

Columbus City Bulletin



Bulletin #3
January 15, 2005

Proceedings of City Council

Saturday, January 15, 2005



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, *January 10, 2005*; by the Mayor, Michael B. Coleman, on Tuesday, *January 12, 2005* and attested by the City Clerk, Andrea Blevins prior to Bulletin publishing.)

The City Bulletin Official Publication of the City of Columbus

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

Council Journal (minutes)



City of Columbus
Journal - Final
Columbus City Council

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

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

Monday, January 10, 2005

5:00 PM

Columbus City Council

Columbus City Council

Journal

January 10, 2005

REGULAR MEETING NO. 1 OF COLUMBUS CITY COUNCIL, MONDAY, JANUARY 10, 2005 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

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

READING AND DISPOSAL OF THE JOURNAL

A motion was made by Ms. Tavares, 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. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

C0001-2005

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, JANUARY 5, 2005:

New Type: D3, D3A
To: 1714 High Street Inc
DBA Paninis
1714-16 N High St
Columbus, Ohio 43201
permit # 6548843

Transfer Type: C1, C2
To: Realty Commerce Group LLC
DBA New York Pizza Oven & Grocery
2166 London Groveport Rd
Columbus, Ohio 43125
From: Andrea & Donald Coyan
DBA Nay Nays Pizza & Carry Out
2166 London Groveport Rd
Columbus, Ohio 43215
permit # 7233674

Transfer Type: D5
To: Cubes Inc

DBA Taste of Bali
 2548 Bethel Rd
 Columbus, Ohio 43220
 From: Astro Coney Island Inc
 747 N High St
 Columbus, Ohio 43215
 permit # 1844008

Transfer Type: D5, D6
 To: Easvon Java Inc
 DBA Cup Of Joe & Mojoe Lounge
 600 N High St
 Columbus, Ohio 43215
 From: Ch Inc
 DBA Cup Of Joe & Mojoe Lounge
 600 N High St
 Columbus, Ohio 43215
 permit # 2383781

Advertise 1/15/05
 Return 1/22/05
Read and Filed

ADDITIONS OR CORRECTIONS TO THE AGENDA

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

APPOINTMENT: A0005-2005

DEVELOPMENT: 2206-2004, 2209-2004, 2215-2004

HEALTH HOUSING & HUMAN SERVICES: 2135-2004

FIRST READING OF 30-DAY LEGISLATION

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

1988-2004 FR To accept the application (AN04-024) of LDK Land, LLC for the annexation of certain territory containing 13.08 ± Acres in Plain Township.

Read for the First Time

0001-2005 FR To rezone certain portions of the Southern Orchards neighborhoods from R4 Residential, AR1 Apartment Residential, C4 Commercial, and LC4 Limited Commercial to R2F Residential.

Read for the First Time

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

2143-2004 FR To authorize the Director of Public Utilities to enter into a contract with D. J. Wheeler Hydro Electric Services, Inc. for O'Shaughnessy Hydro Governor Replacement, and to authorize the expenditure of \$184,783.00 from the Waterworks Enlargement Voted 1991 Bonds Fund. (\$184,783.00)

Read for the First Time

CONSENT ACTIONS

ADMINISTRATION: BOYCE, CHR. MENTEL HABASH

- 0001X-2005** CA To authorize the City Auditor to request advance payments of property and estate taxes from the Franklin, Fairfield and Delaware County Auditors during 2005 and to declare an emergency.
This Matter was Adopted on the Consent Agenda.
- 0015-2005** CA To authorize the Human Resources Director to enter into a contract with Aetna Life Insurance Company to provide all eligible employees COBRA continuation insurance coverage from February 1, 2005 through January 31, 2006 and to authorize the expenditure of \$24,040 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$24,040)
This Matter was Approved on the Consent Agenda.
- 0018-2005** CA To authorize the Human Resources Director to modify and extend the contract with Mercer Human Resource Consulting, to provide professional employee benefits consulting services from February 1, 2005 through January 31, 2006; and to authorize the expenditure of \$101,000.00, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$101,000.00)
This Matter was Approved on the Consent Agenda.

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

- 2245-2004** CA To authorize and direct 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 the FY04 DV Unit Violence Against Women Act (VAWA) Grant, to authorize an appropriation of \$8,516.00 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 activities and to declare an emergency. (\$8,516.00).
This Matter was Approved on the Consent Agenda.
- 2247-2004** CA To authorize and direct 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 FY2004 Title II Juvenile Justice and Delinquency Prevention grant, to authorize an appropriation of \$17,460.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the Truancy Deterrence Program and to declare an emergency. (\$17,460.00)
This Matter was Approved on the Consent Agenda.

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

- 0029-2005** CA To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN04-026) of 44.7± Acres in Washington 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.
- 0042-2005** CA To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN04-033) of 50.6± Acres in Blendon 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. TAVARES
HABASH**

- 2146-2004 CA To authorize the Public Service Director to enter into a contract with McDaniel's Construction Company, Incorporated, for the Bridge Cleaning and Sealing - 2004 project for the Transportation Division and to authorize the expenditure of \$50,000.00 from the 1995, 1999 Voted Streets and Highways Fund. (\$50,000.00)

This Matter was Approved on the Consent Agenda.

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

- 2165-2004 CA To authorize the Board of Health to enter into contracts with ES Architecture & Development, Inc. for architectural services (\$10,000) and KNS Services, Inc. for electrical services (\$7,183); to authorize the expenditure of \$17,183.00 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$17,183.00)

This Matter was Approved on the Consent Agenda.

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

- 2181-2004 CA To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain City held sewer easements, located in the vicinity of Marcum Road and Mariposa Street, at the request of Lifestyle Communities, in exchange for replacement easements previously granted to the City.

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

- A0001-2005 CA Reappointment of Judith Theiss, 3115 Parsons Avenue, Columbus, Ohio 43207-3705 to serve on the Veterans Advisory Board with a new term expiration date of February 28, 2007 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0002-2005 CA Reappointment of Mark Howard, 1921 Shallowford Avenue, Columbus, Ohio 43235 to serve on the Board of the Sinking Fund Trustees with a new term expiration date of January 31, 2009 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0003-2005 CA Reappointment of Joseph Kasberg, 9906 Long Road, Canal Winchester, OH 43110 to serve on the Joint Columbus & Franklin County Housing Advisory Board with a new term expiration date of December 31, 2007 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0004-2005 CA Reappointment of Kenneth Danter, Danter Company, 30 Spruce Street, Columbus, OH 43215 to serve on the Joint Columbus & Franklin County Housing Advisory Board with a new term expiration date of December 31, 2007 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0154-2004** CA Reappointment of George A. Skestos, Homewood Corporation, 750 Northlawn Drive, Columbus, Ohio 43214 to serve on the Columbus Regional Airport Authority Board with a new term expiration date of December 31, 2008 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0155-2004** CA Reappointment of Louise Drake White, 995 E. Broad Street, Columbus, Ohio 43205 to serve on the Veterans Advisory Board with a new term expiration date of February 28, 2007 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0156-2004** CA Reappointment of David Lauer, The Ohio State University, Office of Health Sciences, 218 Meiling Hall, 370 West 9th Avenue, Columbus, Ohio 43210-1238 to serve on the Franklin County Convention Facilities Authority with a new term expiration date of December 31, 2008 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

- A0157-2004** CA Reappointment of Michael Rankin, Attorney at Law, 545 E. Town St., Columbus, Ohio 43215 to serve on the Mid-Ohio Regional Planning Commission with a new term expiration date of December 31, 2007 (resume attached).

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

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

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

EMERGENCY, TABLED AND 2ND READING OF 30-DAY LEGISLATION**ADMINISTRATION: BOYCE, CHR. MENDEL HABASH**

- 0010-2005** To authorize the Human Resources Director to enter into a contract with Standard Insurance to provide all eligible employees life insurance coverage from February 1, 2005, through January 31, 2006, and to authorize the expenditure of \$949,520.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$949,520.00)

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

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

- 0012-2005** To make appropriations for the 12 months ending January 31, 2006 for the funding of the City employee insurance programs, and to declare an emergency. (\$68,277,019.00)

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. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 0013-2005** To make appropriations from January 1, 2005 through December 31, 2006 for the funding of the Unemployment Compensation Program and to declare an emergency. (\$700,000.00)
- A motion was made by Mr. Boyce, seconded by Ms. Thomas, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 0016-2005** To authorize the Human Resources Director to enter into a contract with Vision Service Plan to provide all eligible employees vision insurance coverage from February 1, 2005 through January 31, 2006 and to authorize the expenditure of \$944,217.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$944,217.00)
- 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. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 0019-2005** To authorize the Human Resources Director to modify the current contract with UHC to allow the City to receive guaranteed prescription drug rebates; and to maintain the monthly prescription drug administrative fee to \$.69 per employee per month from February 1, 2005 through January 31, 2006; to authorize the extension of the prescription drug employee insurance contracts, to waive the competitive bidding requirements of the Columbus City Code; and to authorize the expenditure of \$14,905,475. from the Employee Benefits Insurance Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$14,905,475.)
- A motion was made by Mr. Boyce, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 0020-2005** To authorize the Human Resources Director to modify and extend the current contract with UHC to allow the City to receive higher provider discounts along with a penalty if the target discount is not met; and to modify the monthly medical administrative fee to \$39 per employee per month from February 1, 2005 through January 31, 2006; to authorize the extension of the medical employee insurance contracts; to waive the competitive bidding requirements of the Columbus City Code; to authorize the expenditure of \$42,728,673.00; and to declare an emergency. (\$42,728,673.00)
- 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. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 0027-2005** To accept Memorandum of Understanding #2004-05 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502, which

amends the Collective Bargaining Contract, August 24, 2002 through August 23, 2005; and to declare an emergency.

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

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

JOBS AND ECONOMIC DEVELOPMENT: HUDSON, CHR.

2220-2004

To authorize the City Auditor to transfer \$2,000,000 between projects within the Voted 1995, 1999 Streets and Highways Fund; to authorize the Directors of the Public Service Department and Department of Development to contribute Two Million Dollars (\$2,000,000.00) to the Gateway Area Revitalization Initiative for the design and construction of the Gateway Area Public Improvements Work; and to authorize the expenditure of \$2,000,000.00 from the Voted 1995, 1999 Streets and Highways Fund. (\$2,000,000)

TABLED UNTIL 01/24/05

A motion was made by Ms. Hudson, seconded by Mr. Boyce, that this matter be Tabled to Certain Date. The motion carried by the following vote:

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

DEVELOPMENT: O'SHAUGHNESSY, CHR. BOYCE TAVARES HABASH

1890-2004

To accept the application (AN04-023) of Hector M. and Brenda K. Ramos for the annexation of certain territory containing 2.25 ± Acres in Orange 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. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

2110-2004

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

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

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

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

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

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

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

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

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

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

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

2127-2004

To authorize the Director of Development to execute those documents necessary to pay off the outstanding mortgage and obtain a release/satisfaction of mortgage for that real property included in the Land Bank inventory and known as 879 East Long Street, Columbus, Ohio, in order to make the property available for redevelopment; to authorize the expenditure of \$71, 000.00 or so much thereof as may be necessary from the King Lincoln District Acquisition Fund; and to declare an emergency. (\$71,000)

TABLED UNTIL 01/24/05

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

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

2206-2004

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 (83 N. 17th Street) held in the Land Bank pursuant to the Land Reutilization Program.

TABLED UNTIL 01/24/05

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

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

2209-2004

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 (828 Atcheson Street) held in the Land Bank pursuant to the Land Reutilization Program.

TABLED UNTIL 01/24/05

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

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

- 2215-2004** CA To authorize the acceptance of a deed for one parcel of land (1320 East Livingston Avenue) to be held in the Land Bank.

TABLED UNTIL 01/24/05

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

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

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

- 2141-2004** To authorize the City Auditor to transfer \$3,280,921.71 from the 1995, 1999 Voted Streets and Highways Fund to the Local Transportation Improvement Fund; to appropriate \$3,401,029.34 within the Local Transportation Improvement Fund; to authorize the Public Service Director to enter into contract with Strawser Paving Company, Incorporated, for the Resurfacing 2004 Project 4 (OPWC) project for the Transportation Division and to authorize the expenditure of \$3,401,029.34 or so much thereof as may be necessary from the Local Transportation Improvement Fund. (\$3,401,029.34)

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

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

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

- 0023-2005** To make appropriation for the twelve months ending December 31, 2005, for the Health Department Grants Fund, to the Department of Health, in various projects and object level ones, for the continued operations of grant programs, and to declare an emergency. (\$828,729)

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

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

- 2135-2004** To authorize and direct the Board of Health to enter into a contract with Battelle and to authorize the expenditure of \$49,996 from the Health Department Grants Fund. (\$49,996)

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

Abstained: 1 - Ms. Hudson

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

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

- 2068-2004** To authorize the Director of Public Utilities to enter into contract with Concrete Restoration Specialist LLC in connection with the Sanitary System

Rehabilitation-Clinton No. 2 Aerial Support Project, to authorize the transfer and expenditure of \$334,400.00 from the 1991 Voted Sanitary Bond Fund; to amend the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage. (\$334,400.00)

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

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

0006-2005

To authorize the Director of Public Utilities to execute the Sixth Modification to the Transfer Agreement and modification of the Lease Agreement for the Solid Waste Reduction Facility between the City of Columbus and the Solid Waste Authority of Central Ohio, and to declare an emergency.

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

Abstained: 1 - President Pro-Tem Mentel

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

RULES & REFERENCE: HABASH, CHR. MENTEL TAVARES

2103-2004

To make appropriations for the 12 months ending December 31, 2005 for the Sinking Fund - Bond Note Retirement Funds, and to declare an emergency.

Sponsors: Matthew D. Habash

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

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

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

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

2108-2004

To make appropriations for the 12 months ending December 31, 2005, for selected other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

Sponsors: Matthew D. Habash

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

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

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

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

A0005-2005

Reappointment of Charleta Tavares, Columbus City Council, City Hall, 90

W. Broad Street, Columbus, Ohio 43215 to serve on the Joint Columbus & Franklin County Housing Advisory Board with a new term expiration date of December 31, 2007 (per Mugsy Reynolds no resume is necessary).

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

Abstained: 1 - Ms. Tavares

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

RECESS

RECESSED 6:10 P.M.

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

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

THERE WILL BE NO COLUMBUS CITY COUNCIL MEETING ON MONDAY, JANUARY 17, 2005 IN OBSERVANCE OF MARTIN LUTHER KING HOLIDAY; THE NEXT CITY COUNCIL MEETING WILL BE MONDAY, JANUARY 24, 2005.



City of Columbus

Journal - Final

Zoning Committee

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

Monday, January 10, 2005

6:30 PM

Zoning Committee

Zoning Committee

Journal

January 10, 2005

REGULAR MEETING NO. 2 OF CITY COUNCIL (ZONING), JANUARY 10, 2005 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Absent: Chair Mentel

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

READING AND DISPOSAL OF THE JOURNAL

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

Absent: Chair Mentel

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

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

1507-2004

To rezone 6261 MAPLE CANYON AVENUE (43229), being 7.73± acres located on the west side of Maple Canyon Avenue, 99± feet north of Sprucefield Drive, From: R, Rural District To: L-ARLD, Limited Apartment Residential District. (Rezoning # Z04-020)

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

Absent: Chair Mentel

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

TABLED UNTIL 01/31/05

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

Absent: Chair Mentel

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

2032-2004

To rezone 8288 EAST BROAD STREET (43004), being 40.12± acres located on the north side of East Broad Street, 4200± feet east of Waggoner Road, From: R, Rural District, To: L-AR-12, Limited Apartment Residential District (Rezoning # Z04-050).

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

Absent: Chair Mentel

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

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

Absent: Chair Mentel

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

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

Absent: Chair Mentel

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

ADJOURNED: 6:34 P.M.

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

Absent: Chair Mentel

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

Ordinances and Resolutions

**City of Columbus
City Bulletin Report**

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

Legislation Number: 0001X-2005

Drafting Date: 12/21/2004

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation**BACKGROUND:**

This is an annual event. Council has authorized the City Auditor to request and receive advances on property taxes and estate taxes, both of which will then be available on a monthly basis.

FISCAL IMPACT:

Provide a better cash flow for the Treasurer. If not needed for current expenses, we can invest it.

REASON FOR EMERGENCY:

Funds are available beginning the first week of January 2005.

TitleTo authorize the City Auditor to request advance payments of property and estate taxes from the Franklin, Fairfield and Delaware County Auditors during 2005 and to declare an emergency.

BodyWhereas, it has been the custom of the City of Columbus to have the City Auditor handle all advance payment requests for both property taxes and estate taxes from the Franklin, Fairfield and Delaware County Auditors; and

Whereas, an emergency exists in the usual daily operation of the City in that the Franklin, Fairfield and Delaware County Auditors have advised that a resolution be passed by the City Council as required by Chapter 321 of the Ohio Revised Codes, authorizing advance payment requests for the City of Columbus for both the property taxes and estate taxes, thereby preserving the public health, peace, property, safety, financial stability and welfare; now, therefore,

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

Section 1. That the City Auditor is hereby authorized and directed to request from the Franklin, Fairfield and Delaware County Auditors advance payments for all taxes collected, in accordance with all procedures prescribed in Chapter 321 of the Ohio Revised Codes, during fiscal year 2005.

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

Legislation Number: 0006-2005

Drafting Date: 12/21/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation Background: In 1993, The City leased the Solid Waste Reduction Facility to the Solid Waste Authority of Central Ohio, ("SWACO"). In 1995, the Facility ceased to operate as a power plant. Since then efforts to find feasible alternate uses have not proved successful. Costs to keep the plant in "mothball" status exceed \$100,000 per year. To increase the opportunity for economic redevelopment of the site SWACO

recommends demolition of those portions of the facility which are not currently being used or have an anticipated reuse. The major portions of the Facility recommended for demolition are the conveyor, the turbine hall and boiler plant. The attachment to this ordinance outlines the structures proposed for demolition in red. In September SWACO requested bids for demolition. Seven responsive bids were submitted. The lowest and best bidder was B&B Wrecking & Excavating, Inc., out of Cleveland, Ohio ("B&B"). B&B submitted the only bid which proposed to pay SWACO (and hence the City). From the sale of scrap B&B will pay SWACO \$377,500.00. All other bidders required payment by SWACO. Under the lease between the City and SWACO, SWACO is required to maintain all improvements and at the expiration of the term to deliver possession in good condition and repair. Consequently, in order to demolish these portions of the facility it is necessary to modify the lease agreement to release SWACO from this covenant with respect to the designated improvements.

Fiscal Impact: Demolition of the designated portions of the Solid Waste Reduction Facility under the proposal submitted by B&B will result in a \$377,500 payment to SWACO. SWACO has agreed to pay that amount to the City at the time notice to proceed with the demolition contract is given. The funds will be deposited in the city's general operating fund, notwithstanding the provisions of Ordinance #0071-2004.

Emergency Justification: Because the B&B bid expires January 13, 2004, it is necessary for the City Council to authorize the modification of the lease between SWACO and the City to release SWACO from the lease covenant to deliver the buildings at the expiration of the lease in good repair so that SWACO may timely award the demolition contract.

Title

To authorize the Director of Public Utilities to execute the Sixth Modification to the Transfer Agreement and modification of the Lease Agreement for the Solid Waste Reduction Facility between the City of Columbus and the Solid Waste Authority of Central Ohio, and to declare an emergency.

Body

WHEREAS, in March 1993, the City of Columbus, and the Solid Waste Authority of Central Ohio, hereinafter "SWACO," entered into a Transfer Agreement and the Lease for the Solid Waste Reduction Facility and leases for the transfer stations on Georgesville Road, Morse Road and Alum Creek Drive; and

WHEREAS, the Transfer Agreement and Lease Agreement for the Solid Waste Reduction Facility have been previously modified, the most recent modification being entitled the Fifth Modification, authorized by Ordinance No. 0495-2004; and

WHEREAS, the City and SWACO agree that demolition of certain buildings and improvements specified in this Ordinance, as delineated in attached Exhibit A, are necessary to enhance redevelopment opportunities for the Solid Waste Reduction Facility premises and to lower the costs associated with maintaining the premises; and

WHEREAS, it is necessary to modify the Transfer Agreement and the Lease Agreement for the Solid Waste Reduction Facility to release SWACO from the lease covenants therein which would require SWACO to maintain certain improvements on the premises and to surrender these improvements upon expiration or other termination in good condition; and

WHEREAS, SWACO solicited bids for said demolition of the improvements set forth in the body of this ordinance and received seven (7) responsive bids with SWACO determining that B&B Wrecking and Excavating Inc. submitted the lowest and best bid; and

WHEREAS, under the bid submitted by B&B Wrecking & Excavating, Inc., SWACO is to receive \$377,500.00 for the rights to demolish and salvage scrap from the improvements; and

WHEREAS, under the terms and conditions of the existing Transfer Agreement, as modified through the Fifth Modification, the City is to receive the benefit of the payment by B&B Wrecking and Excavating, Inc.; and

WHEREAS, the Board of Trustees of SWACO have voted to make immediate payment to the City of the entire \$377,500.00 upon formal notification to proceed by SWACO to B&B Wrecking Excavating, Inc.; 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 Sixth Modification to the Transfer Agreement and Lease Agreement for the Solid Waste Facility in order to allow SWACO to provide notice to proceed to the lowest and best bidder before expiration of the bid thereby preserving the public health, peace, safety and welfare, now therefore

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

Section 1. That the Director of the Department of Public Utilities be and hereby is authorized to execute the Sixth Modification to the Transfer Agreement and to modify the Lease Agreement for the Solid Waste Reduction Facility between the City and the Solid Waste Authority of Central Ohio, in such form as approved by the City Attorney, and which modification of the Lease Agreement shall permit SWACO to demolish the following improvements on the Premises; the overhead conveyor, the turbine hall, the boiler plant and such other structures as are outlined in red on the attached Exhibit A.

Section 2. That the payment to the City by SWACO of \$377, 500.00 upon SWACO's notification to proceed with the demolition to B&B Wrecking & Excavation, Inc., shall upon receipt be deposited in the city's general fund, fund 010, notwithstanding the provisions of Ordinance #0071-2004.

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

Legislation Number: 0010-2005

Drafting Date: 12/21/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** As a result of a Request For Proposal process in accordance with Section 329.14 of the Columbus City Codes, six life insurance bid responses were reviewed by the City's Evaluation Committee, comprised of five members.

Each proposal was evaluated on the following criteria as requested by section 329.14: competency to perform, quality and feasibility of the offerors technical proposal, ability to perform the required service competently, past performance, and the cost structure of the proposal. Standard Insurance is recommended as the life insurance plan administrator. Standard Insurance quoted a fully insured three year guaranteed rate of \$.160 per \$1,000 volume, effective until January 31, 200 renewable annually. Standard Insurance offers the ability to duplicate negotiated benefits.

Contract Compliance number: 93-0242990

To maintain insurance programs in accordance with the negotiated labor contracts, additional funding of the life insurance program is necessary to insure continuation of employee insurance coverage. Cost estimates were based on 2003-04 trust fund expenditures using a three year average of actual city utilization, expected changes due to union negotiations, as well as input from insurance carriers.

TitleTo authorize the Human Resources Director to enter into a contract with Standard Insurance to provide all eligible employees life insurance coverage from February 1, 2005, through January 31, 2006, and to authorize the expenditure of \$949,520.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$949,520.00)

Body**WHEREAS,** it is in the best interest of the City of Columbus to enter into a contract with Standard Insurance to provide all eligible employees life insurance from February 1, 2005 through January 31, 2006; and

WHEREAS, it is necessary to authorize the expenditure of up to \$949,520.00, or so much thereof as may be necessary to pay contract costs for life insurance services; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is necessary to enter into a contract and to pay the associated contract costs to ensure continued coverage for eligible employees and 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 Human Resources Director is hereby authorized to enter into a contract with Standard Insurance to provide life insurance to all eligible employees from February 1, 2005 through January 31, 2006.

SECTION 2. That the expenditure of up to \$949,520.00, or so much thereof as may be necessary for coverage from the Employee Benefits Fund 502, Human Resources Department 46-01, Character 03, Minor Object 3362, Index No 461000, Project 203 is hereby authorized and directed.

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

Legislation Number: 0012-2005

Drafting Date: 12/21/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: To maintain the employee insurance programs in accordance with the negotiated labor contracts, appropriation is necessary for the continuation of all employee benefits programs. To determine the amounts necessary for the annual appropriation, current utilization and projected future claims were analyzed and trended on the basis of a three-year average of actual city utilization in conjunction with industry trends, as well as actuarial services. The appropriation included 2005 budgeted amounts, employee premium contributions and COBRA premium deposits.

FISCAL IMPACT: Claims costs and administrative fees for 2004 are estimated at \$67, 900,00.00 A total of \$68,277,019.00 is projected to be required for 2005.

These funds are needed to cover the costs of the City employee insurances.

Appropriation is being made to the following programs:

Medical Plan (including COBRA)	\$42,752,713.00
Dental Plan	\$ 5,928,972.00
Life Plan	\$ 949,520.00
Disability Plan	\$ 2,796,122.00
Vision Plan	\$ 944,217.00
Drug Plan	<u>\$14,905,475.00</u>
TOTAL	\$68,277,019.00

TitleTo make appropriations for the 12 months ending January 31, 2006 for the funding of the City employee insurance programs, and to declare an emergency. (\$68,277,019.00)

necessary to appropriate funds for the City's various employee insurance programs to maintain said programs thereby preserving the public peace, property, health, safety and welfare; Now, Therefore,

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

SECTION 1. That from the monies in and from all monies estimated to come into the Employee Benefits Fund 502, from any and all sources during the 12 months ending January 31, 2006, the following appropriations are hereby authorized and directed:

See attachment ORD0012-2005.xls.

SECTION 2. That from the monies appropriated in the foregoing Section 1 shall be paid on order of the Human Resources Director and no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 3. To authorize the City Auditor to make transfers as may be necessary, and

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

Legislation Number: 0013-2005

Drafting Date: 12/21/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** To maintain unemployment benefit payments in accordance with Federal Law, additional appropriation is necessary for the unemployment compensation program. To determine the amount necessary for the appropriation, current utilization and anticipated claims were analyzed.

FISCAL IMPACT: Unemployment compensation payments to the Ohio Department of Job & Family Services for 2004 were \$606,132, and projected \$754,838, for 2004. A total of \$700,000 is required for 2005. Appropriation is being made to the following project:

Employee Unemployment Compensation Program \$700,000.00

TitleTo make appropriations from January 1, 2005 through December 31, 2006 for the funding of the Unemployment Compensation Program and to declare an emergency. (\$700,000.00)

Body**WHEREAS,** an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to appropriate funds for the City's employee unemployment compensation program to maintain unemployment benefits payments in accordance with federal law thereby preserving the public health, peace, property, safety and welfare; Now, Therefore,

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

SECTION 1. That from the monies in and from all monies estimated to come into the Employee Benefits Fund 502, from any and all sources from January 1, 2005 through December 31, 2006, the following appropriation is hereby authorized and directed:

Div: 46-01| Dept: Human Resources| OL1: 3 | OL3: 3365| Subfund: 166| Amount: \$700,000.00| OCA: 46103

SECTION 2. That from the monies appropriated in Section 1 shall be paid on order of the Human Resources Director and no other shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 3. To authorize the expenditure of \$700,000.00 or so much thereof as may be necessary to the Ohio Department of Job & Family Services from the Employee Benefits Fund 502, Department of Human Resources, Department NO. 46-01, OL1 03, OL3 3365, OCA 461043, Subfund 166 is hereby authorized and directed.

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

Legislation Number: 0015-2005

Drafting Date: 12/21/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** As a result of a Request For Proposal process in accordance with Section 329.14 of the Columbus City Codes, seven COBRA continuation insurance bid responses were reviewed by the City's Evaluation Committee which comprised of five members.

Each proposal was evaluated on the following criteria as requested by section 329.14: competency to perform, quality and feasibility of the offerors technical proposal, ability to perform the required service competently, past performance, and the cost structure of the proposal. Aetna Life Insurance Company is recommended as the COBRA continuation insurance plan administrator. Aetna quoted a three year guaranteed administrative rate of \$14.10 per participant per month (PPPM) the first year; \$14.65 PPPM the second year; and \$15.23 PPPM the third year. The rate is effective until January 31, 2006, renewable annually. Aetna offers the ability to duplicate negotiated benefits.

To maintain insurance programs in accordance with the negotiated labor contracts, additional funding of the COBRA continuation insurance program is necessary to insure continuation of employee insurance coverage. Cost estimates were based on 2003-04 trust fund expenditures using a three year average of actual city utilization, expected changes due to union negotiations, as well as input from insurance carriers.

Contract compliance number 06-6033492

FISCAL IMPACT: To enter into a contract with Aetna Life Insurance Company to establish the maximum obligation liability, and to authorize the expenditure of \$24,040 for COBRA administrative services from February 1, 2005 through January 31, 2006. Funding is available in the 2005 budget for this contract. This ordinance is an emergency measure to ensure continued insurance coverage as negotiated

TitleTo authorize the Human Resources Director to enter into a contract with Aetna Life Insurance Company to provide all eligible employees COBRA continuation insurance coverage from February 1, 2005 through January 31, 2006 and to authorize the expenditure of \$24,040 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$24,040)

Body**WHEREAS,** it is in the best interest of the City of Columbus to enter into a contract with Aetna Life Insurance Company to provide all eligible employees COBRA continuation insurance from February 1, 2005 through January 31, 2006; and

WHEREAS, it is necessary to authorize the expenditure of up to \$24,040 or so much thereof as may be necessary to pay

contract costs for COBRA continuation insurance services; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is necessary to enter into a contract and to pay the associated contract costs to ensure continued insurance coverage 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 Human Resources Director is hereby authorized to enter into a contract with Aetna Life Insurance Company to provide COBRA continuation insurance to all eligible employees from February 1, 2005 through January 31, 2006.

SECTION 2. That the expenditure of up to \$24,040, or so much thereof as may be necessary for coverage from the Employee Benefits Funds 502, Department of Human Resources No. 46-01, Character 03, Minor Object 3362, Index No 461029, Subfund 208 is hereby authorized and directed.

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

Legislation Number: 0016-2005

Drafting Date: 12/21/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** As a result of a Request For Proposal process in accordance with Section 329.14 of the Columbus City Codes, seven vision insurance bid responses were reviewed by the City's Evaluation Committee, comprised of five members. Each proposal was evaluated on the following criteria as required by section 329.14: competency to perform, quality and feasibility of the offerors technical proposal, ability to perform the required service competently, past performance, and the cost structure of the proposal. Vision Service Plan is recommended as the vision plan administrator with an administrative rate of \$.95 per employee per month the first year; \$.98 per employee per month the second year; and \$1.00 per employee per month for year three. Vision Service Plan can duplicate negotiated benefits at the quoted rate.

Contract compliance number is 31-0725743.

To maintain insurance programs in accordance with the negotiated labor contracts, additional funding of the vision insurance program is necessary to insure continuation of employee insurance coverage. Cost estimates were based on 2003-04 trust fund expenditures using a three year average of actual city utilization, expected changes due to union negotiations, as well as input from insurance carriers.

FISCAL IMPACT: To enter into a contract with Vision Service Plan to establish the maximum obligation liability, and to authorize the expenditure of \$944,217.00 for vision plan administration services from February 1, 2005 through January 31, 2006. Funding is available in the 2005 budget for this contract. This ordinance is an emergency measure to ensure continued insurance coverage as negotiated by union contracts. (\$944,217.00)

TitleTo authorize the Human Resources Director to enter into a contract with Vision Service Plan to provide all eligible employees vision insurance coverage from February 1, 2005 through January 31, 2006 and to authorize the expenditure of \$944,217.00 from the Employee Benefits Fund, or so much thereof as may be necessary to pay the costs of said contract;

and to declare an emergency. (\$944,217.00)

BodyWHEREAS, it is in the best interest of the City of Columbus to enter into a contract with Vision Service Plan to provide all eligible employees vision insurance from February 1, 2005 through January 31, 2006; and

WHEREAS, it is necessary to authorize the expenditure of up to \$944,217.00 or so much thereof as may be necessary to pay contract costs for vision insurance services; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to enter into a contract and to pay the associated contract costs to ensure continued insurance coverage 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 Human Resources Director is hereby authorized to enter into a contract with Vision Service Plan to provide vision insurance to all eligible employees from February 1, 2005 through January 31, 2006.

SECTION 2. That the expenditure of up to \$944,217.00 or so much thereof as may be necessary for coverage from the Employee Benefits Fund 502, Department of Human Resources, is hereby authorized and directed.

See attachment ORD0016-2005

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

Legislation Number: 0018-2005

Drafting Date: 12/21/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** To maintain the Employee Benefits Consulting Services; it is necessary to modify and extend the existing contract with Mercer Human Resources Consulting and to provide additional funding for the Employee Benefits Consulting Services.

The consultant services will assist Employee Benefits Risk Management with general consulting services and in the selection of the employee health care plan administrators. This contract established with Mercer HR Consulting is for a three-year period subject to annual appropriation and funding; this ordinance represents the final renewal.

Contract Compliance number is 13-2834414.

FISCAL IMPACT: To modify and extend the existing contract with Mercer HR Consulting to increase the maximum obligation liability, and to authorize the expenditure of \$101,000.00 from February 1, 2005 through January 31, 2006. Funding is available for this contact in the 2005 Employee Benefits Insurance Fund. This ordinance is an emergency measure to continue the on-going employee benefits consulting services.

TitleTo authorize the Human Resources Director to modify and extend the contract with Mercer Human Resource

Consulting, to provide professional employee benefits consulting services from February 1, 2005 through January 31, 2006; and to authorize the expenditure of \$101,000.00, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$101,000.00)

BodyWHEREAS, it is in the best interest of the City of Columbus to modify and extend the contract with Mercer Human Resource Consulting, to provide professional employee benefits consulting services from February 1, 2005 through January 31, 2006; and

WHEREAS, it is necessary to authorize the expenditure of \$101,000.00, or so much thereof as may be necessary to pay contract costs for employee benefits consulting services; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is necessary to enter into a contract and to pay the associated contract costs to continue the ongoing employee benefits consulting service and 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 Human Resources Director is hereby authorized to modify and extend the contract with Mercer Human Resource Consulting from February 1, 2005 through January 31, 2006.

SECTION 2. That the expenditure of \$101,000.00 or so much thereof as may be necessary for coverage from the Employee Benefits Insurance Fund 502, Department of Human Resources, Department 46-01, OL1 - 03, OL3 - 3336, OCA 450882, Subfund 001, is hereby authorized and directed.

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

Legislation Number: 0019-2005

Drafting Date: 12/21/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** The City of Columbus currently contracts with United Health Care Services, Inc. (UHC) (Medco) for employee prescription drug benefits through January 31, 2005. Recently, the Human Resources Department entered into discussions with UHC about alternate financing; whereby the City would receive prescription drug rebates. The prescription drug monthly administrative fee would be maintained at the \$.69 per employee per month rate. Based upon current utilization and administrative fees, the City and Mercer HR Consulting, the City's benefit consultant, expect the proposed arrangement to be more cost effective. The projected implementation date is February 1, 2005. The Human Resources Department solicited a one-year contract extension, February 1, 2005 through January 31, 2006, for UHC prescription drug. UHC has agreed to extend the respective contract at the aforementioned prescription drug contract terms. The contract is for one year; subject to annual appropriation.

Contract compliance number is 31-1142815

FISCAL IMPACT: To modify the existing prescription drug contract with UHC to allow the City to receive guaranteed prescription drug rebates and to maintain the monthly prescription drug administrative fee to \$.69 per employee per month, to authorize the expenditure of \$14,905,475.00 from the Employee Benefits Fund; and to authorize a one-year contract

extension on prescription drug contract from February 1, 2005 through January 31, 2006, funding is available in the 2005 budget for this contract, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$14,905,475

TitleTo authorize the Human Resources Director to modify the current contract with UHC to allow the City to receive guaranteed prescription drug rebates; and to maintain the monthly prescription drug administrative fee to \$.69 per employee per month from February 1, 2005 through January 31, 2006; to authorize the extension of the prescription drug employee insurance contracts, to waive the competitive bidding requirements of the Columbus City Code; and to authorize the expenditure of \$14,905,475. from the Employee Benefits Insurance Fund, or so much thereof as may be necessary to pay the costs of said contract; and to declare an emergency. (\$14,905,475.)

Body

WHEREAS, it is in the best interest of the City of Columbus modify and extend the contract with United Health Care Services, Inc. (Medco), to provide all eligible employees prescription drug insurance from February 1, 2005 through January 31, 2006; and

WHEREAS, it is in the best interest of the City of Columbus to waive competitive bidding as indicated in the City of Columbus Code, provision Chapter 329.27, and

WHEREAS, it is necessary to authorize the expenditure of up to \$14,905,475.00 or so much thereof as may be necessary to pay contract costs for prescription drug services; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to modify and extend the contract and to pay the associated contract costs for the City's employee insurance programs to ensure continued employee insurance coverage thereby preserving the public peace, property, health, safety and welfare;

Now, Therefore,

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

SECTION 1. That the Human Resources Director is hereby authorized to modify and extend the contract with United Health Care Services, Inc. (Medco) to provide prescription drug insurance to all eligible employees from February 1, 2005 through January 31, 2006.

SECTION 2. That the expenditure of up to \$14,905,475.00 or so much thereof as may be necessary for coverage from the Employee Benefits Fund 502, Department of Human Resources is hereby authorized and directed.

See Attachment ORD0019-2005

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

Legislation Number: 0020-2005

Drafting Date: 12/21/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation**BACKGROUND:** The City of Columbus currently contracts with United Health Care Services (UHC) for employee medical insurance benefits January 31, 2005. Recently, the Human Resources Department entered into discussions with UHC about alternate financing; whereby the City would receive higher provider discounts along with a

penalty if the target was not met; and the medical monthly administrative fee would be lowered to \$39.95 per employee per month. Currently the City receives provider discounts, with a 100% pass through arrangement. Based upon current utilization and administrative fees, the City and Mercer HR Consulting, the City's benefit consultant, expect the proposed arrangement to be more cost effective. The projected implementation date is February 1, 2005. The Human Resources Department solicited a one-year contract extension to modify and extend the existing contract and to provide for additional funding February 1, 2005 through January 31, 2006, for UHC medical insurance coverage. UHC has agreed to extend the respective contract at the aforementioned medical contract terms.

Contract compliance number is 31-1142815.

FISCAL IMPACT: To modify and extend the existing medical contract with UHC to allow the City to receive higher provider discounts along with a penalty if the target discount is not met; and to modify the monthly medical administrative fee to \$39.95 per employee per month; to authorize the expenditure of \$42,728,673.00 from the Employee Benefits Fund; and to authorize a one-year contract extension on the medical contract from February 1, 2005 through January 31, 2006. Funding is available in the 2005 budget for this contract. This ordinance is an emergency measure to ensure continued insurance coverage as negotiated by union contracts.

TitleTo authorize the Human Resources Director to modify and extend the current contract with UHC to allow the City to receive higher provider discounts along with a penalty if the target discount is not met; and to modify the monthly medical administrative fee to \$39 per employee per month from February 1, 2005 through January 31, 2006; to authorize the extension of the medical employee insurance contracts; to waive the competitive bidding requirements of the Columbus City Code; to authorize the expenditure of \$42,728,673.00; and to declare an emergency. (\$42,728,673.00)

Body**WHEREAS**, it is in the best interest of the City of Columbus modify and extend the contract with United Health Care, to provide all eligible employees medical insurance from February 1, 2005 through January 31, 2006; and

WHEREAS, it is in the best interest of the City of Columbus to waive competitive bidding as indicated in the City of Columbus Code, provision Chapter 329.27, and

WHEREAS, it is necessary to authorize the expenditure of up to \$42,728,673.00, or so much thereof as may be necessary to pay contract costs for group medical insurance services; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to modify and extend the contract and to pay the associated contract costs for the City's employee insurance programs to ensure continued employee insurance coverage thereby preserving the public peace, property, health, safety and welfare;

Now, Therefore,

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

SECTION 1. That the Human Resources Director is hereby authorized to modify and extend the contract with United Health Care to provide medical insurance to all eligible employees from February 1, 2005 through January 31, 2006.

SECTION 2, That the expenditure of up to \$42,728,673.00 or so much thereof as may be necessary for coverage from the Employee Benefits Insurance Fund, Fund 502, Department of Human Resources 46-01, is hereby authorized and directed.

See Attachment ORD0020-2005

SECTION 3. That the competitive bidding provisions contained in Section 329.27 are hereby waived.

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

Legislation Number: 0023-2005

Drafting Date: 12/27/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

December 16, 2004

BACKGROUND: This ordinance authorizes the appropriation of \$828,729 in the Health Department Grants Fund for fiscal year 2005. This is the annual appropriation ordinance for Health Department Grants that allows for the continued operations of the various grant programs the Health Department provided in 2004. Additionally, this ordinance authorizes the transfer of appropriation authority within the specified grants to properly align object level one appropriation with projected expenses and to facilitate grant close-outs.

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: These grant projects are funded through Federal, State, and County grant awards. Some grant projects collect fees and some are subsidized by donations.

Title

To make appropriation for the twelve months ending December 31, 2005, for the Health Department Grants Fund, to the Department of Health, in various projects and object level ones, for the continued operations of grant programs, and to declare an emergency. (\$828,729)

Body

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

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety, and welfare; Now, therefore:

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

SECTION 1. That from the monies in the fund known as the Health Department Private Grants Fund, Fund No. 291, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the Object Level Ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Community Health Assessment

<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
505063	505063	01	Personnel Services	\$ 18,249
505063	505063	03	Services-Operations & Maintenance	<u>61,251</u>
			Total for Grant No. 505063	\$ 79,500

Quit for Good Tobacco Cessation

Object

<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
505293	505293	01	Personnel Services	\$ 41,730
505293	505293	03	Services-Operations & Maintenance	300
Total for Grant No. 505293				\$ 42,030

Healthy Children, Healthy Weights

Object

<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
505061	505061	01	Personnel Services	\$ 27,635
505061	505061	03	Services-Operations & Maintenance	37,365
Total for Grant No. 505061				\$ 65,000

TOTAL APPROPRIATION, FUND NO. 291 \$ 186,530

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 12 months ending December 31, 2005, there be and hereby are appropriated for the Object Level Ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

State Health Subsidy

Object

<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
500066	508001	01	Personnel	\$ 226,000
Total for Grant No. 508001				\$ 226,000

Ohio Childhood Automobile Safety

Object

<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
503045	508040	02	Materials & Supplies	\$ 1,500
Total for Grant No. 508040				\$ 1,500

Chemical Emergency Planning

Object

<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
502963	508052	01	Personnel Services	\$ 50,242
502963	508052	02	Materials & Supplies	2,000
502963	508052	03	Services-Operations & Maintenance	10,000
Total for Grant No. 508052				\$ 62,242

FCCS Intake & Investigations

Object

<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
505021	505021	01	Personnel Services	\$ 148,757
505021	505021	03	Services-Operations & Maintenance	3,700
Total for Grant No. 505021				\$ 152,457

Project Love County Project

Object

<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
504251	504251	01	Personnel Services	\$ 45,000

504251	504251	02	Materials & Supplies	1,000
504251	504251	03	Services-Operations & Maintenance	<u>14,000</u>
Total for Grant No. 504251				\$ 60,000

Women's Health Initiative

Object				
<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
505058	505058	03	Services-Operations & Maintenance	<u>\$ 5,000</u>
Total for Grant No. 505058				\$ 5,000

Child and Family Health Services

Object				
<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
504018	504018	01	Personnel Services	\$ 90,000
504018	504018	05	Other Expenditures	<u>45,000</u>
Total for Grant No. 504018				\$ 135,000

TOTAL APPROPRIATION, FUND NO. 251 \$ 642,199

SECTION 3. That the City Auditor is hereby authorized and directed to transfer \$27,819 within the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50-01, as follows:

State Health Subsidy

TRANSFERS FROM

Object				
<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
500066	508001	02	Materials & Supplies	\$ 7,900
500066	508001	03	Services-Operations & Maintenance	<u>\$ 5,000</u>
500066	508001	06	Capital Outlays	\$ 14,800

TRANSFERS TO

Object				
<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
500066	508001	01	Personnel	\$ 27,700

Public Health Infrastructure

TRANSFERS FROM

Object				
<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
504052	504052	05	Other Expenditures	\$ 119

TRANSFERS TO

Object				
<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
504051	504051	03	Services-Operations & Maintenance	\$ 119

SECTION 4. That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health

Commissioner except that small claims in an amount not to exceed Seven Hundred Fifty Dollars (\$750.00) may be paid as authorized by Chapter 335 of the Columbus City Code, 1985, as amended; and except that payments or transfers between departments, divisions or funds of the City may be made by the City Auditor; and except that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pension, dental insurance and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance or City Auditor; and that no order shall be drawn or money paid except upon voucher, the form of which shall be approved by the City Auditor.

SECTION 5. Except in the matter of payrolls providing for the payment of salaries of officers and employees regularly employed by the City and extraordinary emergencies, no warrant shall be issued in liquidation of vouchers, unless the department contracting the expense shall have first obtained an order duly certified that there are sufficient funds appropriated to the credit of the proper fund from which the expenditure is to be made, which certificate must be obtained prior to the incurrence of the obligation, and the head of any department or division authorized to contract expenditures will be held personally responsible for any obligation incurred contrary to the provisions of this section. Such certificate shall not be issued for obligations pertaining to "Capital Outlay" in programs or activities funded by federal or state categorical grants without the prior approval of the Director of the Department of Finance.

SECTION 6. That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each subdepartment's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and subdepartment, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the Health Commissioner as granted in Section 3 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification, provided, however, that transfers may be made from one Object Level 1 to another, within any one department or division. Transfers of sums exceeding \$25,000.00 shall be authorized only by the resolution of Council. Transfers of sums of \$25,000.00 or less, shall be approved by letter over the signatures of the Health Commissioner, the Director of the Department of Finance, the City Auditor, and the Chairman of the Committee of Finance and Administration.

SECTION 7. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years' obligations from current appropriations up to a maximum of \$25,000.00 per obligation.

SECTION 8. 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: 0027-2005

Drafting Date: 12/28/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Memorandum of Understanding #2004-05 was executed by representatives of the City and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502. This MOU resolves the 2004 wage reopener and implements a new pay plan for bargaining unit members. The passage of this ordinance indicates Council's acceptance of Memorandum of Understanding #2004-05, a copy of which is attached hereto.

Emergency action is recommended because some of the provisions are retrospective in nature.

FISCAL IMPACT: Costs associated with the acceptance of this MOU will be outlined under separate cover.

Title

To accept Memorandum of Understanding #2004-05 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502, which amends the Collective

Bargaining Contract, August 24, 2002 through August 23, 2005; and to declare an emergency.

Body

WHEREAS, representatives of the City and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502, entered into Memorandum of Understanding #2004-05, a copy of which is attached hereto, to amend the Collective Bargaining Contract between the City and CMAGE/CWA, August 24, 2002 through August 23, 2005, by resolving the 2004 wage reopener and creating a new pay plan for bargaining unit members; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to amend the Collective Bargaining Contract between the City and CMAGE/CWA, by accepting Memorandum of Understanding #2004-05 because some of the provisions are retrospective in nature, thereby preserving the public peace, property, health, safety, and welfare; Now, Therefore

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

Section 1. That Memorandum of Understanding #2004-05 amends the Collective Bargaining Contract between the City and CMAGE/CWA, August 24, 2002 through August 23, 2005.

Section 2. That City Council, in the best interests of the City, hereby recognizes and accepts Memorandum of Understanding #2004-05, a copy of which is attached hereto, executed between representatives of the City and CMAGE/CWA, which effective dates are outlined therein.

Section 3. For the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten (10) days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 0029-2005

Drafting Date: 12/28/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

AN04-026

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 Washington 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 (AN04-026) of 44.7± Acres in Washington 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 Washington Township was duly filed by James J. Kramer, et al. on December 27, 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 Interim Hayden Run Corridor Plan planning area; and

WHEREAS, any development on this site will be subject to a preannexation agreement entered into between the property owner and the City of Columbus ; 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 44.7± acres in Washington 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 will be served by a water main extension from the intersection of Avery and Rings Roads. This extension will be at the expense of the developers in the Hayden Run Corridor.

Sewer:

Sanitary Sewer:

This site is tributary to an existing sub-trunk located on north side of Hayden Run Road east of I-270 approximately 2.65 miles northeast of proposed annexation. Currently, the City of Hilliard plans to extend a sub-trunk from existing location along Hayden Run Road to a point west of I-270 ending near a future extension of Britton Parkway with a completion date of October, 2005 (approx). There are currently no engineering plans to construct the sewer beyond this proposed extension.

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 44.7 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 Washington 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 Washington 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.

Legislation Number: 0042-2005

Drafting Date: 01/03/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

AN04-033

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 Blendon 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 (AN04-033) of 50.6± Acres in Blendon 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 Blendon Township was duly filed by George P. Benua, et al. on December 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 Northland Plan - Volume II 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 50.6± acres in Blendon 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 16 inch main located in Ulry Road and an existing 16 inch main located in Central College Road.

Sewer:

Sanitary Sewer:

This site is tributary to the Big Walnut Trunk Sewer located about 2.5 miles to the southwest. The city intends to extend sewers to the vicinity of Lee Road and Central College Road by 2007. Extensions off of the proposed sewer shall be at the developer'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 50.6 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 Blendon 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 Blendon 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.

Legislation Number: 1890-2004

Drafting Date: 10/19/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation
AN04-023

BACKGROUND: This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN04-023 a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since October 13, 2004, the date of receipt from the Board of County Commissioners of Delaware 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.

Title

To accept the application (AN04-023) of Hector M. and Brenda K. Ramos for the annexation of certain territory containing 2.25 ± Acres in Orange Township.

Body

WHEREAS, a petition for the annexation of certain territory in Orange Township was duly filed by Hector M. and Brenda K. Ramos on September 2, 2004; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Delaware County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated October 7, 2004; and

WHEREAS, the Board of County Commissioners of Delaware 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 October 13, 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 Hector M. and Brenda K. Ramos 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 Delaware County, Ohio September 2, 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 October 7, 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 Delaware, Township of Orange, located in Farm Lot 22 of Section 4, Township 3, Range 18, United States Military Lands, being 2.250 acres of a 5.01 acre tract of land deeded to Hector M. and Brenda K. Ramos and known as PID #31842302006000, said 2.250 acres being more particularly bounded and described as follows:

Beginning at the southeasterly corner of said Ramos tract, being the southwesterly corner of that 5.01 acre tract deeded to Raymond Roten and known as PID #31842302005000, being in the northerly line of that 9.426 acre tract as deeded to The Woods at Polaris LLC and known as PID 31843201001001, being in the common line between Farm Lots 15 and 22, and being in the existing City of Columbus Corporation Line by Ordinance Number 499-03 and of record in Plat Cabinet 3, Slide 218;

Thence N 86° 38' 19" W, with the southerly line of said Ramos tract, being the northerly line of said Polaris tract, being said Farm Lot line, and being said corporation line, a distance of 217.37 feet to the southwesterly corner of said Ramos tract, being the southeasterly corner of that 5.01 acre tract deeded to Frank Otto and Martha Potter and known as PID

#31842302007000;

Thence N 03° 03' 36" E, with the easterly line of said Otto tract, being the westerly line of said Ramos tract, a distance of 450.84 feet to a point;

Thence S 86° 38' 19" E, across said Ramos tract, a distance of 217.37 feet to a point in the easterly line of said Ramos tract, being the westerly line of said Roten tract;

Thence S 03° 03' 36" W, with the easterly line of said Ramos tract, being the westerly line of said Roten tract, a distance of 450.84 feet to the True Point of Beginning, and containing 2.250 acres, more or less as calculated by the above courses, all of which lies within Farm Lot 22 of said Section, Township and Range.

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: 2032-2004

Drafting Date: 11/05/2004

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

Rezoning Application # Z04-050

APPLICANT: Elmore Company, LLC c/o Robert Howarth, Atty.; 471 East Broad Street; Suite 2001, Columbus, Ohio 43215.

PROPOSED USE: Multi-family residential development.

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

CITY DEPARTMENTS' RECOMMENDATION: Approval. The requested L-AR-12, Limited Apartment Residential District would permit limited multi-family residential development consistent with the zoning and land use patterns of the area and complies with recommendations of the *East Broad Street Study (2000)*.

Title

To rezone **8288 EAST BROAD STREET (43004)**, being 40.12± acres located on the north side of East Broad Street, 4200± feet east of Waggoner Road, **From:** R, Rural District, **To:** L-AR-12, Limited Apartment Residential District (Rezoning # Z04-050).

Body

WHEREAS, application #Z04-050 is on file with the Building Services Division of the Department of Development

requesting rezoning of 40.12± acres From: R, Rural District, To: L-AR-12, Limited Apartment Residential District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested L-AR-12, Limited Apartment Residential District would permit limited multi-family residential development consistent with the zoning and land use patterns of the area and complies with recommendations of the *East Broad Street Study (2000)*, 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:

8288 EAST BROAD STREET (43004), being 40.12± acres located on the north side of East Broad Street, 4200± feet east of Waggoner 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 Jefferson and bounded and described as follows:

Being a part of the 4th Quarter, of Township No. 1, Range 16, United States Military Lands, and being parts of Lots Numbers Three (3), Four (4), and Six (6) of Daniel Applegate's Subdivision, and more particularly bounded and described as follows:

Beginning at a point in the center of the Columbus and Granville Road south 82° 25' West 1904.50 feet distant from the west line of Licking County; thence north 4° 15' East 2393.20 feet to a stone; thence North 85° 30' West 949 feet to a stone in the east line of the Morrison land; thence North 4° 15' East 1857.70 feet to an iron pin in the south line of the Right of Way of the Baltimore and Ohio Railway line; thence along the said south line of said Right of Way south 87° 45' East 1668.40 feet to an iron pin in the northwest corner of Jared Boyd's land; thence with the west line of said Jared Boyd's land South 40° 21' West 4165.90 feet to the center of the said Columbus and Granville Road; thence with the center of said Road, South 82° 25' west 721.40 feet to the place of beginning, containing 110 acres of land.

EXCEPTING THEREFROM the following described Real Estate:

Beginning at the southeast corner of above described 110 acre tract, which is located in the center line of the Columbus and Granville Road, South 82° 25' West 1183.1 feet from the Franklin and Licking County line; thence with the east line of 110 acre tract, North 4° 22' East 1954.45 feet to an iron pipe; thence North 85° 30' West 220 feet to an iron pipe; thence south 4° 22' West 2001.91 feet to a point in the center line of the Columbus and Granville Road; thence with the center line of said Road North 82° 25' East 224.87 feet to the place of beginning, and containing 10 acres, more or less, and being the same premises conveyed to Germano Franciosa and Lucy Franciosa, dated October 18, 1943, and recorded in Deed Book 1204, page 57, Recorder's Office, Franklin County, Ohio.

EXCEPTING THEREFROM:

Approximately 0.80 acres conveyed by Elmore Company to the State of Ohio in Official Record 18618C20, Official Records, Franklin County, Ohio and being further described as follows:

Situated in the Township of Jefferson, County of Franklin and State of Ohio, and known as being in Section 4, Town 1, Range 16, and more fully bounded and described as follows:

PARCEL NO. 52-WD (HIGHWAY)

ALL RIGHT, TITLE AND INTEREST IN FEE SIMPLE, EXCLUDING LIMITATION OF ACCESS, IN THE FOLLOWING DESCRIBED PROPERTY

Beginning at the point in the centerline of East Broad Street marking a southwesterly corner of said Elmore Company tracts, and also marking the southeasterly corner of those tracts as conveyed to Crawford Farms by deed of record in Deed Book 3605, Page 440 (centerline Station 352 plus 80.30);

thence leaving said centerline, North 3 degrees 37 minutes 07 seconds East, along an easterly line of said Crawford Farms tracts, a distance of 71.46 feet to a point (70.00 feet left of centerline Station 352 plus 94.67);

thence North 82 degrees 01 minutes 30 seconds East, along a line parallel to and 70.00 feet northerly of, as measured at right angles, the centerline of East Broad Street, a distance of 497.62 feet to a point in the westerly line of that 10 acre tract as conveyed to Robert Masser by deed of record in Official Record 665G07 (70.00 feet left of centerline Station 357 plus 92.29);

thence South 3 degrees 44 minutes 00 seconds West, along said westerly line, a distance of 71.49 feet to a point in the centerline of East Broad Street marking the southwesterly corner of said 10 acre tract and also marking the southeasterly corner of said Elmore Company tracts (centerline Station 357 plus 77.78);

thence South 82 degrees 01 minutes 30 seconds West, along said centerline, a distance of 497.48 feet to the Place of Beginning, containing 0.800 of an acre, of which the existing right of way contains 0.377 of an acre, leaving a net take of 0.423 of an acre, more or less.

The bearings in the above description are based upon the centerline of East Broad Street as being North 82 degrees 01 minutes 30 seconds East.

Owners retain rights of ingress and egress to and from any residual area.

This description is based on a survey made under the direction and supervision of Lawrence E. Ball, Registered Surveyor No. 6878.

Said stations being the Station numbers as stipulated in the hereinbefore mentioned survey and as shown by plans on file in the Department of Transportation, Columbus, Ohio.

Owners claim title by instrument recorded in Volume 3412, at Page 278, of the Deed Records of Franklin County, Ohio.

FURTHER EXCEPTING THEREFROM:

Approximately 59.080 acres conveyed by Elmore Company to Samuel M. Baker and Theodore S. Bloom in Official Record 199806300162496, Official Records, Franklin County, Ohio and being further described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, being located in Quarter Township 4, Township 1, Range 16 of the United States Military Lands and being 59.080 acres out of that 100.00 acre tract of land as conveyed to the Elmore Company by deed of record in Deed Book 3412, Page 278, all references being to records of the Recorder's Office, Franklin County, Ohio and being more particularly bounded and described as follows:

Beginning for reference at the easterly Franklin County line, being the westerly Licking County line and the southerly right-of-way line of the B&O Railroad and P.C.C. and Saint Louis Railroad;

thence North 88° 18' 26" West, being along said southerly right-of-way line, a distance of 1146.35 feet to an iron pin found, being the northwesterly corner of that 42.007 acre tract as conveyed to TS Tech USA Corporation by deed of

record in Official Record 28261J07 at the True Point of Beginning for the tract herein intended to be described;

thence South 3° 43' 42" West, leaving said southerly right-of-way line and being along the westerly line of said 42.007 acre tract, a distance of 1203.93 feet to an iron pin set, being North 3° 43' 42" East, a distance of 229.97 feet from the southwesterly corner of said 42.007 acre tract;

thence leaving said westerly line and crossing said 100.00 acre tract, being along the meanderings of a ditch, the following seventeen (17) courses and distances:

South 64° 01' 22" West, a distance of 285.74 feet to a point;

South 52° 21' 56" West, a distance of 181.28 feet to a point;

North 86° 59' 39" West, a distance of 105.55 feet to a point;

South 51° 15' 16" West, a distance of 135.92 feet to a point;

South 88° 38' 03" West, a distance of 208.64 feet to a point;

South 50° 22' 21" West, a distance of 71.95 feet to a point;

South 25° 56' 32" West, a distance of 122.93 feet to a point;

South 80° 18' 13" West, a distance of 174.08 feet to a point;

North 51° 00' 21" West, a distance of 56.73 feet to a point;

North 16° 52' 51" East, a distance of 81.60 feet to a point;

North 57° 01' 16" West, a distance of 104.01 feet to a point;

South 58° 18' 06" West, a distance of 75.52 feet to a point;

South 10° 37' 19" West, a distance of 37.36 feet to a point;

South 64° 24' 37" West, a distance of 45.81 feet to a point;

North 86° 58' 16" West, a distance of 121.42 feet to a point;

North 59° 37' 22" West, a distance of 94.25 feet to a point; and,

South 59° 37' 51" West, a distance of 204.39 feet to an iron pin set, being North 3° 41' 56" East, a distance of 121.08 feet from an iron pin found in a northeasterly corner of that tract of land as conveyed to Reyno Holding Co. by deed of record in Official Record 30723107;

thence North 3° 41' 56" East, along an easterly line of said Reyno Holding Co. tract and the easterly line of that 30.923 acre tract as conveyed to Woods at Jefferson, Ltd. by deed of record in Instrument Number 199706110020713 (passing an iron pin found at 171.67 feet), a distance of 1735.41 feet to an iron pin found at the northeasterly corner of said 30.923 acre tract and the southerly right-of-way line of said B&O Railroad and Saint Louis Railroad;

thence South 88° 18' 26" East, being along the said southerly right-of-way line, a distance of 1667.29 feet to the True Point of Beginning, containing 59.080 acres of land, more or less.

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

The bearings are based on the same meridian as the bearings used in the metes and bounds description for a 293.794 acre tract described in the deed of record in Official Record 1689E17 in which the centerline of Waggoner Road has a bearing of North 30 25' 47" East.

To Rezone From: R, Rural District,

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

SECTION 2. That a Height District of sixty (60) feet is hereby established on the L-AR-12, Limited Apartment Residential District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-AR-12, Limited Apartment Residential District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled "**LIMITATION TEXT**," signed by Robert F. Howarth, Attorney, dated November 23, 2004, and the text reading as follows:

LIMITATION TEXT

PROPOSED DISTRICT:	L-AR-12
PROPERTY ADDRESS:	8288 E. Broad Street
OWNER:	Elmore Company, LLC
APPLICANT:	Elmore Company, LLC
DATE OF TEXT:	November 23, 2004
APPLICATION NUMBER:	Z04-050

1. **INTRODUCTION:** The subject Application is to rezone 40.12 +/- acres, located on the north side of East Broad Street, 4200 +/- feet east of Waggoner Road. Currently, the land is zoned R, Rural District. It is requested that it be rezoned to L-AR-12, Limited Aptment Residential District. To the west is a Limited Commercial District, L-C-4 and a Limited Apartment Residential District, L-AR-12. To the north is a single family subdivision in the L-R-2, Limited Residential District. The Columbus corporate boundary is on the east with Reynoldsburg to the south across Broad Street.
2. **PERMITTED USES:** Those permitted in Section 3333.02, AR-12, Apartment Residential District classification of the Columbus City Code.
3. **DEVELOPMENT STANDARDS:** Unless otherwise indicated in this written text, the applicable development standards are contained in Chapter 3333, AR-12, Apartment Residential District of the Columbus City Code.
 - A. Density, Height, Lot and/or Setback commitments
 1. The parking, loading, and maneuvering setback along East Broad Street shall be sixty (60) feet. The building setbacks along East Broad Street shall sixty (60) feet. There shall be no setback limitations along the northern boundary of the property contiguous to the parklands (See: C.3., below).
 2. Height District shall be sixty (60) feet as measured per the Columbus City Code.
 - B. Access, Loading, Parking and/or other traffic related commitments
 1. A Traffic Assessment Study will be conducted and approved by the necessary authorities before any construction is commenced on the property. The Owner agrees to implement the

results of the study.

C. Buffering, Landscaping, Open space and/or Screening commitments

1. A row of trees shall be planted within the setback area along East Broad Street containing one tree for every 30 feet of roadway frontage. Trees may be grouped or evenly spaced.
2. Unless otherwise specified, minimum size of all trees at planting shall be 2.5 inch caliper for deciduous, 5 feet high for evergreens, and 1.5 inch caliper for ornamental trees.
3. All trees and landscaping shall be well maintained. Dead items, weather permitting, shall be replaced within 6 months or the next available planting season, whichever occurs first.
4. Existing trees within 25' of the border of the property will be maintained.
5. Please refer to the Area Map, attached hereto as "Attachment 1". In accordance with Chapter 3318 of the Columbus Zoning Code and in lieu of any cash payment, the Owner agrees to deed to the City in fee simple, 3.6 acres located along the northern boundary of the subject property as follows:

1.) all of the land in the area marked "A" on Attachment 1.

2.) land east of Area A, along the northern boundary of the subject property, to include 50 ft. from the center line of the stream located in the northern extreme of the subject property.

Prior to any construction, Owner will:

- 1) cause a legal description of the 3.6 acres, as described above, to be prepared, and
 - 2) deed to the City of Columbus the subject 3.6 acres in fee simple as set forth in the legal description.
6. All parking areas along East Broad Street shall have headlight screening with a minimum height of 30 inches measured from the elevation of the nearest section of the adjacent parking area. Headlight screening shall be in the form of earthen mounding, evergreen hedge or walls or in any combination thereof.

D. Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments

1. Parking lot fixtures shall have a maximum height of 15 feet.

E. Streets

A ~~right-of-way~~ **public access roadway easement** for an internal east-west roadway and pedestrian/bicycle connections will be ~~preserved~~ **provided** to connect with Overmont on the east of the subject property.

F. Ditch/Water Path

Owner agrees to comply with all Columbus Code provisions and rules regarding the ditch/water path in the southern portion of the subject property and marked "B" on Attachment 1. Owner may construct a private roadway leading into the subject property from East Broad Street which may transverse said ditch/water path.

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

Legislation Number: 2068-2004

Drafting Date: 11/11/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND:

This legislation authorizes the Director of Public Utilities to enter into contract with Concrete Restoration Specialist LLC, Inc., for the construction services associated with the Sanitary System Rehabilitation-Clinton No. 2 Aerial Support Project, and to pay a maximum of \$334,400.00. This project is located within the Old Beechwold neighborhood located in the Clintonville community area.

2. FISCAL IMPACT:

The project accounts, from which funds are being transferred within this ordinance, are residual funds from a project that was funded through an OWDA Loan.

TitleTo authorize the Director of Public Utilities to enter into contract with Concrete Restoration Specialist LLC in connection with the Sanitary System Rehabilitation-Clinton No. 2 Aerial Support Project, to authorize the transfer and expenditure of \$334,400.00 from the 1991 Voted Sanitary Bond Fund; to amend the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage. (\$334,400.00)

BodyWHEREAS, the Director of Public Utilities publicly opened and read two competitive bids for the construction of the Sanitary System Rehabilitation-Clinton No. 2 Aerial Support Project received on October 27, 2004; and

WHEREAS, it is necessary for City Council to authorize the Director of the Department of Public Utilities to award and execute a contract and to fund the payment of construction administration services for the Sanitary System Rehabilitation-Clinton No. 2 Aerial Support Project; and to authorize the transfer of the required funds within the 1991 Voted Sanitary Bond Fund; at the earliest practicable date, 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 \$334,400.00 from within the 1991 Voted Sanitary Bond Fund No. 664, for the Division of Sewerage and Drainage as follows:

FROM:

650467-Broad St. Sewer Separation| \$334,400.00

TO:

650404-Sanitary System Rehabilitation| \$334,400.00

Section 2. 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 3. That the Director of Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the Sanitary System Rehabilitation-Clinton No. 2 Aerial Support Project, with the lowest and best bidder, Concrete Restoration Specialist LLC, 7181 Chagrin Falls, Ohio 44023, in the amount of \$334,400.00 in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage.

Section 4. That for the purpose of paying the cost of construction contract, together with inspection and prevailing wage coordination services for the improvements, the expenditure of \$334,400.00, or as much thereof as may be needed, is hereby authorized within the 1991 Voted Sanitary Bond Fund No. 664| Project: Sanitary System Rehabilitation| Proj. No.: 650404| OCA Code 655266| Object Level Three No.: 6630| Amount:\$334,400.00.

Section 5. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, in order to provide sufficient budget authority for the execution of the subject construction contract award:

CURRENT:

Project 650620-Lockbourne Road Sanitary Assessment - \$498,443.00 - Voted 1991
Project 650404-San. Sys. Rehab.-Clinton No. 3 Aerial - \$0.00

AMENDED TO:

Project 650620-Lockbourne Road Sanitary Assessment - \$164,043.00 - Voted 1991
Project 650404-San. Sys. Rehab.-Clinton No. 3 Aerial - \$334,400.00 - Voted 1991

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

Legislation Number: 2103-2004

Drafting Date: 11/15/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance makes appropriations for the 12 months ending December 31, 2005 for the Sinking Fund - Bond and Note Retirement Funds. The appropriation authority allows the Trustees of the Sinking Fund to make general obligation debt service payments.

Title

To make appropriations for the 12 months ending December 31, 2005 for the Sinking Fund - Bond Note Retirement Funds, and to declare an emergency.

Body

WHEREAS, the matter herein provided for constitutes an emergency, in that it is immediately necessary to appropriate funds for the Sinking Fund - Bond and Note Retirement Funds for the 12 months beginning January 1, 2005 in order that funds may be legally expended, and for the immediate preservation of the public health, peace, property, safety and welfare of the City of Columbus; Now, Therefore:

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

SECTION 1. That from the monies in the funds known as the Sinking Fund, Bond and Note Retirement Funds, in the custody of the Sinking Fund Trustees, and from all monies estimated to come into said funds during the year ending December 31, 2005, the following amounts are appropriated for the payment of the principal and interest on bonds and notes coming due during the year of 2005, and administrative expenses therefore, and the Council hereby confers upon the Sinking Fund the responsibility of administering the principal and interest payments on outstanding bond and note debt.

REQUIREMENTS FOR DEBT SERVICE (refer to attachment Ord# 2103-2004 RequirementsForDebt Service.xls)

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

Legislation Number: 2108-2004

Drafting Date: 11/15/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance makes appropriations and authorizes transfers for the 12 months ending December 31, 2005, in various divisions and departments for selected funds other than the General Fund.

Title

To make appropriations for the 12 months ending December 31, 2005, for selected other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

Body

WHEREAS, the matter herein provided for constitutes an emergency in that it is immediately necessary to appropriate funds for the various city departments for the 12 months beginning January 1, 2005, and ending December 31, 2005, and

WHEREAS, the matter herein constitutes an emergency in that it is immediately necessary to appropriate and authorize the transfer of these funds for the immediate preservation of the public health, peace, property, safety and welfare; Now Therefore:

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

SECTION 1. That from the monies in the fund known as the Recreation and Parks Debt Service Fund, Fund No. 411, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the Object Level Ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 22-01 - City Auditor

Object - 10
Purpose - Debt Transfer
Amount - \$ 785,681

Total - \$ 785,681

SECTION 2. That from the monies in the fund known as the Hotel-Motel Tax Fund, Fund No. 231, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the Object Level 1's for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 20-01 - City Council

Object - 03
Purpose - Services for Operation and Maintenance
Amount - \$ 7,019,944

Total - \$ 7,019,944

SECTION 3. That from the unappropriated monies in the fund known as the Franklin County Convention Facilities Authority Fund, Fund No. 282, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005, for the payment of lease expenses to the Franklin County Convention Facilities Authority:

Division No. 45-01 - Department of Finance

OCA - 280974
Object - 03
OL3- 3301
Purpose - Lease
Amount- \$6,485,541

Total - \$6,485,541

SECTION 4. That from the unappropriated monies in the fund known as the Capitol South Fund, Fund No. 481, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005:

Division No. 45-01 - Department of Finance

OCA - 901133
Object - 10
OL3- 5501
Purpose - Debt Transfer
Amount- \$1,497,973

Total - \$1,497,973

SECTION 5. That from the unappropriated monies in the Airport Operating Fund, Fund No. 944, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2005, there be and hereby are appropriated for the Object Level Ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2005:

Division No. 60-10 - Airports

OCA - 660036
Object - 04
OL3- 4410
Purpose - Bond Principal Payment
Amount- \$4,845,000

OCA - 660036
Object - 07
OL3- 7411
Purpose - Bond Interest Payment
Amount- \$377,494

Total - \$5,222,494

SECTION 6. That from the monies in the funds known as the Sewer System Revenue Bond Reserve Fund and Water System Revenue Bond Reserve Fund, and from all monies estimated to come into said funds from any and all sources during 2005, there be and hereby are appropriated the following sums:

Sewer Division 60-05 - Fund 656 Sewer System Revenue Bond Fund

OCA - 605824
Object - 04
OL3- 4407
Purpose - Bond Principal Payment
Amount- \$11,895,000

OCA - 605824
Object - 07
OL3- 7408
Purpose - Bond Interest Payment
Amount- \$6,151,250

Total - \$18,046,250

Water Division 60-09 - Fund 601 Water System Revenue Bond Fund

OCA - 602987
Object - 04
OL3- 4407
Purpose - Bond Principal Payment
Amount- \$5,400,000

OCA - 602987
Object - 07
OL3- 7408
Purpose - Bond Interest Payment
Amount- \$1,958,000

Total - \$7,358,000

SECTION 7. That from the unappropriated monies in the fund known as the Special Income Tax Fund, Fund No. 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005, for the payment of principal and interest on outstanding notes and bonds, bond and note issuance costs, bond counsel costs, lease payments to Franklin County for the City's share of debt service on the county workhouse, and tipping fees:

Division No. 22-01 - City Auditor

OCA - 220749
Object - 04
OL3- 4425
Purpose - OPWC
Amount- \$320,000

OCA - 901975
Object - 10
OL3- 5501

Purpose - Bond Principal Payment
Amount- \$71,358,945

OCA - 901983
Object - 10
OL3- 5501
Purpose - Bond Interest Payment
Amount- \$37,147,783

Total - \$108,826,728

Division No. 59-02 - Refuse Collection

OCA - 592220
Object - 03
OL3- 3389
Purpose - Tipping Fee- Refuse Disposal
Amount- \$12,187,000

Total - \$12,187,000

Division No. 24-01 - City Attorney

OCA - 240259
Object - 03
OL3- 3324
Purpose - Bond Counsel Expense
Amount- \$125,000

Total - \$125,000

Division No. 45-01 - Finance Department

OCA - 450148
Object - 03
OL3- 3336
Purpose - Professional Services
Amount- \$120,000

OCA - 450148
Object - 03
OL3- 3352
Purpose - Printing Costs
Amount- \$25,000

OCA - 450148
Object - 03
OL3- 3353
Purpose - Advertising
Amount- \$10,000

OCA - 450148
Object - 03
OL3- 3348

Purpose - Banking/Financial/Bond Services *
Amount- \$70,000

OCA - 450148
Object - 03
OL3- 3332
Purpose - Subscriptions
Amount- \$2,500

Total - \$227,500

** Variable rate storm debt and 1996 variable rate debt*

Division No. 59-07 - Facilities Management

OCA - 281220
Object - 04
OL3- 4410
Purpose - Municipal Court Debt Principal
Amount- \$870,000

OCA - 281220
Object - 07
OL3- 7411
Purpose - Municipal Court Debt Interest
Amount- \$45,675

Total - \$915,675

SECTION 8. That from the unappropriated monies in the fund known as the Easton TIF Debt Service Fund, Fund No. 401, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005:

Division No. 44-01 - Development

OCA - 901401
Object - 10
OL3- 5501
Purpose - Debt Transfer
Amount- \$1,953,308

Total - \$1,953,308

SECTION 9. That from the unappropriated monies in the fund known as the Polaris TIF Debt Service Fund, Fund No. 402, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005:

Division No. 59-01 - Public Service Director

OCA - 442131
Object - 10
OL3- 5501

Purpose - Debt Transfer
Amount- \$1,089,043

Total - \$1,089,043

SECTION 10. That from the unappropriated monies in the fund known as the Brewery District TIF Debt Service Fund, Fund No. 409, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005:

Division No. 22-01 - City Auditor

Object - 10
OL3- 5501
Purpose - Debt Transfer
Amount- \$136,000

Total - \$136,000

SECTION 11. That from the unappropriated monies in the fund known as the Waggoner Road TIF Debt Service Fund, Fund No. 410, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2005:

Division No. 22-01 - City Auditor

Object - 10
OL3- 5501
Purpose - Debt Transfer
Amount- \$60,000

Total - \$60,000

SECTION 12. That the monies in the foregoing Sections 1 through 11 shall be paid upon the order of the respective departments for which the appropriations are made except that small claims may be paid as authorized by Chapter 335 of the Columbus City Code, 1985, as amended; and except that payments or transfers between departments, divisions or funds of the City may be made by the City Auditor; that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pensions, dental insurance, and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance or City Auditor; that the monies appropriated in the foregoing Section 1 shall be paid upon the order of the City Auditor; that the monies appropriated in the foregoing Section 2 shall be paid upon the order of the President of Council or City Clerk; that the monies appropriated in the foregoing Sections 3 and 4 shall be paid upon the order of the Director of the Department of Finance; that the monies appropriated in the foregoing Section 5 shall be paid upon the order of the Public Utilities Director; that the monies appropriated in the foregoing Section 6 shall be paid by upon the order of the Director of the Department of Public Utilities, that the monies appropriated in the foregoing Section 7 shall be paid by upon the order of the City Auditor or the City Attorney or the Director of the Department of Finance or the Director of the Department of Public Safety or the Director of the Department of Public Service; that the monies appropriated in the foregoing Sections 8, 9, 10 and 11 shall be paid by upon the order of the Director of Development, the Director of Public Service or the City Auditor and that no order shall be drawn or money paid except upon voucher, the form of which shall be approved by the City Auditor.

SECTION 13. Except in the matter of payrolls providing for the payment of salaries of officers and employees

regularly employed by the City and extraordinary emergencies, no warrant shall be issued in liquidation of vouchers, unless the department contracting the expense shall have first obtained an order duly certified that there are sufficient funds appropriated to the credit of the proper fund from which the expenditure is to be made, which certificate must be obtained prior to the incurrence of the obligation, and the head of any department or division authorized to contract expenditures will be held personally responsible for any obligation incurred contrary to the provisions of this section. Such certificate shall not be issued for obligations pertaining to "Capital Outlay" in programs or activities funded by federal or state categorical grants without the prior approval of the Director of the Department of Finance.

SECTION 14. That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each subdepartment's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and subdepartment, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the several department heads as granted in Sections 8, 9, 10 and 11 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification; provided, however, that transfers may be made from one Object Level 1 to another, within any one department or division. Transfers of sums exceeding \$25,000.00 shall be authorized only by resolution of Council. Transfers of sums of \$25,000.00 or less, shall only be approved pursuant to a letter over the signatures of the head of the department, the Director of the Department of Finance, the City Auditor, and the Chairman of the Committee of Finance and Administration.

SECTION 15. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years obligations from current appropriations up to a maximum of \$25,000.00 per obligation.

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

Legislation Number: 2110-2004

Drafting Date: 11/16/2004

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

The City of Columbus Planning Division has been helping to facilitate an area rezoning for certain portions of the Merion Village and Hungarian Village neighborhoods. This initiative was undertaken in response to requests from the Merion Village Civic Association and the Hungarian Village Civic Association. The intent of the rezoning is to establish a zoning classification that more accurately reflects the existing land use pattern in the area. While single and two-family residential is the predominate use in the Merion Village and Hungarian Village neighborhoods, the principal zoning classification is R4 Residential (1-4 family). The rezoning would reclassify most of the area to R2F Residential (1-2 family), affecting nearly 2,500 parcels. If the rezoning is approved, over 90% of the area would conform with the existing land use. This area rezoning is a recommendation of *The Southside Plan*, which was adopted by City Council in October 2002. The proposed rezoning has been endorsed by the Council of South Side Organizations and recommended for adoption by the Development Commission.

FISCAL IMPACT:

No funding is required for this legislation.

Title

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

Body

WHEREAS, Merion Village and Hungarian Village are contiguous south side neighborhoods that are unique and valued parts of the City of Columbus by virtue of their residential character, architectural scale, and population density; and

WHEREAS, much of the Merion Village and Hungarian Village neighborhoods are currently zoned R4 Residential, which permits residential development at a scale and density that is inconsistent with existing development pattern; and

WHEREAS, it is necessary and appropriate for the general welfare of the City of Columbus to undertake a rezoning to promote home ownership, preserve the neighborhoods' character, and protect the existing value of single and two-family properties; and

WHEREAS, all affected property owners and those within 125 feet of the area to be rezoned were notified by mail of an informational public meeting and the Development Commission policy meeting; and

WHEREAS, the Council of South Side Organizations endorsed the proposed rezoning and the Development Commission voted to recommend approval by City Council; **now, therefore,**

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

Section 1. That the Official Zoning Map for the City of Columbus (Ord. 577-84; Ord. 1272-01 §1 (part); Ord. 179-03 § 1; Ord. 1284-04 § 3.) be revised by changing the zoning of the property as described below from R4 Residential and C4 Commercial to R2F Residential.

LEGAL DESCRIPTION

Beginning at a point in the south right-of-way of Whittier St. and the west right-of-way of the alley west of Parsons Ave.;

1. Thence along the west right-of-way S 3° 18' 49" W 514.4' to the south right-of-way of Siebert St.,
2. Thence S 85° 34' 24" E 18.4' to the west right-of-way of the first alley west of Parsons Ave.;
3. Thence along the west right-of-way S 3° 56' 4" W 870.5' to the south right-of-way of Deshler Ave.
4. Thence S 85° 9' 21" E 11.2' to the west right-of-way of the first alley west of Parsons Ave.;
5. Thence along the west right-of-way S 3° 48' 24" W 1148.5' to the south right-of-way of Gates St.,
6. Thence along the west right-of-way S 3° 21' 59" W 639.9' to the south right-of-way of Frebis Ave.,
7. Thence along the west right-of-way S 3° 9' 17" W 292.6' to the south right-of-way of Moler Ave.,
8. Thence N 86° 10' 6" E 516.5' along the south right-of-way of Moler Ave.,
9. Thence S 2° 52' 58" E 51 320' to the south right-of-way of Sheldon Ave.,
10. Thence along the south right-of-way S 85° 43' 27" E 493.7' to the west right-of-way of Goethe Ave.,

11. Thence along the west right-of-way S 3° 34' 11" W 1073' to the south right-of-way of Markison St.,
12. Thence along the west right-of-way S 3° 32' 44" W 1350.9' to the south right-of-way of Woodrow Ave.,
13. Thence along the west right-of-way S 2° 55' 29" W 330.0' to the north right-of-way an unnamed alley,
14. Thence along the north right-of-way of unnamed alley N 85° 56' 6" W 324.5' to the centerline of Washington Ave.,
15. Thence along the centerline of N 3° 48' 50" E 13.6' to the north right-of-way of Stanaford Pl.,
16. Thence N 85° 58' 47" W 605.0' to the north right-of-way an unnamed alley,
17. Thence N 88° 17' 27" W 347.0',
18. Thence S 86° 25' 25" W 309.1',
19. Thence N 86° 48' 01" W 615.6' to the centerline of Fifth St.
20. Thence N 00° 00' 00" W 11.1' to the north right-of-way an unnamed alley,
21. Thence along the north right-of-way of unnamed alley N 86° 00' 27" W 447.1'
22. Thence N 86° 41' 30" W 464.0', to the unnamed alley east of High St.,
23. Thence along the east right-of-way of unnamed alley N 3° 06' 28" W 357.2' to the north right-of-way of Woodrow Ave.,
24. Thence N 87° 12' 26" W 66.2',
25. Thence N 5° 18' 52" E 139.0' to the east right-of-way an unnamed alley,
26. Thence N 3° 06' 14" E 745.1' to the north right-of-way an unnamed alley south of Welch Ave.,
27. Thence N 84° 33' 34" W 34.2',
28. Thence N 4° 26' 11" E 187.8' to the north right-of-way of Welch Ave.,
29. Thence N 86° 59' 14" W 46.4', to the vacated east right-of-way of an unnamed alley,
30. Thence N 3° 46' 41" E 258.3' to the north right-of-way of Markison Ave.,
31. Thence S 86° 49' 12" E 19.5' to the east right-of-way an unnamed alley,
32. Thence N 1° 58' 57" E 369.6' to the north right-of-way of Southwood Ave.,
33. Thence S 86° 42' 28" E 275.1' to the east right-of-way of Third St.,
34. Thence N 3° 15' 31" E 377.1' to the north right-of-way of Jenkins Ave.,
35. Thence N 86° 41' 20" W 324.8', to the east right-of-way of Pearl St.,

36. Thence N 3° 16' 03" E 626.2',
37. Thence N 2° 08' 12" W 598.8' to the north right-of-way of Hanford St.,
38. Thence S 78° 08' 15" E 44.5', to the east right-of-way of Pearl St.,
39. Thence N 1 14' 47" W 821.9' to the north right-of-way of Nursery Alley,
40. Thence S 85° 06' 03" E 235.1' to the east right-of-way of City Park,
41. Thence N 5 12' 38" W 22.5' to the north right-of-way of Nursery Alley,
42. Thence S 85° 06' 03" E 1245.2' to the east right-of-way of Blackberry Alley,
43. Thence N 3 48' 50" E 1574.7' to the south right-of-way of Whittier St.,
44. Thence S 85° 24' 42" E 1651.2' along right-of-way to place of beginning.

This description was prepared from records and does not represent an actual survey.

Exceptions from the Legal Description

The following parcels along City Park Avenue:

010-013173
010-054596

The following parcels along Frebis Avenue:

010-015787
010-015818
010-022205
010-022209
010-022210
010-034763
010-051356
010-252846

The following parcels along Fourth Street:

010-000392
010-001571
010-005800
010-005934
010-020948
010-020967
010-022298
010-023378
010-027541
010-033109
010-033432
010-033433
010-033438
010-041001

010-049250
010-049251
010-050111

The following parcels along Hanford Street:

010-064847
010-224493

The following parcels along High Street:

010-014176
010-029825
010-031548
010-031549
010-031550
010-037149

The following parcels along Jenkins Avenue:

010-003599
010-019976
010-019985
010-077925

The following parcels along Mithoff Street:

010-033459
010-047424
010-049946
010-063621
010-063622
010-190915

The following parcels along Moler Avenue:

010-037613
010-045081
010-046829
010-051355

The following parcels along Pearl Street:

010-094928

The following parcels along Third Street:

010-014499

The following parcels along Thurman Avenue:

010-006437
010-006439

The following parcels along Washington Avenue:

010-030574
010-030686
010-034812
010-041245

The following parcels along Welsh Avenue:

010-028797
010-028880

The following parcels along Whittier Street:

010-005612
010-013307
010-043749

The following parcels along Woodrow Avenue:

010-027221
010-032945
010-050122
010-094927

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the property zoned R2F Residential.

Section 3. That the Director of the Department of Development be, and is hereby authorized and directed to make said changes on the said Official Zoning Map for 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.

Legislation Number: 2135-2004

Drafting Date: 11/18/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded grant funds from the U.S. Department of Homeland Security in the amount of \$463,000. This legislation authorizes a contract with Battelle for \$49,996 for the period February 1, 2005 through October 31, 2005.

The purpose of this contract is to provide nuclear and radiological capacity assessment services in the event of a mass casualty incident in central Ohio.

Bid solicitation SA001347 was posted on the City of Columbus website Monday, October 25 and concluded Monday, November 1, 12:00 noon. Battelle was the sole responder and has the expertise and experience required in conducting the services needed for this project.

FISCAL IMPACT: The funds for this contract are budgeted and available in the Health Department Grants Fund, Metropolitan Medical Response System Grant, Fund 251.

Title

To authorize and direct the Board of Health to enter into a contract with Battelle and to authorize the expenditure of \$49,996 from the Health Department Grants Fund. (\$49,996)

Body

WHEREAS, \$463,000 in grant funds have been made available through the U.S. Department of Homeland Security for the period of October 1, 2004 through March 31, 2006; and,

WHEREAS, it is necessary to enter into a contract with Battelle for nuclear and radiological capacity assessment services in the event of a mass casualty incident in central Ohio for the period February 1, 2005 through October 31, 2005, and;

WHEREAS, it has become necessary in the usual daily operation of the Health Department in that it is necessary to authorize a contract with Battelle for the preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into contract with Battelle for the period of February 1, 2005 through October 31, 2005.

SECTION 2. That to pay the cost of said contract the expenditure of \$49,996 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Division No. 50-01, Grant No. 505051, OCA Code 505051, Object Level One 03, Object Level Three 3336.

SECTION 3. That the provision of Section 329.11 of the Columbus City Code is hereby met.

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

Legislation Number: 2141-2004

Drafting Date: 11/18/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation/Background: This legislation authorizes the Transportation Division to enter into a contract for \$3,036,633.34 for the Resurfacing 2004 Project 4 (OPWC) project and to pay construction inspection costs up to \$364,396.00. This improvement details the planing and resurfacing of various streets and the construction of Americans with Disabilities Act (ADA)-conforming wheelchair ramps. This project has been given 180 calendar days for completion. The project was advertised in the Columbus City Bulletin and Dodge Reports and by the Builders Exchange and was let by the Transportation Division. Seven bidders/suppliers were solicited (6 majority, 1 minority) and six bids were received (6 majority, 0 minority) and tabulated on November 4, 2004 as follows:

Contractor / Bid

Strawser Paving Company, Incorporated / \$3,036,633.34

Columbus Asphalt Pavement Company / \$3,123,750.10

Decker Construction Company / \$3,138,820.94

Shelly and Sands, Incorporated / \$3,162,788.42

The Shelly Company / \$3,232,466.81

Miller Pavement Maintenance / \$3,247,741.14

The Transportation Division recommends that the contract be awarded to Strawser Paving Company, Incorporated, contract compliance #31-4412354 (expiring July 15, 2005), for the lowest, best, most responsive and most responsible bid. The Notice to Proceed will be issued in March 2005.

Fiscal Impact: The Transportation Division budgeted \$15.5 million in the 2004 Capital Budget for resurfacing. The total cost for this contract including construction inspection is \$3,401,029.34. Ohio Public Works Commission funding is available in the amount of \$120,107.63 for wheelchair ramp construction associated with this project. The City-funded portion of the total expense is \$3,280,921.71 and is budgeted within 2004 Capital Improvements Budget in the Resurfacing

project in the 1995, 1999 Voted Streets and Highways Fund. This ordinance transfers the City match money to the Local Transportation Improvement Program Fund, appropriates the City match and OPWC money within that Fund and authorizes the contract expenditure. Previously passed current year ordinances for resurfacing authorized \$3,674,091.10 for Resurfacing 2004 Project 1 (Ordinance 0967-2004); \$4,315,092.00 for Resurfacing 2004 Project 2 (Ordinance 1215-2004); and \$5,435,271.00 for Resurfacing 2004 Project 3 (Ordinance 1894-2004). The City of Columbus monies authorized for expenditure in connection with these three contracts and the pending contract totals \$12,890,975.51.

TitleTo authorize the City Auditor to transfer \$3,280,921.71 from the 1995, 1999 Voted Streets and Highways Fund to the Local Transportation Improvement Fund; to appropriate \$3,401,029.34 within the Local Transportation Improvement Fund; to authorize the Public Service Director to enter into contract with Strawser Paving Company, Incorporated, for the Resurfacing 2004 Project 4 (OPWC) project for the Transportation Division and to authorize the expenditure of \$3,401,029.34 or so much thereof as may be necessary from the Local Transportation Improvement Fund. (\$3,401,029.34)

BodyWHEREAS, bids were received and tabulated on November 4, 2004 for the Resurfacing 2004 Project 4 (OPWC) project and a satisfactory bid has been received; and

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

WHEREAS, the Transportation Division recommends acceptance of the lowest, best, most responsive and most responsible bid submitted by Strawser Paving Company, Incorporated; and

WHEREAS, the contract should be awarded so that construction can commence in April, 2005, for the Transportation Division, Public Service Department; now, therefore

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

SECTION 1. That the City Auditor be and hereby is authorized to transfer \$3,280,921.71 between projects within Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Transportation Division, as follows:

TRANSFER FROM:

Fund / Project # / Project / O.L. 01/O.L. 03 Codes / OCA Code / Amount
704 / 530282 / Resurfacing / 06/6631 / 644385 / \$3,280,921.71

Total transfer from: \$3,280,921.71

TRANSFER TO:

Fund / Grant # / Grant / O.L. 01/O.L. 03 Codes / OCA Code / Amount
704 / 530282/ Resurfacing / 10/5501 / 644385 / \$3,280,921.71

Total transfer to: \$3,280,921.71

SECTION 2. That monies be transferred between funds as follows:

TRANSFER FROM:

Fund / Project # / Project / O.L. 01/O.L. 03 Codes / OCA Code / Amount
704 / 530282 / Resurfacing / 10/5501 / 644385 / \$3,280,921.71

Total transfer from: \$3,280,921.71

TRANSFER TO:

Fund/ Grant #/ Grant/ O.L. 01/O.L. 03 Codes/ OCA Code/ Amount
763 / 563001 / Resurfacing / 80/0886 / 563001 / \$3,280,921.71

Total transfer to: \$3,280,921.71

SECTION 3. That the sum of \$3,401,029.34 be and hereby is appropriated from the unappropriated balance of the Local Transportation Improvement Program Fund, Fund 763, 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 Department No. 59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6631, OCA Code 563001 and Grant 563001.

SECTION 4. That the monies appropriated within the foregoing Section 3 shall be paid upon order of the Public Service Director and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 5. That the Public Service Director be and hereby is authorized to enter into a contract with Strawser Paving Company, Incorporated, 1595 Frank Road, Columbus, Ohio 43223 for the Resurfacing 2004 Project 4 (OPWC) project in the amount of \$3,036,633.34 for the Transportation Division for the Transportation Division in accordance with the specifications and plans on file in the office of the Public Service Director, which are hereby approved, and to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$364,396.00 therefore.

SECTION 6. That for the purpose of paying the cost of the contract and inspection, the sum of \$3,401,029.34 or so much thereof as may be needed is hereby authorized to be expended from the Local Transportation Improvement Project Fund, Fund 763, Transportation Division, Department No. 59-09, Object Level One Code 06, Object Level Three Code 6631, OCA Code 563001 and Grant 563001.

SECTION 7. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 2146-2004

Drafting Date: 11/18/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation:Background: This legislation authorizes the Transportation Division to enter into a contract in an amount up to \$50,000.00 for the 2004 Bridge Cleaning and Sealing project. This improvement details the cleaning and sealing of various bridge structures for which the City has responsibility. It is estimated that the Notice to Proceed will be issued on or about February 1, 2005. The contractor has been given 150 calendar days from issuance of the notification to proceed in which to complete this project. The project was advertised in the Columbus City Bulletin and Dodge Reports and by the Builders Exchange and was let by the Transportation Division. Fourteen bidders/suppliers were solicited (11 majority, 3 minority) and four bids were received (3 majority, 1 minority) and tabulated on September 24, 2004 as follows:

Bidder / Bid Amount

McDaniel's Construction Company, Incorporated / \$52,782.62*

Contract Sweepers and Equipment Company / \$52,797.36
Jred Mobile Power Wash / \$61,215.00
The Righter Company / \$106,997.00

*MBE

It is recommended that award of the contract be made to McDaniel's Construction Company, Incorporated, cc# 31-1145406 (expires May 17, 2007) for the lowest, best, most responsive and most responsible bid.

Fiscal Impact: The Transportation Division budgeted \$981,000 in the 2004 Capital Improvements Budget for City Bridge Rehabilitation. The Transportation Division has legislated nearly \$700,000 so far this year for various bridge projects including rehabilitation, design and engineering. This ordinance authorizes \$50,000 from the 1995, 1999 Voted Streets and Highways Fund for cleaning and sealing of various bridge structures.

TitleTo authorize the Public Service Director to enter into a contract with McDaniel's Construction Company, Incorporated, for the Bridge Cleaning and Sealing - 2004 project for the Transportation Division and to authorize the expenditure of \$50,000.00 from the 1995, 1999 Voted Streets and Highways Fund. (\$50,000.00)

Body**WHEREAS**, bids were received and tabulated on September 24, 2004 for the Bridge Cleaning and Sealing project and a satisfactory bid has been received; and

WHEREAS, the contract must be awarded to allow for its performance; now, therefore

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

SECTION 1. That the Public Service Director be and hereby is authorized to enter into a contract with McDaniel's Construction Company, Incorporated, for the Bridge Cleaning and Sealing - 2004 project for the Transportation Division in the amount of \$50,000.00 in accordance with the plans and specifications on file in the Office of the Transportation Division Administrator, which are hereby approved.

SECTION 2. That the expenditure of \$50,000.00, or so much thereof as may be necessary, be and hereby is authorized from Fund 704, 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 530301 for this purpose.

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

Legislation Number: 2165-2004

Drafting Date: 11/22/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation November 1, 2004

BACKGROUND: The purpose of this legislation is to authorize the Board of Health to enter into various contracts for the Health Department's facility located at 240 Parsons Ave. A contract with ES Architecture & Development, Inc., for \$10,000.00 is needed for architectural services and a \$7,183.00 contract with KNS Services, Inc., for electrical services is needed for the Health Department located at 240 Parsons Avenue. A summary of the bid information is as follows:

Total MBE/FBE/MBR Non-Certified
Vendors Ve

SO016460 posted from Bids received	1	0	1
11/05/04-11/11/04 Contract awarded	1	0	1
SO016598 posted from Bids received	2	0	2
11/11/04-11/16/04 Contract awarded	1	0	1

This ordinance is requested as an emergency to allow for the timely procurement of needed services, thereby allowing the project to proceed without delay.

The contract compliance number for ES Architecture & Development, Inc. is 31-1448505. The contract compliance number for KNS Services, Inc. is 31-1460220.

FISCAL IMPACT: This capital improvement project expenditure is budgeted within The Blind School Renovation Project, Fund 706.

Title

To authorize the Board of Health to enter into contracts with ES Architecture & Development, Inc. for architectural services (\$10,000) and KNS Services, Inc. for electrical services (\$7,183); to authorize the expenditure of \$17,183.00 from the Voted 1999 Health Renovation Fund; and to declare an emergency. (\$17,183.00)

Body

WHEREAS, a need exists for architectural and electrical services for the Health Department located at 240 Parsons Avenue; and,

WHEREAS, ES Architectural & Development, Inc. was determined to be the lowest and most responsive and responsible bidder to SO016460 and KNS Services, Inc., was determined to be the lowest and most responsive and responsible bidder to SO016598; and,

WHEREAS, the timely procurement of needed services will allow the project to proceed without delay; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into contracts with ES Architecture & Development, Inc. and KNS Services, Inc. for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized to enter into contract for \$10,000.00 with ES Architecture & Development, Inc. for architectural services for the Blind School Renovation Project.

SECTION 2. That the Board of Health is hereby authorized to enter into contract for \$7,183.00 with KNS Services, Inc. for electrical services for the Blind School Renovation Project.

SECTION 3. That the expenditure of \$17,183.00 is hereby authorized from the Health Renovation Fund, Fund No. 706, Project No. 570053, Department of Health, Division No. 50, Object Level One 06, Object Level Three 6620, OCA No. 597013.

SECTION 4. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

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

Legislation Number: 2181-2004

Drafting Date: 11/23/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The City of Columbus, Ohio is the holder of certain sanitary sewer easement rights, located in the vicinity of Marcum Road and Mariposa Street, by virtue of a recorded deed of easement. The subject real property is more fully described within the body of this legislation. Lifestyle Communities, has requested the City release the aforementioned sewer easement. After investigation, the Department of Public Utilities has determined that the intended sewer was never installed and that the release of the aforementioned easement will not adversely affect the City and therefore should be granted. The following legislation authorizes the Director of the Department of Public Utilities to execute those instruments necessary to release the subject sewer easement in exchange for replacement easements previously granted to the City.

Fiscal Impact: N/A

Emergency Justification: N/A

Title

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain City held sewer easements, located in the vicinity of Marcum Road and Mariposa Street, at the request of Lifestyle Communities, in exchange for replacement easements previously granted to the City.

Body

WHEREAS, the City of Columbus, Ohio is the holder of certain sanitary sewer easement rights, located in the vicinity of Marcum Road and Mariposa Street, by virtue of a recorded deed of easement; and

WHEREAS, Lifestyle Communities, the subject real property owner, has requested that the aforementioned sewer easement be released; and

WHEREAS, the City has previously been granted replacement easements for the subject development area; and

WHEREAS, after investigation, the Department of Public Utilities has determined that the intended sewer was never installed and that the release of the aforementioned easement will not adversely affect the City and therefore should be granted, now, therefore:

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

Section 1. That the Director of the Department of Public Utilities be, and hereby is authorized to execute those documents, prepared by the Department of Law, Real Estate Division, necessary to release certain sanitary easement rights in and to the following described real property, acquire by virtue of a deed of easement recorded in Official Records, Recorded Instrument Number 200005220100083 in the Recorder's Office, Franklin County, Ohio, to wit:

3.814 Acres
CC11692

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 4, Township 1, Range 16, United States Military Lands and Being all out of that tract as conveyed to Reyno Holding Co. of record in Official Record 30723107 (all deed references refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows:

Beginning, for reference at the southeast corner of Lot 153 of that plat entitled "The Woods At Jefferson Section 3," of record in Plat Book 85, Pages 56 and 57;

Thence South 86°24'53" East, across the Grantor's tract, a distance of 99.42 feet to a point;

Thence South 03°35'07" West, continuing across the Grantor's tract, a distance of 4.37 feet to the True Point of Beginning;

Thence across the Grantor's tract the following courses:

South 06°40'36" East, a distance of 386.07 feet to a point;

South 54°37'57" East, a distance of 502.67 feet to a point;

North 57°01'33" East, a distance of 178.60 feet to a point;

North 67°10'52" East, a distance of 198.52 feet to a point;

South 87°08'46" East, a distance of 582.72 feet to a point;

North 31°35'06" East, a distance of 100.56 feet to a point in the Grantor's northerly line;

Thence South 86°19'20" East, with said northerly line, a distance of 771.97 feet to the Grantor's northeasterly corner;

Thence South 03°28'21" West, with the Grantor's easterly line, a distance of 60.00 feet to a point;

Thence across the grantor's tract, the following courses;

North 86°19'20" West, a distance of 735.85 feet to a point;

South 31°35'06" West, a distance of 99.98 feet to a point;

North 87°08'46" West, a distance of 604.58 feet to a point;

South 67°10'52" West, a distance of 179.52 feet to a point;

South 57°01'33" West, a distance of 214.00 feet to a point;

North 54°37'57" West, a distance of 570.09 feet to a point;

North 06°40'36" West, a distance of 412.76 feet to a point;

North 83°19'24" East, a distance of 60.00 feet to the true point of beginning and containing 3.814 acres of land, more or less.

Evans Mechwart Hambleton & Titlon Inc.

Jeffrey A. Miller, Registered Surveyor No. 7211

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

Legislation Number: 2245-2004

Drafting Date: 12/17/2004

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND

Need: The City of Columbus Division of Police has been awarded funding through the S.T.O.P. Violence Against Women Act (VAWA) 2004 initiative. Acceptance of this FY04 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 needed film.

Fiscal Impact: There is no impact for the City General Fund Account. The City through the Division of Police will provide an in-kind match for the grant.

Title

To authorize and direct 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 the FY04 DV Unit Violence Against Women Act (VAWA) Grant, to authorize an appropriation of \$8,516.00 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 activities and to declare an emergency. (\$8,516.00).

Body

WHEREAS, the City of Columbus Division of Police has been awarded a FY2004 Violence Against Women Act (VAWA) grant for the purchase of specialized film for Domestic Violence (DV) Unit activities; and

WHEREAS, the grant award period starts January 1, 2005 and there is an immediate need to begin the process of purchasing the film; 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 the FY04 VAWA 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 the FY04 Violence Against Women Act (VAWA) subgrantee award for the Domestic Violence Unit Film Project.

Section 2. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purposes during the grant period, the sum of \$8,516.00 is appropriated as follows:

<u>DIV</u>	<u>FD</u>	<u>OBJ #1</u>	<u>OBJ #3</u>	<u>OCACD</u>	<u>GRANT</u>	<u>AMT</u>
30-03	220	02	2206	335025	335025	\$8,516.00

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

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

Legislation Number: 2247-2004

Drafting Date: 12/17/2004

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

Need: The City of Columbus Division of Police has been awarded funding through the Title II Juvenile Justice and Delinquency Prevention Act. This FY2004 funding award is for the sworn personnel costs and forms for the Truancy Deterrence Program. Uniformed Columbus Police Officers, working on an overtime basis, will take into custody any juvenile who should be in school and transport them to the appropriate school or agency. The program is intended to involve parents, legal guardians and all applicable parties in reducing truancy and possible criminal activities by truants. The City must act as 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 needed to expedite making funds available for the ongoing program costs as soon as possible.

FISCAL IMPACT:

There is no impact for the General Fund Account. All funds appropriated will be reimbursed by the grant award.

Title

To authorize and direct 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 FY2004 Title II Juvenile Justice and Delinquency Prevention grant, to authorize an appropriation of \$17,460.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the Truancy Deterrence Program and to declare an emergency. (\$17,460.00)

Body

WHEREAS, the City of Columbus Division of Police has been awarded a FY2004 Title II Juvenile Justice and Delinquency Prevention grant for a Truancy Deterrence Program; and

WHEREAS, the grant funding is for the costs of sworn personnel overtime and forms for the Truancy Deterrence Program; and

WHEREAS, this grant award period starts January 1, 2005 and the Truancy Deterrence Program has current ongoing expenses that require timely payments; and

WHEREAS, emergency designation is needed to expedite making the grant funds available for payment of the ongoing operating expenses funded by the grant award; 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 the FY2004 Title II Juvenile Justice and Delinquency Prevention grant and to authorize an appropriation for the Truancy Deterrence Program 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 Fiscal Year 2004 Title II Juvenile Justice and Delinquency

Prevention Act subgrantee award for the Truancy Deterrence 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 subgrant award period the sum of \$17,460.00 is appropriated as follows:

<u>DIV</u>	<u>FD</u>	<u>OBJ#1</u>	<u>OBJ#3</u>	<u>OCACD</u>	<u>GRANT</u>	<u>AMOUNT</u>
30-03	220	01	1127	335014	335014	\$ 833.00
30-03	220	01	1131	335014	335014	12,818.00
30-03	220	01	1161	335014	335014	2,499.00
30-03	220	01	1171	335014	335014	186.00
30-03	220	01	1173	335014	335014	820.00
30-03	220	02	2211	335014	335014	304.00

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.

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 - January 18, 2005 5:00 pm

SA001506 - SHREDDING OF CONFIDENTIAL DOCUMENTS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Pick up and shred confidential documents on a monthly basis. The documents are kept in 16 60-gallon containers located at the Columbus Health Department -240 Parsons Avenue, Columbus, Ohio 43215.

Price quotes should reflect fees on a monthly basis.
ORIGINAL PUBLISHING DATE: January 07, 2005

BID OPENING DATE - January 20, 2005 11:00 am

SA001388 - Large Lamp Universal Contract

1.1 Scope: It is the intent of the City of Columbus to obtain formal bids to establish an option contract with a "Catalog" firm offer for sale and Market Basket pricing of various large lamps for all City facilities thru March 31, 2008.

1.2 Classification: The contract resulting from this bid proposal will provide for the option to purchase and/or delivery of large lamps.

1.3 Prebid meeting will be held January 11, 2004 at 9a.m. in Purchasing.

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: December 23, 2004

SA001389 - Tables and Chairs, Folding, Rec & Parks

1.1 Scope: It is the intent of the City of Columbus, Recreation and Parks Department, main user, to process a formal bid to purchase folding tables, chairs, and carts as needed throughout 2005, 2006 and 2007.

1.2 Classification: Plastic molded seat and back with metal frame, light weight poly-shell stacking chairs, folding chair carts, banquet style, 30" x 96", banquet style, 30" x 72", round tables, 60" diameter; square tables, 36" x 36", and folding table carts.

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: December 23, 2004

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001392 - PURCHASE OF LIQUID CAUSTIC SODA

1.1 Scope: This proposal is to provide the City of Columbus, Division of Water with an Universal Term Contract (blanket type) to purchase approximately 18,050 tons annually of Liquid Caustic Soda as a softening agent for potable water at three City of Columbus Water Plants. The proposed contract will be in effect through March 31, 2006.

1.2 Classification: The City of Columbus will use Liquid Caustic Soda or Soda Ash as the main softening agent (based on the evaluation of bids received). This proposal is also seeking alternate pricing for 600 tons annually of Liquid Caustic Soda in the event Soda Ash is the main softening agent. The successful bidder will provide, deliver, and unload bulk quantities of Liquid Caustic Soda. The supplier will also be required to provide specified safety training sessions.

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: December 31, 2004

SA001393 - PURCHASE OF SODA ASH

1.1 Scope: This proposal is to provide the City of Columbus, Division of Water with an Universal Term Contract (blanket type) to purchase approximately 14,180 tons annually of Soda Ash as a softening agent for potable water at three City of Columbus Water Plants. The proposed contract will be in effect through March 31, 2006.

1.2 Classification: The City of Columbus will use Soda Ash or Liquid Caustic Soda as the main softening agent (based on the evaluation of bids received). This proposal is also seeking alternate pricing for 2,000 tons annually of Soda Ash in the event Liquid Caustic Soda is the main softening agent. The successful bidder will provide, deliver, and unload bulk quantities of Soda Ash. The supplier will also be required to provide specified safety training sessions.

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: December 31, 2004

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001394 - PURCHASE OF ZINC CHLORIDE

1.1 Scope: This proposal is to provide the City of Columbus, Division of Sewers & Drains with an Universal Term Contract (blanket type) to purchase an estimated 300,000 pounds of Zinc Chloride for use in wastewater treatment applications. The proposed contract shall be in effect to and including March 31, 2008.

1.2 Classification: The successful supplier will provide, deliver, and unload bulk quantities of Zinc Chloride. The supplier will also be required to provide specified safety training sessions.

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: December 31, 2004

SA001395 - PURCHASE OF SODIUM HYPOCHLORITE

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage & Drainage to enter into contract for the a Universal Term Contract (blanket type) for the purchase of approximately 80,000 gallons annually of Sodium Hypochlorite for use in wastewater treatment applications to and including March 31, 2008.

1.2 Classification: The successful bidder will provide, deliver, and unload bulk quantities of Sodium Hypochlorite (15% available chlorine by volume - trade percent) to the City of Columbus' Southerly and Jackson Pike Wastewater Treatment Plants.

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: December 31, 2004

BID OPENING DATE - January 25, 2005 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001501 - r&p-fast dry tennis court renovation

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, January 25, 2005, and publicly opened and read immediately thereafter for:

CHAMPIONS FAST DRY TENNIS COURT RENOVATION

The work for which proposals are invited consists of grading, top dressing, adjusting irrigation, posts and fence, taping 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 on Monday January 10 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 payable 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 " CHAMPIONS FAST DRY TENNIS COURT RENOVATION."

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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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.

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 and Parks Department

ORIGINAL PUBLISHING DATE: January 05, 2005

SA001505 - r&p-Saunders Park Improvements

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, January 25, 2005, and publicly opened and read immediately thereafter for:

SAUNDERS PARK IMPROVEMENTS

The work for which proposals are invited consists of the demolition of fencing, lighting and asphalt walks and the installation of asphalt & concrete walks, asphalt parking lot, grading, seeding, irrigation, well, restroom renovation, shelter and storage construction 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 on January 10, 2005 at Recreation and Parks Department Office at 200 Greenlawn Avenue, Columbus, Ohio 43223 (614) 645-3385 upon a non-refundable payment of \$25.00 per package payable 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 " SAUNDERS PARK IMPROVEMENTS."

PRE-BID CONFERENCE

A Pre-bid Conference will be held January, 18, 2005, at 10:00 a.m. at .
Saunders Park, 1380 Atcheson Street.

Bidders are strongly urged to attend. Failure to attend will not disqualify a bidder. However, bidders shall comply with and be responsible for the bid specifications and information discussed at the pre-bid conference

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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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.

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 and Parks Department

ORIGINAL PUBLISHING DATE: January 05, 2005

BID OPENING DATE - January 26, 2005 3:00 pm

SA001385 - RFP FOR GIS DATA CONVERSION SERVICES

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

REQUEST FOR PROPOSALS
FOR PROFESSIONAL SERVICES TO PROVIDE
GIS DATA CONVERSION SERVICES.

The City of Columbus, Ohio is soliciting proposals and statements of qualifications from experienced professional consulting/engineering firms to provide full-service assistance to the City for GIS Data Conversion Services. The professional consulting services firm will perform data conversion services necessary to populate the GIS database with water infrastructure assets covering our entire utility service area.

Proposal packages for this submittal are available in the Water Distribution Engineering Office, 2nd floor, Utilities Complex, 910 Dublin Road, Columbus, Ohio 43215. Included in the proposal package are the Submittal Requirements, Evaluation Criteria, Professional Services Guidelines for the Division of Water, and Scope of Services. Length of submittals shall be limited to 50 pages (no attachments, no appendices). Submissions will be evaluated by a Selected Committee based on criteria provided with the proposal package. Proposal packages are available at no cost.

Selection of the professional services firm, and 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 Division of Water, and other applicable rules and regulations.

All offerors, and their proposed subcontractors, shall have valid City of Columbus Contract Compliance Numbers (CCCN). Proposals shall include these numbers, or copies of completed, submitted applications for certification. Applications for certification may be obtained from the City of Columbus website (www.columbus.gov), or from:

City of Columbus
Equal Business Opportunity Commission Office
109 North Front Street, 4th Floor
Columbus, Ohio 43215-9020
(614-645-4764)

All questions shall be submitted in writing to David E. Hupp, CBCP, Information Systems Manager, Department of Public Utilities, 910 Dublin Road, Columbus, Ohio 43215, or by fax (614-645-8019) or by e-mail (dehupp@columbus.gov).

A Pre-bid conference for submittal source document review will be held January 5, 2005 from 8:00 a.m. until noon in the Auditorium, 910 Dublin Road, Columbus, Ohio 43215.

Seven copies (7) of the proposal documents shall be submitted in a sealed envelope (or envelopes) to David E. Hupp, CBCP, Information Systems Manager, Directors Office, 4th floor, Utilities Complex, 910 Dublin Road, Columbus, Ohio 43215-1116. 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 qualifications are offered.

Proposal Format

Technical Proposals must address the proposal content requirements as outlined herein, must be well ordered, detailed and comprehensive. Clarity of language, adherence to suggested structuring, and adequate

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

accessible documentation are essential to the City of Columbus's ability to conduct a thorough evaluation. The Proponent shall submit 7 (seven) hard copies of its proposal in the following general form. Each response to be limited to 50 pages, single sided, including appendices. A title page, letter of introduction, table of contents, and tabular inserts (if used) do not count as part of the 50-page document limitation
Title Page: Showing RFP number, closing date and time, name, address, telephone and fax numbers of the Proponent firm and a contact person who will act as the proponent's representative for post-submission communications.

Letter of Introduction: Introducing the Offeror and signed by the person(s) authorized to sign on behalf of and to bind the Offeror to statements made in response to this RFP.

Table of Contents: Include page numbers, identifying all included materials.

Section 1 - Executive Summary: Summary of the key features of the proposal.

Section 2 - Offeror Profile: Overview of the Proponent firm(s), its history, and its future plans. Include a brief corporate overview, description of software products, and length of time your company had provided GIS data conversion services.

Section 3 - Proponent's Qualifications and Services: Demonstrated experience in the areas of qualification, including a table cross-referencing areas of experience with specific assignments; relevant experience in each area of qualification should be summarized in this section, with any formal case study documentation included as an appendix. Include at least 3 references with contact names and phone numbers. Summary of the Proponent understands of the GIS data conversion tools and techniques. Outline the methodology your firm uses to gather data and implement software. Detail how your firm deals with customer support, problem resolution, and general service. Indicate how your firm provides for training on ongoing support after implementation. Discuss how your firm plans to maintain a long-term strategic relationship with the City of Columbus. Highlight any other value added components the City of Columbus may leverage as a result of your firm's services.

Section 4 - Project Approach: Overview and detailed analysis of the project approach. Clearly identify all responses to the detailed specification document requirements.

Final date for submission of proposal documents will be no later than 3:00 p.m. January 26, 2005. Any submittals received after that time will not be considered.

Evaluation Criteria (100 possible points)

Do the proposed project manager and staff have the appropriate education and training? (10 points)

Does the offeror have Utility and Government experience? (5 points)

Do the personnel proposed by the offeror have experience with projects of similar size, complexity, and coordination requirements? (10 points)

Did the Offeror provide a suggested project plan that is realistic? (10 points)

Evidence of understanding scope of work and challenges of project? (10 points)

Did the offeror define an innovative approach that clearly defines a positive impact on the project scope, budget, and schedule? (5 points)

Availability of Project Personnel for this project? (5 points)

Availability of hardware and software dedicated to this project? (5 points)

Location(s) of all work that will be performed? (5 points)

Has the Offeror been successful in completing similar projects on budget and on time? (10)

Has the Offeror demonstrated past success in controlling cost? (10)

Did Offeror provide a list of references of similar projects? (5)

Location of office of Lead Consultant where majority of work will be performed?

1. Within City of Columbus corporate limits or Franklin County (10 points)

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

2. Within counties contiguous to Franklin County, but not within City of Columbus (8 points)
3. Within State of Ohio (5 points)
4. Outside the State of Ohio (2 points).

CHERYL ROBERTO, DIRECTOR
DEPARTMENT OF PUBLIC UTILITIES

City Bulletin Publication Dates:
December 29, 2005
ORIGINAL PUBLISHING DATE: December 23, 2004

BID OPENING DATE - January 27, 2005 11:00 am

SA001508 - HITACHI SLUDGE COLLECTOR COMPONENTS

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to solicit bids to establish an Universal Term Contract (blanket type) to purchase HITACHI replacement non-metallic sludge collector system components for use in our sludge settling system located at the Southerly Wastewater Treatment Plant. The City of Columbus estimates to spend \$50,000.00 annually for this contract. The contract will be in effect from the date of execution by the City to and including October 31, 2007.

1.2 Classification: The contract resulting from this proposal will provide for the purchase and delivery of replacement Hitachi non-metallic sludge collector system components, as specified herein. Installation requirements will be provided by the City. The Bidder is to provide pricing for standard replacement parts that represent the largest percentage of the purchases from this contract. Bidders are also asked to submit a published price list including percentage discount for all additional replacement parts available.

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: January 08, 2005

SA001509 - PURCHASE OF RABBLE ARMS AND TEETH

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to solicit bids to provide its two (2) wastewater treatment plants with an Universal Term Contract (blanket type) to purchase replacement Rabble Arms and Teeth for two (2) Crouse 25' 9" multiple hearth incinerator. The City of Columbus estimates to spend \$70,000.00 annually for this contract. The contract will be in effect from the date of execution by the City to and including October 31, 2007.

1.2 Classification: The contract resulting from this proposal will provide for the purchase and delivery of replacement Rabble Arms and Teeth for two Crouse 25' 9" multiple hearth incinerators. Rabble arms to be cast from ASTM A297, Grade HH material, rabble teeth and spacers to be cast from ASTM A297, Grade HK material.

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: January 08, 2005

SA001391 - MORSE ROAD PROJECT PHASE 1 (OPWC)

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the City of Columbus Transportation Division, 109 N. Front Street, 3rd Floor, Room 300, Columbus, Ohio 43215 until 3:00 P.M. local time, and publicly opened and read at 109 N. Front Street, 2nd Floor, Room 205 at 3:00 P.M. on January 27, 2005, for MORSE ROAD PROJECT PHASE 1 - (OPWC) 1935 DR. E. The work for which proposals are invited consists of median, curb, drainage, landscaping, pavement, signing, signals, 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 Transportation Division Administrator, 109 N. Front Street, 3rd Fl., Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$400.00 for full-sized plans and \$100.00 for half-sized plans. A prospective bidder must verify that their name is added to an electronic log sheet upon receiving a copy of contract documents and plans. Your addition to the log is verified when you receive a computer generated receipt. The City of Columbus will use this log sheet in order to advise prospective bidders of any addendums to the contract and/or plans. Failure to be entered onto the electronic log sheet will result in rejection of any proposal and failure to refer to any addendum in a proposal will be considered non-responsive.

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 MORSE ROAD PROJECT PHASE 1 - (OPWC).

All materials submitted in response to this advertisement for bids will become the property of the City and will not be returned. All materials submitted in response to this advertisement for bids will be considered public records subject to disclosure as contemplated by Ohio Revised Code Section 149.43. All materials received will be open to the public once the sealed proposals are publicly opened and read.

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. 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. Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus in the State of Ohio as determined by the Ohio Bureau of Employment 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 & Materials Specifications, 2002 edition, will be required to assure the faithful performance of the work.

SUBSURFACE DATA (Not Applicable for this Project)

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Subsurface data was/was not obtained for project design purposes. If obtained, copies of the report are available upon execution of the subsurface information release form.

MANDATORY PRE-BID CONFERENCE - January 12, 2005 at 1:30 pm in the large conference room at 1800 E. 17th Avenue.

CONTRACT COMPLETION

The contract completion date is 555 calendar days from Notice to Proceed.

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, 2002 edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and 109 N. Front St, 3rd Floor, Columbus, Ohio 43215 (614) 645-5660, and at the office of the Director of Public Utilities, 910 Dublin Rd., 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 Office, 109 N. Front Street, 4th Floor, Columbus, Ohio 43215, (614) 645-4764.

*While the participation of minority and female owned businesses is encouraged the level of minority or female participation will not be a condition of the bid award.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best 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.

OPWC REQUIREMENTS

Each Proposal must contain the full name of the party or parties submitting the proposal and all persons interested therein. Each bidder must submit evidence of its experiences on projects of similar size and

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

complexity.

All contractors and subcontractors involved with the project will, to the extent practicable use Ohio Products, materials, services, and labor in the implementation of their project. Additionally, contractor compliance with the equal employment opportunity requirements of Ohio Administrative Code Chapter 123, the Governor's Executive Order of 1972, and Governor's Executive Order 84-9 shall be required.

Bidders must comply with the prevailing wage rates on Public Improvements in Franklin County and the City of Columbus, Ohio as determined by the Ohio Bureau of Employment Services, Wage and Hour Division (614) 644-2239.

PLANS ARE AVAILABLE ON:

January 3, 2005

ORIGINAL PUBLISHING DATE: January 11, 2005

BID OPENING DATE - January 28, 2005 4:00 pm

SA001502 - FMD - BUILDING MAINTENANCE, MUNI COURT

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

REQUEST FOR STATEMENTS OF QUALIFICATION (RFSQ)

FOR

CITY OF COLUMBUS FACILITIES UNDER THE PURVIEW OF THE FACILITIES MANAGEMENT DIVISION

OPERATION AND GENERAL BUILDING MAINTENANCE FOR THE FRANKLIN COUNTY MUNICIPAL COURT BUILDING, 375 SOUTH HIGH STREET, COLUMBUS, OHIO 43215

FACILITIES MANAGEMENT DIVISION
DEPARTMENT OF PUBLIC SERVICE
CITY OF COLUMBUS

Qualifications will be received by the Division of Facilities Management's Administrator, Room B16, 90 West Broad Street, Columbus, Ohio 43215, until Friday, January 28, 2005 by 4:00 p.m., for general building maintenance services as requested by the Division of Facilities Management.

The scope of the work shall be for complete maintenance and service of the Franklin County Municipal Court Building.

A pre-proposal meeting is scheduled for Wednesday, January 19, 2005 at 10:30 a.m. at the Municipal Court Building, 375 South High Street, 10th floor, Judges Conference Room, Columbus, Ohio 43215.

Any interested firms may pick up the Request for Statements of Qualifications beginning Tuesday, January 18, 2005 in the Division of Facilities Management, City Hall, 90 West Broad Street, Room B16, Columbus, Ohio 43215.

Criteria will be based on:

- 1) Location of provider
- 2) Size of Consultant
- 3) Present workload with City of Columbus
- 4) Understanding of the project
- 5) Competence to perform, based on training, experience of personnel, ability to perform competently and expeditiously, workload, personnel and equipment
- 6) Past performance.
- 7) Project tasks defined

All consultants will be subject to the provisions of the City of Columbus Contract Compliance Program regarding equal employment opportunity.

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 BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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.

Copies of the Request for Statements of Qualifications are available upon request beginning Tuesday, January 18, 2005 at the Division of Facilities Management, Room B16, 90 West Broad Street, Columbus, Ohio 43215. If you have any questions, please contact Janet Walsh at (614) 645-7170.
ORIGINAL PUBLISHING DATE: January 12, 2005

BID OPENING DATE - February 2, 2005 11:00 am

SA001510 - r&p-asphalt bikeway improvements

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., Wednesday, February 2, 2005, and publicly opened and read immediately thereafter for

ALUM CREEK TRAIL DEVELOPMENT: MAIN ST. TO ACADEMY PARK

The work for which proposals are invited consists of a new asphalt trail along Alum Creek between E. Main St and Academy Park which includes clearing, new asphalt, concrete walks, grading, fencing, seeding, landscaping, 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 - 2441.

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 ALUM CREEK TRAIL DEVELOPMENT: MAIN ST. TO ACADEMY PARK.

PRE-BID CONFERENCE

A Pre-bid Conference will be held Wednesday, January 26, 2004 at 1:30 p.m. on site beginning at Main Street at the southeast corner of the Kroger parking lot. Bidders are strongly urged to attend. Failure to attend will not disqualify a bidder. However, bidders shall comply with and be responsible for the bid specifications and information discussed at the pre-bid conference.

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 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. The amount of the Bid Bond must be filled in on the Bid Proposal Form.

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 and 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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio

43215 (614) 645-8290, at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of 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
Department of Recreation & Parks

ORIGINAL PUBLISHING DATE: January 12, 2005

SA001381 - LELAND/MILTON AREA SANITARY IMPROVEMENTS

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, 910 Dublin Road, Room 4190, until 3:00 p.m. Local Time on February 2, 2005 and publicly opened and read at that hour and place for the following projects:

LELAND/MILTON AREA SANITARY IMPROVEMENTS PROJECT
CAPITAL IMPROVEMENTS PROJECT NO. 650669

The City of Columbus's contact person for these projects is Herbert M. Johanson, P.E. of the Sewerage and Drainage's Sewer System Engineering Section, (614) 645-6290. The work for which proposals are invited consists of the following: All labor and materials for the repair of 12 LF of 8-inch diameter sewer and the rehabilitation of 3,548 LF of 8-inch and 15-inch sewer utilizing the Cured-in-Place Pipe (CIPP) method. Sewer pipe preparation includes lateral status determination, cleaning, repair of voids, grouting, trimming of service laterals and other work as specified. Work includes the cementitious lining of 193 LV of manhole and replacement of 21 manhole frames and covers.

The project includes the requirement to perform such other work as may be necessary to complete the contract in accordance with the applicable plans and specifications.

Copies of the Contract Documents and the plans (CC-13505) will be available beginning January 3, 2005 at the Division of Sewerage and Drainage, Sewer System Engineering Section, Permit Office, Room No. 3051, 910 Dublin Road, Columbus, Ohio 43215-9053. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked:

LELAND/MILTON AREA SANITARY IMPROVEMENTS PROJECT
CAPITAL IMPROVEMENT PROJECT NO. 650669

PROJECT BIDDING - CURED-IN-PLACE PIPE

This project has been designed utilizing cured-in-place pipe (CIPP) rehabilitation methods and materials. The City of Columbus, Division of Sewerage and Drainage, has evaluated and approved the following cured-in-place rehabilitation methods/materials for use within the sanitary sewer system:

- (1) INSITUFORM
- (2) IN LINER USA
- (3) CIPP CORP
- (4) NATIONAL LINER
- (5) SPINIELLO LINER

Bidding on this project is strictly limited to Contractors proposing utilization of any of the approved systems. Contractor's proposals for other non-approved systems will be considered non-responsive.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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. The bond must express the amount of the bond in dollars and cents in order to be considered responsive. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

CONTRACT PREVAILING WAGE DETERMINATION

As a condition of Federal financial participation in the construction cost of this Contract, the prevailing rates of wages as required by the Ohio Revised Code as shown by the following wage schedule are a part of this Contract. The Contractor to whom the award is made and all its subcontractors shall pay not less than the prevailing rate of wages for the classes of work called for by this public improvement in the locality where the Work is to be performed. These rates were obtained from the Ohio Dept of Commerce, Div. Of Labor and Worker Safety, Wage and Hour Bureau, and it is believed that they are the latest rates in effect. The City assumes no responsibility in the event of an error in listing the rates. The Bidder and/or Contractor shall verify the correctness thereof. The prevailing wage rates applicable to this project as determined by the Wage & Hour Bureau are included in the Specification. The Contractor shall submit to the City's Prevailing Wage Coordinator, Transportation Division, 1800 East 17th Avenue, Columbus, OH 43219, weekly certified payrolls of its labor forces and all subcontractor's labor forces for review of compliance to the prevailing wage rates. Payment of any partial or final payment estimate otherwise due to the Contractor will be withheld when the Prevailing Wage Coordinator finds the Contractor to be delinquent in the furnishing of payment information or to be out of compliance with the requirements for payment of prevailing wages

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; at the offices 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 Road, 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.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

SUBSURFACE DATA

No subsurface investigation was performed for this project.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 180 calendar days after the effective date of the Notice to Proceed.

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.

OHIO AND U.S. EPA MBE/WBE FAIR SHARE UTILIZATION REQUIREMENTS

This project is a candidate for receiving assistance from the Water Pollution Control Loan Fund. All responsive bidders shall complete the required Subcontractor Utilization and Certification forms provided within the Contract Proposal.

Determination of MBE/FBE Fair Share Utilization: All documentation submitted by bidders not assured of achieving the fair share goals will be reviewed by the Procedural Compliance Unit, Division of Environmental and Financial Assistance. Based on the feasibility of subcontracting, the availability of MBEs and WBEs in the area (generally a 100-mile radius), and the Contractor's history of compliance, the Procedural Compliance Unit will determine whether the Contractor has made a good faith effort to achieve the fair share goals. If the effort is not satisfactory, the Contractor will be required to provide additional or sufficient minority and women's business participation, within 15 days, to demonstrate a good faith effort to achieve the fair share goals.

Questions or inquiries with regard to this provision should be forwarded to the Ohio EPA, Procedural Compliance Unit, Division of Environmental and Financial Assistance, P. O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2832.

SMALL BUSINESS IN RURAL AREA PROVISION (SBRA)

This procurement is subject to the EPA Policy of encouraging the participation of small businesses in rural areas (SBRAs) It is EPA Policy that recipients of EPA financial assistance awards utilize the services of small businesses in rural areas (SBRAs), to the maximum extent practicable. The objective is to assure that such small business entities are afforded the maximum practicable opportunity to participate as subcontractors, suppliers and otherwise in EPA-awarded financial assistance programs. This policy applies to all contracts and subcontracts for supplies, construction, and services under EPA grants or cooperative agreements. Small purchases are also subject to this policy.

VIOLATING FACILITIES

All prospective bidders shall be required to comply with all applicable standards, order, or requirements under Section 306 of the Clean Air Act, 42 USC 1857 (h), Section 508 of the Clean Water Act, 33 USC 1368, Executive Order 11738, and EPA regulations, 40 CFR Part 32, which prohibits the use under non-exempt Federal contracts, grants, or loans of facilities included on the EPA List of Violating Facilities.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Cheryl Roberto
Director of Public Utilities
ORIGINAL PUBLISHING DATE: December 16, 2004

BID OPENING DATE - February 9, 2005 3:00 pm

SA001507 - Water-Far East Water Line Improvements

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

FAR EAST WATER LINE IMPROVEMENTS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio, at the office of the Director of Public Utilities 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 February 9, 2005, and publicly opened and read at the hour and place for Far East Water Line Improvements. The work for which proposals are invited consists of the installation of water lines 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 Stilson Consulting Group, LLC., 355 East Campus View Blvd., Suite 250, Columbus, Ohio 43235 after January 24, 2005. 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:

FAR EAST WATER LINE IMPROVEMENTS, DIVISION OF WATER, CONTRACT NO. 1015, 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 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 Construction Inspection office of the Transportation

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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.

CITY BULLETIN DATES

- 1). January 22, 2005
- 2). January 29, 2005

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:

(1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to the following: employment upgrading, demotion, or termination; rates of pay or other forms of compensation; and selection for training. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices summarizing the provision of this Equal Opportunity Clause.

(2) The contractor will, in all solicitations of advertisements for employees placed by or on behalf of the contractor, state that the contractor is an equal-opportunity employer.

(3) It is the policy of the City of Columbus that business concerns owned and operated by minority and female persons shall have the maximum practicable opportunity to participate in the performance of contracts awarded by the City.

(4) The contractor shall permit access to any relevant and pertinent reports and documents by the Administrator for the sole purpose of verifying compliance with this Article, and with the regulations of the Contract Compliance Office. All such materials provided to the Administrator by the contractor shall be considered confidential.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

(5) The contractor will not obstruct or hinder the Administrator or his deputies and assistants in the fulfillment of the duties and responsibilities imposed by Article I, Title 39.

(6) The contractor and each subcontractor will include a summary of this Equal Opportunity Clause in every subcontract. The contractor will take such action with respect to any subcontractor as is necessary as a means of enforcing the provisions of the Equal Opportunity Clause.

(7) The contractor agrees to refrain from subcontracting any part of this contract or contract modification thereto to a contractor not holding a valid certification number as provided for in Article I, Title 39.

(8) Failure or refusal of a contractor or subcontractor to comply with the provisions of Article I, Title 39, may result in cancellation of this contract or any other action prescribed in C.C. 3905.05.

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 contractors' 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, a statement of Delinquent Personal Property Tax. Such statement 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.

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: January 07, 2005

BID OPENING DATE - February 15, 2005 3:00 pm

SA001503 - FMD - RENOV. HVAC/FIRE ALARM PIEDMONT

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

RENOVATION OF HVAC AND FIRE ALARM SYSTEMS AT 750 PIEDMONT ROAD COLUMBUS, OHIO 43224

Sealed bids will be received by the Department of Public Service, Division of Facilities Management of the City of Columbus, Ohio at their office, located at 90 West Broad Street, basement, Room B16, Columbus, Ohio 43215 until 3:00 p.m. local time, and publicly opened and read at the hour and place on Tuesday, February 15, 2005 for RENOVATION OF HVAC AND FIRE ALARM SYSTEMS AT 750 PIEDMONT ROAD, COLUMBUS, OHIO 43224. The work for which bids are invited consist of installation of new HVAC and a fire alarm system at 750 Piedmont Road.

Copies of the Contract Documents are available in the office of Facilities Management, 90 West Broad Street, Basement Level, Room B16, Columbus, Ohio 43215 beginning Tuesday, January 18, 2005. The first set of contract documents are available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00 for each set.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: RENOVATION OF HVAC AND FIRE ALARM SYSTEMS AT 750 PIEDMONT ROAD, COLUMBUS, OHIO 43224.

FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting either of a Proposal Bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Documents regarding prevailing rates of wages to be paid. Bidders must comply with the prevailing wage rates on Public Improvements of Franklin County and the City of Columbus in the State of Ohio as determined by the Ohio Bureau of Employee Services, Wage and Hour Division (614-644-2239).

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction and Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

PRE-BID MEETING

A pre-bid meeting will be held Wednesday, January 19, 2005 at 9:00 a.m., at 750 Piedmont Road, Columbus, Ohio 43224. A walk thru of the area will take place after the pre-bid meeting.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

OSHA/EPA REQUIREMENTS

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this contract.

CONSTRUCTION AND MATERIALS SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Material Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Materials Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 West Broad Street, Room 301, Columbus, Ohio 43215, (614) 645-8290, at the office of the Transportation Division, 1800 East 17th Avenue, Columbus, Ohio 43219, (614) 645-3182, at the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification. Any questions or inquiries concerning this should be directed to the Equal Business Opportunity Commission Office.

The City of Columbus encourages the participation of Minority and female owned business enterprises. Each bidder must identify any subcontractor(s) who are minority or female owned businesses (M/FBE's) as defined in Title 39 of the Columbus City Code along with the scope of work and anticipated cost.* This information is gathered and monitored by the Equal Business Opportunity Commission Office (EBOCO). Please contact EBOCO (614) 645-4764 for assistance with identifying potential M/FBE subcontractors. Equal Business Opportunity Commission Office, 109 N. Front Street 4th Floor, Columbus, Ohio 43215, (614) 645-4764.

*While the participation of minority and female owned businesses is encouraged the level of minority or female participation will not be a condition of the bid award.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Public Service Director to hold bids for a period of 180 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under laws of any other state.

ORIGINAL PUBLISHING DATE: January 05, 2005

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001504 - FMD-RENOV. CITY HALL PLUMBING FINALPHASE

ADVERTISEMENT FOR BIDS

RENOVATION OF CITY HALL PLUMBING, FINAL PHASE,
90 WEST BROAD STREET, COLUMBUS, OHIO 43215

Sealed bids will be received by the Department of Public Service, Division of Facilities Management of the City of Columbus, Ohio at their office, located at 90 West Broad Street, basement, Room B16, Columbus, Ohio 43215 until 3:00 p.m. local time, and publicly opened and read at the hour and place on Tuesday, February 15, 2005 for RENOVATION OF CITY HALL PLUMBING, FINAL PHASE, 90 WEST BROAD STREET, COLUMBUS, OHIO 43215. The work for which bids are invited consist of completion of the renovation of City Hall plumbing.

Copies of the Contract Documents are available in the office of Facilities Management, 90 West Broad Street, Basement Level, Room B16, Columbus, Ohio 43215 beginning Tuesday, January 18, 2005. The first set of contract documents are available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00 for each set.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: RENOVATION OF CITY HALL PLUMBING, FINAL PHASE, 90 WEST BROAD STREET, COLUMBUS, OHIO 43215.

FAILURE TO RETURN THE BID PACKET AND REQUIRED INFORMATION MAY RESULT IN REJECTION OF THE PROPOSAL.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting either of a Proposal Bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall be expressed in dollars and cents and shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Documents regarding prevailing rates of wages to be paid. Bidders must comply with the prevailing wage rates on Public Improvements of Franklin County and the City of Columbus in the State of Ohio as determined by the Ohio Bureau of Employee Services, Wage and Hour Division (614-644-2239).

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Columbus Construction and Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

PRE-BID MEETING

A pre-bid meeting will be held Thursday, January 20, 2004 at 9:00 a.m., at City Hall, 90 West Broad Street, Room B-09, Columbus, Ohio 43215. A walk thru of the area will take place after the pre-bid meeting.

OSHA/EPA REQUIREMENTS

Contractors are subject to all applicable federal, state and local laws, ordinances, rules and regulations pertaining to services or products to be provided under this contract.

CONSTRUCTION AND MATERIALS SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Material Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said 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 Director of Public Service of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, or to advertise for new proposals, when it is in the best interest of the City. Also, the right is reserved by the Public Service Director to hold bids for a period of 180 days after the bid opening for evaluating both the proposals and the contractors. The award of the contract may be made at any time during that period.

SPECIAL REQUIREMENTS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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: January 05, 2005

Public Notices

**City of Columbus
City Bulletin Report**

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

Legislation Number: PN0008-2005

Drafting Date: 12/28/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title BY ORDER OF THE DIRECTOR OF PUBLIC UTILITIES
In the Matter of: 99.344 acres (3030 Norton Road)
Hardship Variance Denied

Notice/Advertisement Title: Official Notice
Contact Name: Cheryl Roberto, Director
Contact Telephone Number: 645-6141
Contact Email Address: clroberto@columbus.gov
Body

Legislation Number: PN0010-2005

Drafting Date: 12/29/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Columbus Charitable Solicitations Board 2005 Meeting Schedule

Body

January 20, 2005
February 17, 2005
March 17, 2005
April 21, 2005
May 19, 2005
June 16, 2005 (TENTATIVE)
July 21, 2005
August - NO MEETING
September 15, 2005
October 20, 2005
November 10, 2005 (TENTATIVE)
December 8, 2005 (TENTATIVE)
January 19, 2006
February 16, 2006

NOTICE:

**APPLICATIONS RECEIVED LESS THAN TEN DAYS PRIOR TO THE SCHEDULED MEETING WILL
APPEAR ON THE AGENDA FOR THE FOLLOWING MONTH, UNLESS OTHERWISE NOTIFIED. SHOULD
YOU HAVE ANY QUESTIONS, PLEASE CONTACT:**

**LINDA TENNANT, RECORDING SECRETARY
TELEPHONE (614) 645-7471**

FAX (614) 645-8912
E-MAIL: LDTENNANT@COLUMBUS.GOV

Or

LICENSE OFFICER CRAIG S. COLOPY
TELEPHONE (614) 645-7971
E-MAIL: CSCOLOPY@COLUMBUS.GOV

MEETINGS ARE SCHEDULED FOR 10:00 A.M. And MAY BE RESCHEDULED IF THERE IS NOT A QUORUM AVAILABLE ON THE REGULAR MEETING DATE.

For copies of Meeting Minutes, please feel free to visit our website at:
www.publicsafety.ci.columbus.oh.us/license.htm

Legislation Number: PN0012-2005

Drafting Date: 12/29/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

**VEHICLE FOR HIRE BOARD
2005 MEETING SCHEDULE**

Body

January 27, 2005

February 24, 2005

March 31, 2005

April 28, 2005

May 26, 2005

June 30, 2005 (*TENTATIVE*)

July 28, 2005

August 25, 2005

September 29, 2005

October 27, 2005

November 17, 2005 (*TENTATIVE*)

December 29, 2005 (*TENTATIVE*)

January 26, 2006

February 23, 2006

SHOULD YOU HAVE ANY QUESTIONS, PLEASE CONTACT:

LICENSE OFFICER ERIC BRANDON
TELEPHONE (614) 645-4297
FAX (614) 645-8912
E-MAIL EBRANDON@COLUMBUS.GOV

Or

LICENSE OFFICER TONI HOLDEN
TELEPHONE (614) 645-3820
E-MAIL TAHOLDEN@COLUMBUS.GOV

MEETINGS ARE SCHEDULED FOR 10:00 A.M. And MAY BE RESCHEDULED IF THERE IS NOT A QUORUM AVAILABLE ON THE REGULAR MEETING DATE.

For copies of Meeting Minutes, please feel free to visit our website at:
www.publicsafety.ci.columbus.oh.us/license.htm

Legislation Number: PN0016-2005

Drafting Date: 12/30/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Recreation and Parks Monthly Committee Hearing

Contact Name: Sheri-Lynn Caffey

Contact Telephone Number: 614.645.0852

Contact Email Address: slcaffey@columbus.gov

Body

Recreation and Parks Monthly Committee Hearing
hosted by Councilman Kevin L. Boyce
Tuesday, January 25, 2005
5:30pm
City Council Chambers
90 West Broad Street, Columbus, Ohio 43215

Legislation Number: PN0017-2005

Drafting Date: 01/06/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Bids for Weed Cutting and Solid Waste Removal Services

Contact Name: Marty Cahill

Contact Telephone Number: (614) 645-7122

Contact Email Address: MTCahill@columbus.gov

Body

Sealed proposals will be received at the first floor Code Enforcement Reception Area, (South entrance), of the Department of Development, Neighborhood Services Division, 757 Carolyn Ave, Columbus, Ohio 43224, until 10:00 A.M., LOCAL TIME, on Wednesday, February 16, 2005, and publicly opened and read at that hour in Conference Room D on the first floor at the Carolyn Avenue address, for the purpose of entering into contract for weed cutting and solid waste removal services. Proposals received after the time for opening of bids will be returned to the prospective bidder unopened. The City shall not be responsible for late mail or other deliveries.

Copies of the Bid Documents including detailed specifications may be obtained at the first floor Code Enforcement Reception Area, (South entrance); 757 Carolyn Ave, Columbus, Ohio 43224 by any person, firm, or corporation entitled to bid under this specification.

Proposals must be submitted on the Proposal forms contained in the Contract Documents and said Contract Documents containing the Proposal must be submitted in their ENTIRETY in sealed envelopes marked "Bids for Weed Cutting and Solid Waste Removal Services" and addressed to:

CITY OF COLUMBUS
DEPARTMENT OF DEVELOPMENT
NEIGHBORHOOD SERVICES DIVISION
ATTN: MARTY CAHILL
757 CAROLYN AVE
COLUMBUS, OHIO 43224

The right is reserved by the Department of Development to reject any or all bids.

For additional information regarding this proposal, please contact Marty Cahill, Program Coordinator at (614) 645-7122

MARK BARBASH
DIRECTOR

Legislation Number: PN0018-2005

Drafting Date: 01/06/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Graphics Commission January Agenda

Contact Name: Toni Gillum-Boehm

Contact Telephone Number: 614-645-5884

Contact Email Address: tgboehm@columbus.gov

Body

Graphics Commission Agenda

City Of Columbus, Ohio

January 18, 2005

The City Graphics Commission will hold a public hearing on TUESDAY, JANUARY 18, 2005 at 4:15 PM in the First Floor Hearing Room, Building and Development Services Section, 757 Carolyn Avenue.

The City Graphics Commission hears requests for Variances, Special Permits, Appeals, Graphics Plans and certain Miscellaneous Graphics, as provided by the Columbus Graphics Code, Title 33, Article 15 of the City Codes.

SPECIAL NOTE TO APPLICANT: YOU OR YOUR REPRESENTATIVE MUST ATTEND THIS MEETING. It is the rule of the Commission to withdraw an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building and Development Services Section is made aware of this need and given a reasonable notice of at least four (4) hours prior to the scheduled meeting time. To schedule an interpreter, please call 614-645-6373 or TDD 614-645-3293.

1. ODS No.: 03320-00021(A)

Location: 2650 FARMER'S DRIVE, 43235, located at the termini of Caine Rd. & Farmer's Dr.

Area Comm./Civic: Far Northwest Community Coalition

Existing Zoning: L-C-4, Commercial

Request: Graphics Plan

3375.12, Graphics requiring graphics commission approval. To renew an adopted graphics plan for an automobile dealership.

Proposed Use: To extend the allowable time to apply for permits by one (1) year from December 16, 2004 until December 16, 2005.

Applicant: Same as attorney.

Property Owner: Same as attorney.

Attorney/Agent:

Michael T. Shannon
Crabbe, Brown & James
500 S. Front St., Suite 1200
Columbus, Ohio 43215

2. ODS No.: 04320-00016

Location: 5451 EDWARD'S FARMS ROAD, 43221, located at the southwest corner of Hayden Run & Edward's Farms Rds.

Area Comm./Civic: None

Existing Zoning: L-ARLD, Limited Apartment Residential Low Density

Request: Variance

3376.09, Permanent signs for other uses in residential districts. To permit a wall graphic display to exceed 64 sq. ft., to be 277.5 sq. ft. To permit the installation of a permanent ground sign to identify a non-institutional use which is not non-conforming and which exceeds the maximum allowable height by at least 18 ft. and which exceeds the maximum area of graphic display by at least 30.5 sq. ft.

3375.12, Graphics requiring graphics commission approval. To allow an individual use or activity to display a permanent on-premise wall graphic on a wall of the building containing said use or activity, where there is no direct public entrance to the use or activity on the same facade. To permit the installation of an off-premises ground sign.

3378.01, General provisions. To grant a special permit for the installation of permanent, off-premises ground signs.

Proposed Use: A private clubhouse and athletic facility serving apartment complexes.

Applicant:

Edwards Communities Barn, L.L.C.
495 South High St.
Columbus, Ohio 43215

Property Owner: Same as applicant.

Attorney/Agent:

Jeffrey L. Brown
Smith & Hale

37 W. Broad St., Suite 725
Columbus, Ohio 43215

3. ODS No.: 04320-00036

Location: 6075 EMERALD PARKWAY, 43016, located on the west side of Emerald Parkway, approximately 218 ft. north of Tuttle Rd.

Area Comm./Civic: None

Existing Zoning: L-C-4, Commercial

Request: Special Permit & Variance

3375.12, Graphics requiring graphics commission approval. To permit the installation of a 15 ft. tall, approximately 99 sq. ft., intermally-illuminated, off-premise ground sign.

3377.10, Permanent on-premises ground signs. To permit the installation of more than one permanent ground sign on the same street frontage.

Proposed Use: A hotel.

Applicant:

Staybridge Suites
6095 Emerald Pkwy.
Dublin, Ohio 43016

Property Owner:

Steak 'N Shake, Inc.
36 S. Pennsylvania St.
Indianapolis, Indiana 46204

Attorney/Agent:

Jeffrey L. Brown
37 W. Broad St., Suite 725
Columbus, Ohio 43215

4. ODS No.: 04320-00035

Location: 1458 NORTH CASSADY AVENUE, 43219, located on the east side of Columbus near the airport.

Area Comm./Civic: North East Area Commission

Existing Zoning: L-C-4, Commercial

Request: Special Permit

3382.06, Special permit. To permit an off premise graphic that will advertise a new motel.

Proposed Use: The applicant proposed to construct on off premise ground sign for a hotel.

Applicant:

Arlington Hospitality Inc.
2355 S. Arlington Heights Rd.
Arlington Heights, Illinois 60005

Property Owner:

Cassady Retail Ventures, Ltd.
3016 Maryland Ave.
Columbus, Ohio 43209

Attorney/Agent:
Jackson B. Reynolds, III
Smith & Hale
37 W. Broad St., Suite 725
Columbus, Ohio 43215

5. ODS No.: 04320-00037

Location: 1730 SOUTH HIGH STREET, 43207, located on the east side of High St., 35.33 ft. north of Innis Ave.

Area Comm./Civic: Council of South Side Organizations

Existing Zoning: C-4, Commercial

Request: Miscellaneous Permit
3375.11, Graphics requiring a temporary or miscellaneous permit. To display a 45 sq. ft. promotional banner on a medical office building.

Proposed Use: A medical office building.

Applicant:
South German Village Medical Center, Inc.
1730 S. High St.
Columbus, Ohio 43207

Property Owner: Same as applicant.

Attorney/Agent:
Jose Villavicencio, M.D.
3339 Daglow Rd.
Columbus, Ohio 43232

Legislation Number: PN0019-2005

Drafting Date: 01/06/2005

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Building Commission January Agenda

Contact Name: Barbara Eastman

Contact Telephone Number: 614-645-6416

Contact Email Address: baeastman@columbus.gov

Body

AGENDA

COLUMBUS BUILDING COMMISSION

JANUARY 18, 2005 - 1:00 p.m.

757 CAROLYN AVENUE

HEARING ROOM - LOWER LEVEL

1. APPROVAL OF DECEMBER 14, 2004 MEETING MINUTES
2. 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.

Legislation Number: PN0021-2005

Drafting Date: 01/11/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 1/24/2005

Contact Name: Mugsy Reynolds, Deputy City Clerk

Contact Telephone Number: 614-645-8539

Contact Email Address: mmreynolds@columbus.gov

Body

REGULAR MEETING NO. 4 OF CITY COUNCIL (ZONING)

JANUARY 24, 2005

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

TAVARES THOMAS

0944-2004 To rezone 2738 OLE COUNTRY LANE (43219), being 5.3± acres located on the north side of Ole Country Lane, 275± feet west of Sterling Avenue, From: R, Rural District, To: L-M, Limited Manufacturing District. (Rezoning # Z03-069)

2114-2004 To rezone 1431 CLEVELAND AVENUE (43211), being 0.71± acres located on the west side of Cleveland Avenue, 162.5± feet north of East Eleventh Avenue, From: AR-O, Apartment Residential/Office District, To: CPD, Commercial Planned Development District (Rezoning # Z04-073).

2171-2004 To rezone 2853 STELZER ROAD (43054), being 5.82± acres located at the southwest corner of Stelzer and McCutcheon Roads, From: RR, Rural Residential and C-3, Commercial Districts, To: L-C-4, Limited Commercial District (Z04-061).

2237-2004 To rezone 1971 EAST LIVINGSTON AVENUE (43209), being 0.73± acres located at the southeast corner of East Livingston Avenue and Alum Creek Drive, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Rezoning # Z04-067).

Legislation Number: PN0022-2005

Drafting Date: 01/12/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Public Service Director's Order - Placement of Traffic Control Devices as recommended by the Transportation Division - Effective Date 01/10/2005

Phyllis R. Barker

(614) 645-7886

PRBarker@columbus.gov

Body

Please see Public Service Director's Order - Effective Date 01/10/2005

Legislation Number: PN0024-2005

Drafting Date: 01/13/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Hearing on Proposed Quality of Life Crimes Ordinance

Contact Name: Kate McSweeney

Contact Telephone Number: 645-8558

Contact Email Address: mkmcweeney@columbus.gov

Body

Public Hearing on Proposed Quality of Life Crimes Ordinance

Thursday, January 20, 2005

City Council Chambers

5:30 p.m.

City Hall

90 West Broad Street

Columbus, OH 43215

Legislation Number: PN0183-2004

Drafting Date: 10/28/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Meeting Schudule - City of Columbus Records Commission

Contact Name: Thmie Freeze

Contact Telephone Number: 614-645-7293

Contact Email Address: tjfreeze@columbus.gov

Body

CITY BULLETIN NOTICE

**MEETING SCHEDULE
CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2005 are scheduled as follows:

Monday, February 7, 2005

Monday, May 9, 2005

Monday, September 26, 2005

These meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, in the Mayor's Conference Room. They will begin promptly at 10:00 am.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-7293.

Advertise: 10/2004 to 10/2005

Legislation Number: PN0200-2004

Drafting Date: 11/16/2004

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Housing Notice of Funding Availability

Contact Name: Tracy Swanson

Contact Telephone Number: 614-645-1819

Contact Email Address: tswanson@columbus.gov

Body

NOTICE OF FUNDING AVAILABILITY (NOFA)

The City of Columbus, Department of Development, Housing Division is requesting proposals from interested developers to use available HOME Investment Partnerships funds for rental housing projects affordable to low-income households. Proposed projects must meet the goals and objectives of the City's 2005-2009 Consolidated Plan. Proposals must be submitted no later than 3:00 p.m., Monday, February 7, 2005.

To obtain an NOFA, please contact:

Tracy L. Swanson
City of Columbus
Department of Development
Housing Division
50 West Gay Street, Third Floor
Columbus, OH 43215
(614) 645-1819
e-mail: tswanson@columbus.gov

Legislation Number: PN0214-2004

Drafting Date: 12/08/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: OFFICIAL NOTICE - CIVIL SERVICE COMMISSION

Contact Name: Lois Washnock

Contact Telephone Number: 614.645.7531

Contact Email Address: civil.service@columbus.gov

Body

COMPETITIVE EXAMINATION ANNOUNCEMENTS

APPLY ON-LINE 24 HOURS A DAY, 7 DAYS A WEEK OR APPLY IN PERSON 9:00 A.M. to 4:00 P.M. MONDAY, WEDNESDAY or THURSDAY.

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is located on our web site 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 web site or visit the Commission offices.

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE
TRANSPORTATION DIVISION
EFFECTIVE DATE: 01/10/2005

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Transportation Division, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

SECTION 2105.095 TURNS AGAINST A RED SIGNAL

Turns against a red signal shall be prohibited as follows:

GEORGESVILLE RD at PARKWICK DR
The southbound right turn on red shall be prohibited.
Prohibition applies: 10AM - 10PM All Days
The curb lane is prohibited

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF: HENRY GUZMÁN, PUBLIC SERVICE DIRECTOR

PARKING REGULATIONS

The parking regulations on the 707 foot long block face along the N side of BROAD ST from HIGH ST extending to THIRD ST shall be

Range in feet	Code Section	Regulation
0 - 81	2105.17	NO STOPPING ANYTIME
81 - 170	2155.04	1 HR PARKING METER HCP ONLY 9AM - 4PM EXCEPT SUN AND HOLIDAYS
81 - 170	2105.17	NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS
170 - 213	2155.04	2 HR PARKING METER HCP ONLY 9AM - 4PM EXCEPT SUN AND HOLIDAY

170 - 213	2105.17	NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS
213 - 249	2105.17	NO STOPPING ANYTIME
249 - 425	2105.14	BUS STOP ONLY
425 - 469	2150.14	HCP BUS STOP 3AM - 9AM AND 4PM - 6PM WEEKDAYS
425 - 469	2155.04	1 HR PARKING METER HCP ONLY 9AM - 4PM EXCEPT SUN AND HOLIDAYS
469 - 561	2155.03	30 MIN PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND HOLIDAYS
469 - 561	2105.17	NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS
561 - 604	2105.17	NO STOPPING ANYTIME
604 - 667	2105.17	NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS
604 - 667	2155.03	30 MIN PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND HOLIDAYS
667 - 707	2105.17	NO STOPPING ANYTIME

The parking regulations on the 506 foot long block face along the E side of BURGESS AVE from GRACE ST extending to STEELE AVE shall be

Range in feet	Code Section	Regulation
0 - 100	2151.01	(STATUTORY RESTRICTIONS APPLY)
100 - 124	2105.03	HANDICAPPED PARKING ONLY
124 - 229	2151.01	(STATUTORY RESTRICTIONS APPLY)
229 - 252	2105.03	HANDICAPPED PARKING ONLY
252 - 357	2151.01	(STATUTORY RESTRICTIONS APPLY)
357 - 370		(NAMELESS ALLEY)
370 - 506	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 593 foot long block face along the W side of BUTLER AVE from SAFFORD AVE extending to SPRINGMONT AVE shall be

Range in feet	Code Section	Regulation
0 - 117	2151.01	(STATUTORY RESTRICTIONS APPLY)
117 - 140	2105.03	HANDICAPPED PARKING ONLY
140 - 593	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 580 foot long block face along the W side of CHICAGO AVE from CABLE AVE extending to TERMINUS shall be

Range in feet	Code Section	Regulation
0 - 230	2151.01	(STATUTORY RESTRICTIONS APPLY)
230 - 253	2105.03	HANDICAPPED PARKING ONLY
253 - 580	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 513 foot long block face along the E side of CYPRESS AVE from TOWN ST extending to RICH ST shall be

Range in feet	Code Section	Regulation
0 - 30	2105.17	NO STOPPING ANYTIME
30 - 481	2151.01	(STATUTORY RESTRICTIONS APPLY)
481 - 513	2105.17	NO STOPPING ANYTIME

The parking regulations on the 398 foot long block face along the W side of EIGHTH ST from ROCKWELL RD extending to WILLIAMS RD shall be

Range in feet	Code Section	Regulation
0 - 398	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 263 foot long block face along the W side of FOURTH ST from MOLER ST extending to FREBIS AVE shall be

Range in feet	Code Section	Regulation
0 - 31	2105.17	NO STOPPING ANYTIME
31 - 137	2151.01	(STATUTORY RESTRICTIONS APPLY)
137 - 152	2105.17	NO STOPPING ANYTIME
152 - 167		(NAMELESS ALLEY)
167 - 189	2105.17	NO STOPPING ANYTIME
189 - 212	2105.03	HANDICAPPED PARKING ONLY
212 - 263	2105.17	NO STOPPING ANYTIME

The parking regulations on the 155 foot long block face along the N side of FRANKFORT ST from PURDY ALLEY extending to SIXTH ST shall be

Range in feet	Code Section	Regulation
0 - 155	2105.17	NO PARKING ANY TIME

The parking regulations on the 196 foot long block face along the S side of FRANKFORT ST from PURDY ALLEY extending to SIXTH ST shall be

Range in feet	Code Section	Regulation
0 - 196	2105.17	NO PARKING ANY TIME

The parking regulations on the 200 foot long block face along the S side of FRANKFORT ST from SIXTH ST extending to JAEGER ST shall be

Range in feet	Code Section	Regulation
0 - 143	2105.17	NO PARKING ANY TIME
143 - 152		(NAMELESS ALLEY)
152 - 200	2105.17	NO PARKING ANY TIME

The parking regulations on the 206 foot long block face along the N side of FRANKFORT ST from SIXTH ST extending to JAEGER ST shall be

Range in feet	Code Section	Regulation
0 - 206	2105.17	NO PARKING ANY TIME

The parking regulations on the 938 foot long block face along the W side of FRONT ST from BROAD ST extending to LONG ST shall be

Range in feet	Code Section	Regulation
0 - 37	2105.17	NO STOPPING ANYTIME
37 - 173	2155.03	1 HR PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND HOLIDAYS
37 - 173	2105.17	NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS
173 - 193	2105.17	NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS
173 - 193	2155.04	2 HR PARKING METER HCP ONLY 9AM - 4PM EXCEPT SUN AND HOLIDAY
193 - 260	2105.17	NO STOPPING ANYTIME
260 - 390	2155.03	1 HR PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND HOLIDAYS
260 - 390	2105.17	NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS
390 - 410	2155.04	2 HR PARKING METER HCP ONLY 9AM - 4PM EXCEPT SUN AND HOLIDAY
390 - 410	2105.17	NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS
410 - 535	2105.17	NO STOPPING ANYTIME
535 - 576	2155.03	1 HR PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND HOLIDAYS
535 - 576	2105.17	NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS
576 - 627	2105.17	NO STOPPING ANYTIME
627 - 845	2105.17	NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS
827 - 845	2155.03	1 HR PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND HOLIDAYS
845 - 888	2105.17	NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS
845 - 888	2155.04	2 HR PARKING METER HCP ONLY 9AM - 4PM EXCEPT SUN AND HOLIDAY
888 - 938	2105.17	NO STOPPING ANYTIME

The parking regulations on the 523 foot long block face along the S side of GATES ST from FOURTH ST extending to JAEGER ST shall be

Range in feet	Code Section	Regulation
0 - 285	2151.01	(STATUTORY RESTRICTIONS APPLY)
285 - 310	2105.03	HANDICAPPED PARKING ONLY
310 - 523	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 527 foot long block face along the S side of GATES ST from FOURTH ST extending to JAEGER ST shall be

Range in feet	Code Section	Regulation
0 - 285	2151.01	(STATUTORY RESTRICTIONS APPLY)
285 - 310	2105.03	HANDICAPPED PARKING ONLY
310 - 523	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 527 foot long block face along the S side of GATES ST from FOURTH ST extending to JAEGER ST shall be

Range in feet	Code Section	Regulation
0 - 285	2151.01	(STATUTORY RESTRICTIONS APPLY)
285 - 310	2105.03	HANDICAPPED PARKING ONLY
310 - 527	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 213 foot long block face along the N side of GAY ST from FRONT ST extending to WALL ST shall be

Range in feet	Code Section	Regulation
0 - 39	2105.17	NO STOPPING ANYTIME
39 - 79	2105.15	LOADING ZONE OTHER TIMES
39 - 79	2105.17	NO STOPPING 3AM - 7AM WEEKDAYS
79 - 122	2105.17	NO STOPPING 3AM - 7AM WEEKDAYS
79 - 122	2155.04	2 HR PARKING METER HCP ONLY 8AM - 6PM EXCEPT SUN AND HOLIDAYS
122 - 193	2155.03	1 HR PARKING METERS 8AM - 6PM EXCEPT SUNDAYS AND HOLIDAYS
122 - 193	2105.17	NO PARKING 3AM - 7AM WEEKDAYS
193 - 213	2105.17	NO STOPPING ANYTIME

The parking regulations on the 397 foot long block face along the E side of GILBERT ST from THURMAN AVE extending to DESHLER AVE shall be

Range in feet	Code Section	Regulation
0 - 149	2151.01	(STATUTORY RESTRICTIONS APPLY)
149 - 161		(NAMELESS ALLEY)
161 - 211	2151.01	(STATUTORY RESTRICTIONS APPLY)
211 - 252	2105.17	NO STOPPING ANYTIME
232 - 245		(NAMELESS ALLEY)
245 - 397	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 960 foot long block face along the E side of HAGUE AVE from SULLIVANT AVE extending to WICKLOW RD shall be

Range in feet	Code Section	Regulation
0 - 134	2105.17	NO STOPPING ANYTIME (NAMELESS ALLEY)
134 - 148		
148 - 168	2105.17	NO STOPPING ANYTIME
168 - 182	2151.01	(STATUTORY RESTRICTIONS APPLY)
182 - 203	2105.03	HANDICAPPED PARKING ONLY
203 - 246	2151.01	(STATUTORY RESTRICTIONS APPLY)
246 - 265	2105.03	HANDICAPPED PARKING ONLY
265 - 367	2151.01	(STATUTORY RESTRICTIONS APPLY)
367 - 390	2105.03	HANDICAPPED PARKING ONLY
390 - 425	2151.01	(STATUTORY RESTRICTIONS APPLY)
425 - 445	2105.03	HANDICAPPED PARKING ONLY
445 - 907	2151.01	(STATUTORY RESTRICTIONS APPLY)
907 - 960	2105.17	NO STOPPING ANYTIME

The parking regulations on the 344 foot long block face along the E side of HIGH ST from OAKLAND PARK extending to DUNEDIN RD shall be

Range in feet	Code Section	Regulation
0 - 40	2105.17	NO STOPPING ANYTIME
40 - 185	2105.17	TWO HOUR PARKING 8AM - 6PM MON - SAT
185 - 217	2105.17	2 HR PARKING OTHER TIMES
185 - 217	2105.15	LOADING ZONE 9AM - 4PM
217 - 310	2105.17	TWO HOUR PARKING 8AM - 6PM MON - SAT
310 - 344	2105.17	NO STOPPING ANYTIME

The parking regulations on the 477 foot long block face along the S side of KENT ST from BERKELEY RD extending to SEYMOUR AVE shall be

Range in feet	Code Section	Regulation
0 - 138	2151.01	(STATUTORY RESTRICTIONS APPLY)
138 - 149		(NAMELESS ALLEY)
149 - 178	2151.01	(STATUTORY RESTRICTIONS APPLY)
178 - 196	2105.03	HANDICAPPED PARKING ONLY
196 - 216	2105.17	NO STOPPING ANYTIME
216 - 228		(NAMELESS ALLEY)
228 - 248	2105.17	NO STOPPING ANYTIME
248 - 266	2105.03	HANDICAPPED PARKING ONLY
266 - 301	2151.01	(STATUTORY RESTRICTIONS APPLY)
301 - 312		(NAMELESS ALLEY)
312 - 477	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 560 foot long block face along the W side of LILLEY AVE from TERMINUS extending to WHITTIER ST shall be

Range in feet	Code Section	Regulation
0 - 410	2151.01	(STATUTORY RESTRICTIONS APPLY)
410 - 428		(NAMELESS ALLEY)
428 - 530	2151.01	(STATUTORY RESTRICTIONS APPLY)
530 - 560	2105.17	NO STOPPING ANYTIME

The parking regulations on the 318 foot long block face along the N side of MOLER ST from ANN ST extending to SEVENTEENTH ST shall be

Range in feet	Code Section	Regulation
0 - 318	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 270 foot long block face along the S side of OAK ST from EIGHTEENTH ST extending to NINETEENTH ST shall be

Range in feet	Code Section	Regulation
0 - 91	2105.14	BUS STOP ONLY
91 - 270	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 190 foot long block face along the W side of OLD THIRD ST from TERMINUS extending to LOCUST ST shall be

Range in feet	Code Section	Regulation
0 - 190	2105.17	NO STOPPING ANYTIME

The parking regulations on the 582 foot long block face along the N side of RACE ST from JOYFUL ST extending to DEMOREST RD shall be

Range in feet	Code Section	Regulation
0 - 582	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 323 foot long block face along the N side of STANLEY AVE from ANN ST extending to SEVENTEENTH ST shall be

Range in feet	Code Section	Regulation
0 - 283	2151.01	(STATUTORY RESTRICTIONS APPLY)
283 - 323	2105.17	NO STOPPING ANYTIME

The parking regulations on the 210 foot long block face along the E side of THIRD ST from ELM ST extending to LONG ST shall be

Range in feet	Code Section	Regulation
0 - 37	2105.17	NO STOPPING ANYTIME
37 - 175	2155.03	1 HR PARKING METERS 9AM - 4PM EXCEPT SUNDAYS AND HOLIDAYS
37 - 175	2105.17	NO STOPPING 3AM - 9AM 4PM - 6PM WEEKDAYS
175 - 210	2105.17	NO STOPPING ANYTIME

The parking regulations on the 265 foot long block face along the W side of THIRD ST from BLENKNER ST extending to LIVINGSTON AVE shall be

Range in feet	Code Section	Regulation
0 - 15	2105.17	NO STOPPING ANYTIME
0 - 265	2105.17	NO PARKING 8AM - 10AM 2ND TUES APR 1 - OCT 31 FOR STREET CLEAN
15 - 36	2105.21	2 HR PARKING 10AM - 8PM EXCEPT CITY PERMIT A
36 - 52	2105.17	NO STOPPING ANYTIME
52 - 72	2105.03	HANDICAPPED PARKING ONLY
72 - 92	2105.15	NO PARKING LOADING ZONE
92 - 195	2105.21	2 HR PARKING 10AM - 8PM EXCEPT CITY PERMIT A
195 - 220	2105.15	NO PARKING LOADING ZONE
220 - 265	2105.17	NO STOPPING ANYTIME

The parking regulations on the 424 foot long block face along the W side of TWENTY- SECOND ST from FULTON ST extending to MOUND ST shall be

Range in feet	Code Section	Regulation
0 - 355	2151.01	(STATUTORY RESTRICTIONS APPLY)
355 - 378	2105.03	HANDICAPPED PARKING ONLY
378 - 391	2151.01	(STATUTORY RESTRICTIONS APPLY)
391 - 424	2105.17	NO STOPPING ANYTIME

The parking regulations on the 443 foot long block face along the W side of WALL ST from RICH ST extending to TOWN ST shall be

Range in feet	Code Section	Regulation
0 - 253	2105.17	NO STOPPING ANYTIME
253 - 408	2155.03	2 HR PARKING METERS 8AM - 6PM EXCEPT SUNDAYS AND HOLIDAYS
253 - 408	2105.17	NO STOPPING 3AM - 7AM WEEKDAYS
408 - 443	2105.17	NO STOPPING ANYTIME

The parking regulations on the 773 foot long block face along the W side of WAYNE AVE from FREMONT ST extending to PALMETTO ST shall be

Range in feet	Code Section	Regulation
0 - 385	2151.01	(STATUTORY RESTRICTIONS APPLY)
385 - 402		(NAMELESS ALLEY)
402 - 775	2151.01	(STATUTORY RESTRICTIONS APPLY)

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF: HENRY GUZMÁN, PUBLIC SERVICE DIRECTOR

PUBLIC NOTICE

OFFICIAL NOTICE
BY ORDER OF THE DIRECTOR OF PUBLIC UTILITIES
In the Matter of: 99.344 acres (3030 Norton Road)
Hardship Variance Denied
December 22, 2004

Pursuant to Ordinance No. 1700-02 *"To Enact An Ordinance By Initiative Petition Enacting A Two-Year Moratorium Prohibiting Extension Of Columbus City Sewer And Water Pipelines Into The Big Darby Watershed"* ("the Big Darby Moratorium") and Director's Regulation 03-003, the Director of Public Utilities provided notice in the City Bulletin on October 2, 2004, that the Greater Columbus Investment Company (the "Applicant") has applied for a discretionary variance from the Big Darby Moratorium for a 99.344 acre parcel, located at 3030 Norton Road (PID Nos. 570136587 and 570136589).

A Hearing on this application was held on October 15, 2004. At that time, the Director heard sworn testimony from the Applicant. No other interested persons attended or testified, in person or in writing.

Pursuant to Director's Regulation 03-003, a hardship variance may be granted if the applicant establishes, by a preponderance of the evidence, that the enactment of the Big Darby Moratorium causes the landowner undue hardship. In considering whether a hardship variance should be granted the Director may consider nine factors.

1. Service ordinance and terms

The first factor that may be considered is whether City Council has, prior to the effective date of the Big Darby Moratorium, enacted an ordinance expressing willingness to serve the property with water and sewer services, and the exact terms of that ordinance. The Big Darby Moratorium was effective on December 19, 2002. Applicant has provided no evidence of a separate service ordinance in this proceeding.

Applicant has entered into the record a copy of a letter from the Office of the Mayor to City Council, dated November 8, 1971, which makes the following

representations regarding the availability of sewer and water service in the context of the annexation petition for the subject property:

- "The existing water main now terminates at Norton and Alkire Roads. There is proposed in the Capital Improvement Program for construction in 1972 a 20-inch water line in Norton Road ending at Johnson Road; and in 1973 a 12-inch water line in Johnson Road eastward from Norton Road. These water lines when completed will provide an ample water supply to serve the entire area."
- "At present the nearest existing sanitary subtrunk sewer is located in Alkire Road. This is a 24 inch sewer tributary to the Big Run Main Trunk Sewer and this sanitary subtrunk was constructed to serve the s.w. Municipal Airport (Bolton Field) which is directly north of the area proposed for annexation."
- "Storm sewers will be constructed privately at no cost to the City and will outlet into the available drainage outlet of Hellbranch Run."

(*See Transcript, Exhibit 2, Appendix 3.*)

The record does not support a finding that a Service Ordinance was adopted by City Council for this property prior to the effective date of the Big Darby Moratorium.

2. Date of annexation relative to moratorium

The second factor that may be considered is whether the landowner applicant has annexed the property to the City of Columbus, and whether that annexation was filed and/or approved before or after the effective date of the Big Darby Moratorium. In this matter, the Applicant annexed the property to the City of Columbus and such annexation was accepted by City Council on December 20, 1971 in Ordinance No. 1844-71. (*See Transcript, Exhibit 2, Appendix 2.*)

The record supports a finding that the Applicant annexed his property to the City of Columbus prior to the effective date of the Big Darby Moratorium.

3. Date of rezoning application relative to moratorium

The third factor that may be considered is whether the landowner applicant has, prior to the effective date of the Big Darby Moratorium, filed a re-zoning application. The rule specifically refers to a re-zoning application, as all property receives an initial zoning upon annexation. The re-zoning application is typically filed once a property owner is prepared to develop the property, and is much more specific with regard to the properties intended use. The re-zoning application allows City Council to approve the intended use.

In this matter, City Council initially zoned the property Single Family-Residential (R-1) at the time the property was annexed to the City. (*See Transcript, Exhibit 2*). Applicant acknowledges that there has been no rezoning application filed with regard to this property either prior or subsequent to the adoption of the Big Darby Moratorium.

The Applicant has represented that it has no need to re-zone, as the R-1 zoning status meets its needs.

The record supports a finding that the Applicant has not filed a re-zoning application prior to the effective date of the Big Darby Moratorium.

4. Expended substantial monies in reasonable reliance

The fourth factor that may be considered is whether the landowner has, in reasonable reliance upon a services ordinance or as part of the rezoning application, expended substantial monies to develop the property. As noted previously, the Applicant has not provided evidence of a service ordinance. Nor has it rezoned the property. Thus, it is not possible, based upon the record, to conclude the Applicant has expended any funds in reasonable reliance upon either a service ordinance or a rezoning application.

5. Two year delay causes unreasonable harm

The fifth factor that may be considered is whether a two-year delay in the provision of water and sewer services would cause unreasonable harm to the property owner. At this point in time, the Big Darby Moratorium is due to expire in one year, so the delay under consideration is one year. The Applicant presented no additional evidence in support of unreasonable harm.

Additionally, at this time, there is no sanitary service to the Applicant's parcel. The abutting property, while developed, has relied upon on-lot systems for the treatment of sanitary wastewater. Thus, while water is available, sanitary sewer service is not immediately available, regardless of the application of the Big Darby Moratorium.

Based upon the record, it is not possible to conclude definitively that an additional year delay in providing water service would cause unreasonable harm.

6. Prevent reasonable return relative to similarly situated parcels

The sixth factor for consideration is whether the Big Darby Moratorium would prevent a reasonable return in service, use or income compared to similarly situated

parcels in the same area. The Applicant's representative directs attention to the landowners who previously received variances. In particular, he noted that the Blauser Farm Partnership variance covered 201 acres and that the Colomet variance encompassed 109 acres, and the Samuel Baker variance which covered 21 acres. (*See Transcript*, pp. 15-16.) Applicant's parcel is approximately 99 acres. However, as discussed below, the parcels that previously received variances are not similarly situated. These other parcels had sanitary sewer service readily available.

Because the extent of harm to the Applicant due to a one year delay in the availability of services is indeterminate and the Applicant has presented no information regarding the reasonable return anticipated nor particular information regarding impacts upon timing, it is not possible to determine that the Big Darby Moratorium would prevent a reasonable return on the Applicant's property.

7. Practical difficulties in strict compliance

The seventh factor that may be considered is whether there are practical difficulties in carrying out the strict letter of the Big Darby Moratorium. No evidence was provided in support of this factor.

8. Whether effect would be arbitrary in this case

The eighth factor that may be considered is whether the effect of the application of the Big Darby Moratorium would be arbitrary in the specific case. Once again, the Applicant's representative directed attention to the previously granted variances. In other variance requests, sanitary sewers were readily available. In at least one instance, consideration was also given to the presence of other development in the vicinity of the parcel seeking a variance, including development between the parcel at issue and the Hellbranch Run. (*See Samuel Baker*, November 19, 2003.) Other than on the abutting property to the north, there was no evidence presented as to the presence of other development in this area. The Applicant's parcel is located directly on the Hellbranch Run. Sanitary sewer service is not readily available.

The record does not support a finding that the application of the Big Darby Moratorium would be arbitrary in this specific case as the facts are distinguishable from previously granted variances in that it is not surrounded by development, no existing development separate the parcel from the Hellbranch Run, and sanitary sewer services are not immediately available.

9. Interfere with general purpose and intent of moratorium

The final factor that may be considered is whether such variance would violate or interfere with the general purpose and intent of the Big Darby Moratorium. The stated purpose of the Moratorium is as follows:

The moratorium is intended to provide time for the City of Columbus and other governmental entities with land use jurisdiction in the Watershed to consider and/or implement a comprehensive land use development plan therein. The moratorium is also intended to protect the interests of all affected landowners against immediate residential and commercial construction that might be inconsistent with the provisions of any comprehensive plan that may ultimately be put in place.

The Big Darby Watershed contains 557 square miles of territory. At 641 acres per square mile, the Big Darby Watershed contains more than 357,000 acres. The Applicant's 99 acres represents a minute portion of the watershed.

While this development may not directly interfere with the comprehensive planning purpose of the Big Darby Moratorium, this development would be inconsistent with the purpose and intent of the Hellbranch Run Watershed Protection Overlay standards. Pursuant to Director's Regulation 03-003, any variance granted must be conditioned on, at a minimum, compliance with the Hellbranch Run Watershed Protection Overlay standards. Those standards are codified at City Code Chapter 3372.

The purpose of the Hellbranch Run Watershed Protection Overlay is to safeguard the public health, safety and welfare through the use of reasonable and practicable development standards in the portion of the Hellbranch Run Watershed which lies outside of the proposed Environmentally Sensitive Development Area to minimize development impacts to the Hellbranch Run and Big Darby Creek. A presumption of the Hellbranch Watershed Protection Overlay is that this territory is intended to be served by centralized wastewater treatment facilities provided by the City of Columbus. It is the City's position that serving this area with centralized wastewater treatment is critical to the protection of the environment. (See Columbus Metropolitan Facilities Plan Update, submitted by the City to the Ohio EPA November 2000 and adopted by the Governor within the Central Scioto Plan Update in January 2002.) Because centralized wastewater treatment services are intended to manage sanitary sewer needs, the Hellbranch Watershed Protection Overlay focused on stormwater challenges including:

1. Assure that development design and activities will not impair the ability of riparian areas to:
 - a. Reduce flood impacts by absorbing peak flows, slowing the velocity of flood waters, and regulating base flow;

- b. Reduce pollutants in watercourses during periods of high flows by filtering, settling, and transforming pollutants already present in watercourses and in runoff before they enter watercourses;
 - c. Provide shade and food which are essential components of high quality stream ecosystems; and
 - d. Provide habitat to a wide array of wildlife by maintaining diverse and connected riparian vegetation.
2. Reduce bank erosion, channel degradation, aggradation, and downcutting as a result of modification of land use while still allowing for the natural transport of bedload and sediments and maintenance of the stream's natural ability to adjust its position, dimension, pattern and profile.
3. Benefit the City economically by minimizing encroachment on watercourse channels and the need for costly engineering solutions such as retention basins, and rip rap to protect structures and reduce property damage and threats to the safety of watershed residents; and by contributing to the scenic beauty and environment of the City, and thereby preserving the character of the City, the quality of life of the residents of the City, and corresponding property values.

While development of the Applicant's parcel would not interfere with the general purpose and intent of the Big Darby Moratorium as it relates to comprehensive planning, development of the Applicant's parcel without the use of centralized wastewater treatment facilities conflicts with the protective conditions embodied within the Hellbranch Run Watershed Protection Overlay and the City's Section 201 Facilities Plan Update, as adopted within the Central Scioto Plan Update ("208 Plan") Because centralized wastewater treatment facilities are not immediately available, development on this parcel prior to the availability of such facilities would conflict with the City's commitment to centralized wastewater treatment facilities within the Hellbranch Run Watershed Protection Overlay and the 208 plan.

Variance Denied

Based upon the evidence provided at the hearing and all of the factors to be considered, I hereby find that the Applicant will not suffer an undue hardship if the Darby Moratorium is applied to his property. I therefore deny the Applicant's request for a variance.

Cheryl Roberto
Director