558 SOUTH JAMES ROAD (43209), being 1.1± acres located at the southeast corner of South James and Scottwood Roads, From: SR, Suburban Residential District, To: PUD-8, Planned Unit Development District (Rezoning # Z04-037).

**1207-2004** To rezone 5461 NEW ALBANY ROAD EAST (43054), being 47.74± acres located to the north and west of the intersection of New Albany Road East and New Albany Road, From: L-AR-O, Limited Apartment Residential-Office and L-C-4, Limited Commercial Districts, To: L-C-2 and L-C-4, Limited Commercial Districts (Z04-015).

**1228-2004** To rezone 4950 NORTH HAMILTON ROAD (43230), being 1.69± acres located at the southeast corner of North Hamilton Road and Chestnut Hill Drive, From: L-C-4, Limited Commercial District, To: CPD, Commercial Planned Development District (Rezoning # Z04-038).

**1230-2004** To rezone 595 LAZELLE ROAD (43081), being 9.81± acres located at the southwest corner of Lazelle Road and Worthington Crossing Drive, From: R, Rural District To: L-AR-12, Limited Apartment Residential District. (Rezoning # Z04-031)

**1232-2004** To rezone 2615 BRICE ROAD (43068), being 1.02± acres located at the southwest corner of Brice Road and Scarborough Boulevard, From: CPD, Commercial Planned Development and C-4, Commercial Districts, To: CPD, Commercial Planned Development District. (Rezoning # Z04-008).

**1283-2004** To rezone 807 KINNEAR ROAD (43212), being 3.75± acres located on the south side of Kinnear Road, 120± feet east of Rhonda Avenue, From: R, Rural District, To: L-M, Limited Manufacturing District (Rezoning # Z03-099).

**1236-2004** To grant a Variance from the provisions of Section 3332.035, R-3, Residential District of Columbus City Codes for the property located at 1640 MOUND STREET (43205) to permit a temporary halfway house in the R-3, Residential District. (Council Variance # CV04-019)

**1344-2004** To grant Variances from the provisions of Sections 3355.03, C-3 Permitted Uses, 3356.03, C-4 Permitted Uses, 3361.02, Permitted Uses, 3363.01 M, Manufacturing Districts, 3355.09, C-3 district setback lines, 3356.11, C-4 District setback lines, 3361.10, Building lines in planned or regional commercial districts, 3363.24, Building lines in an M, Manufacturing District, 3342.18, Parking setback line and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes for the property located at 995 PERRY STREET (43215) to permit single, two-family and multi-family residential uses, a community center and parkland in the C-3 and C-4, Commercial Districts, CPD, Commercial Planned Development District and M, Manufacturing Districts.

**1218-2004** To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD, and AR-1, apartment residential district use; 3333.15, Basis of computation area; 3333.22, Maximum side yard required; 3333.24, Rear yard; 3342.28, Minimum number of parking spaces required; and 3372.609, Setback requirements; of the Columbus City Codes for the property located at 966 EAST MAIN STREET (43205), to permit an office and religious facility with reduced development standards in the ARLD, Apartment Residential District. (Council Variance # CV03-050)

**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)

**1023-2004** To rezone 2283 SUNBURY ROAD (43219), being 45.2± acres located on the west side of Sunbury Road, 1275± feet south of Agler Road, From: R, Rural District, To: PUD-6, Planned Unit Development District. (Rezoning # Z03-108)

**1112-2004** To rezone 6787 LOCKBOURNE ROAD (43137), being 143.24± acres located on the west side of Lockbourne Road, 1550± feet south of London-Groveport Road, From: R, Rural District, To: PUD-4, Planned Unit Development District. (Rezoning # Z03-062)

**1227-2004** To rezone 5152 COSGRAY ROAD (43016), being 73.8± acres located on the east side of Cosgray Road, 1900± feet north of Hayden Run Road, From: R, Rural District, To: NC, Neighborhood Center, NG, Neighborhood General and NE, Neighborhood Edge Districts (Z02-097).

**1266-2004** To rezone 5138 COSGRAY ROAD (43002), being 259.3± acres located at the northeast corner of Cosgray Road and Hayden Run Road, and extending east to the Conrail railroad right-of-way, From: R, Rural District, To: NC, Neighborhood Center, NG, Neighborhood General, NE, Neighborhood Edge, and CPD, Commercial Planned Development Districts (Z02-075).

**1388-2004** To rezone 6222 HAYDEN RUN ROAD (43026), being 115.93± acres located on the north and south sides of Hayden Run Road, at the terminus of Leppert Road, From: R, Rural District, To: TC, Town Center, NC, Neighborhood Center, NG, Neighborhood General, NE, Neighborhood Edge and PUD-4, Planned Unit Development Districts (Z03-020).

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**Legislation Number:** PN0107-2004

**Drafting Date:** 07/08/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Architectural Review Commission Guidelines Public Hearing Notice

**Contact Name:** Lelia Cady

**Contact Telephone Number:** 614-645-8509

**Contact Email Address:** lecady@columbus.gov

**Body**

**What:**

Council member Maryellen O'Shaughnessy, Development Committee Chair, will convene a public hearing to discuss the Development Department's proposed amendments to the City's Architectural Review Commission Guidelines. The proposed guidelines are available on-line at cityofcolumbus.org

**When:**

Thursday, July 22, 2004

5:30 p.m.

**Where:**

City Hall

City Council Chambers

90 West Broad Street, 2nd Floor

Speaker slips may be filed on July 22 from 8:00 am to 5:30 pm at the Front Street Security Desk. Written testimony is welcome.

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**Legislation Number:** PN0108-2004

**Drafting Date:** 07/14/2004

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** City Council Zoning Agenda for 7/26/2004

**Contact Name:** Mugsy Reynolds, Deputy City Clerk

**Contact Telephone Number:** 614-645-8539

**Contact Email Address:** mmreynolds@columbus.gov

**Body**

**REGULAR MEETING NO. 44**

**CITY COUNCIL (ZONING)**

**JULY 26, 2004**

**5:30 P.M. (PLEASE NOTE TIME CHANGE)**

**COUNCIL CHAMBERS**

**ROLL CALL**

**READING AND DISPOSAL OF THE JOURNAL**

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

**ZONING: MENDEL, CHR. BOYCE HABASH O'SHAUGHNESSY  
SENSENBRENNER TAVARES THOMAS**

**1222-2004** To rezone 5401 THOMPSON ROAD (43054), being 211.79± acres located on the south side of Thompson Road, 3550± feet east of North Hamilton Road,  
From: PUD-8, Planned Unit Development, CPD, Commercial Planned Development and R, Rural Districts, To: PUD-8, Planned Unit Development District (Rezoning # Z03-086).

**1240-2004** To rezone 5478 NORTH HAMILTON ROAD (43230), being 1.63± acres located on the east side of North Hamilton Road, 1463± feet south of Preserve Boulevard, From: R, Rural District, To: L-C-4, Limited Commercial District (Z04-033).

**1252-2004** To amend Ordinance #1302-91, passed June 17, 1991, for property located at 5301 NORTH HAMILTON ROAD (43230), by amending the limitation overlay text in Section 19 applicable to Subareas 14A, 14B, and 14C as it pertains to roof pitch requirements for outparcel buildings (Z90-166B).

**1304-2004** To rezone 4833 SUNBURY ROAD (43219), being 5.45± acres located at the northwest corner of Morse and Sunbury Roads, From: R, Rural District, To: CPD, Commercial Planned Development District. (Rezoning # Z03-123)

**1316-2004** To rezone 3811 MORSE ROAD (43219), being 1.56± acres located at the southwest corner of Morse Road and Morse Crossing, From: L-C-4, Limited Commercial and CPD, Commercial Planned Development Districts, To: CPD, Commercial Planned Development District. (Rezoning # Z04-006)

**1317-2004** To grant a variance to the provisions of Sections 3356.03, C-4 permitted uses; 3356.11, C-4 district setback lines; 3309.14, Height districts; 3342.09, Dumpster area; 3342.15, Maneuvering; 3342.19, Parking space; 3342, 25, Vision clearance; and 3342.28, Minimum number of parking spaces required for the property located at 1467 WEST THIRD AVENUE (43212), to permit a five-story 20-unit dwelling primarily above parking spaces for the residential units with reduced development standards in the C-4, Commercial District(CV04-031).

**1342-2004** To grant a variance from the provisions of Sections 3332.025, RRR, Restricted Rural Residential District Use, 3332.21, Building lines and 3332.27, Rear yard, of the Columbus City Codes for

the property located at 3960 SOUTH HIGH STREET (43207), to permit a commercial restaurant and accessory commercial parking in the RRR, Restricted Rural Residential District (CV04-015).

**1396-2004** To rezone 4980 CENTRAL COLLEGE ROAD (43081), being 153.8± acres located on the north side of Central College Road, 292± feet east of Sandimark Place, From: R, Rural District, To: NC, Neighborhood Center, NG, Neighborhood General, NE, Neighborhood Edge and RR, Rural Residential Districts (Z04-014).

**1403-2004** To rezone 4955 CENTRAL COLLEGE ROAD (43081), being 125.1± acres located on the south side of Central College Road, 2800± feet east of Lee Road, From: R, Rural and R-2F, Residential Districts, To: NC, Neighborhood Center, NG, Neighborhood General, NE, Neighborhood Edge, and CPD, Commercial Planned Development Districts (Z03-104).

**0727-2004** To rezone 8240 COLONIAL MEADOWS DRIVE (43240), being 5.68± acres located at the southern terminus of Colonial Meadows Drive, From: R, Rural District, To: L-C-4, Limited Commercial District. (Rezoning # Z03-089)  
(TABLED 6/14/2004)