

Columbus City Bulletin



Bulletin #29
July 16, 2005

Proceedings of City Council

Saturday, July 16, 2005



SIGNING OF LEGISLATION

(Unless otherwise noted, all legislation listed in this bulletin were signed by Council President Matthew D. Habash, on the night of the Council meeting, Monday, *July 11, 2005*; Mayor, Michael B. Coleman on Wednesday, *July 13, 2005* and attested by the Deputy City Clerk, Darla M. Character-Johnson prior to Bulletin publishing.) **NOTE: Ordinance 1159-2005 was signed by President Pro-Tem Michael C. Mentel** on Monday, *July 11, 2005*; Mayor, Michael B. Coleman on Wednesday, *July 13, 2005* and attested by the Deputy City Clerk, Darla M. Character-Johnson 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, July 11, 2005

5:00 PM

Columbus City Council

Columbus City Council

Journal

July 11, 2005

REGULAR MEETING NO. 41 OF COLUMBUS CITY COUNCIL, JULY 11, 2005 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Absent: 1 - Mr. Boyce

Present: 6 - 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. Thomas, seconded by Ms. Tavares, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:

Absent: 1 - Mr. Boyce

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

C0023-2005

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, JULY 6, 2005:

New Type: D5J
To: Facility Concession
Services Inc
DBA Spectrum Catering
& Concessions
230 W Nationwide Blvd
Columbus, Ohio 43215
permit # 26109460005

New Type: D2
To: Billy Goat Tavern Ltd
DBA Billy Goat Tavern
5940 New Albany Rd W
Columbus, Ohio 43054
permit # 0717798

Transfer Type: D5
To: South Campus Gateway LLC

1550 N High St
Columbus, Ohio 43201
From: Fenway LLC
DBA Senior Garcias
5727 Chantry Dr
Columbus, Ohio 43232
permit # 8394877

Transfer Type: D1, D2, D3, D3A, D6
To: CHC Inc
660 Harrisburg Pike
Columbus, Ohio 43223
From: CHC Inc
1034 Perry St 1st Fl Bsmt & Patio
Columbus, Ohio 43201
permit # 14031250001

Transfer Type: C1, C2
To: Barnyard Sub Inc
DBA Mavericks Carryout
2995 Morse Rd
Columbus, Ohio 43231
From: Zack of Ohio Inc
DBA Beer & Wine Emporium
2995 Morse Rd
Columbus, Ohio 43231
permit # 0463386

Transfer Type: D1, D3, D3A, D6
To: Rality Productions Ltd
2550 S Hamilton Rd & Patio
Columbus, Ohio 43232
From: Chuckles Deli & Bar Inc
DBA Metros on Hamilton Restaurant & Bar
2550 S Hamilton Rd & Patio
Columbus, Ohio 43232
permit # 7177533

Transfer Type: C1, C2
To: Bajwa LLC
DBA Howards Sunoco
726 W Broad St
Columbus, Ohio 43222
From: Toshiko G Inc
DBA Howards Sunoco
726 W Broad St
Columbus, Ohio 43222
permit # 0382705

Stock Type: C1, C2
To: 2825 Olentangy Inc
DBA OSU Citgo

2825 Olentangy River Rd
Columbus, Ohio 43202
permit # 9115462

Stock Type: D1, D3, D3A
To: Dannys Diamond Fox Inc
DBA Magic City
2063 E Livingston Av & Patio
Columbus, Ohio 43209
permit # 1924958

Stock Type: D2, D2X
To: Matt Damon Entertainment LLC
DBA Studio 35 Cinema
3055 Indianola Av
Columbus, Ohio 43202
permit # 5634969

Advertise 7/16/05
Return 7/20/05

Read and Filed

RESOLUTIONS OF EXPRESSION

MENTEL

0110X-2005 To declare September as Ovarian Cancer Awareness Month.

Sponsors: Michael C. Mentel

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

Absent: 1 - Mr. Boyce

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

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

DEVELOPMENT: 1254-2005, 1260-2005

HEALTH HOUSING & HUMAN SERVICES: 1216-2005

FIRST READING OF 30-DAY LEGISLATION

**JOBS AND ECONOMIC DEVELOPMENT: HUDSON, CHR. O'SHAUGHNESSY
THOMAS HABASH**

1213-2005 FR To adopt the West Broad Street Economic Development Strategy as a blueprint for the revitalization of West Broad Street from Highland to Terrace avenues in the Hilltop community.

Read for the First Time

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

- 1178-2005 FR To assess certain properties for the cost for demolishing structures found to be public nuisances.
Read for the First Time
- 1207-2005 FR To authorize the acceptance of a deed for a parcel of land to be included in the Land Bank inventory (1096 McAllister Avenue).
Read for the First Time
- 0109X-2005 FR A Resolution declaring the necessity of improvement of public streets and easements by improving the approaches and intersection of Lancaster Avenue and East Broad Street and constructing a collector road between Lancaster Avenue and East Broad Street by excavating, grading, paving and installing traffic signalization, street lighting, conduit, traffic pavement markings, street signs, loop detectors, and controllers together with all necessary and related appurtenances under the assessment procedure. (\$0)
Read for the First Time
- 1250-2005 FR An Ordinance assessing the cost of the improvement of public streets and easements by improving the approaches and intersection of Lancaster Avenue and East Broad Street and constructing a collector road between Lancaster Avenue and East Broad Street by excavating, grading, paving and installing traffic signalization, street lighting, conduit, traffic pavement markings, street signs, loop detectors, and controllers together with all necessary and related appurtenances under the assessment procedure. (\$0)
Read for the First Time

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

- 0036X-2005 FR To authorize the Public Service Director, on behalf of the Transportation Division, to declare the necessity of constructing the Clintonville Streetscape Improvement project under the assessment procedure. (\$0-)
Read for the First Time
- 1177-2005 FR To accept the plat titled MCCUTCHEON PLACE SUBDIVISION, from RAY E. ROBINSON, Director of LIFE EMPOWERMENT DEVELOPMENT CENTER.
Read for the First Time
- 1185-2005 FR To accept the plats titled ALUM CREEK VILLAGE SECTION 2 PART 1 and ALUM CREEK VILLAGE SECTION 2 PART 2, from BEAZER HOMES INVESTMENTS, LLC, a Delaware limited liability company, by Jeff L. Logsdon, Division President
Read for the First Time
- 1195-2005 FR To vacate the first alley east of Summit Street from Seventh Avenue to its southern terminus as requested by Columbus Public Schools, and to waive Land Review Commission and the competitive bidding provisions of the Columbus City Codes.
Read for the First Time
- 1196-2005 FR To authorize the Public Service Director to execute those documents required to transfer the unimproved right-of-way identified as that portion of

Basswood Road from Eighth Street (aka Lee Ellen Place) to its western terminus to The Board of Education of the Columbus City School District in exchange for a deed to the Columbus Public Schools property currently improved with that roadway identified as Lee Ellen Place; and to waive the Land Review Commission and the competitive bidding provisions of Columbus City Codes.

Read for the First Time

- 1204-2005** FR To accept the plat titled UPPER ALBANY WEST SECTION 2, from M/I HOMES OF CENTRAL OHIO, LLC, an Ohio limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations.

Read for the First Time

- 1205-2005** FR To accept the plat titled WALKER CORNERS, from E. L. WALKER & ASSOCIATES, by ERNEST L. WALKER, General Manager.

Read for the First Time

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

- 1031-2005** FR To authorize the Finance Director to establish a Blanket Purchase Order, for GPS Equipment, from an established Universal Term Contract with Mapsync, for the Division of Water in the amount of \$66,865.00, to authorize the expenditure of \$66,865.00 from the Water Works Enlargement Voted 1991 Bonds Fund. (\$66,865.00)

Read for the First Time

- 1073-2005** FR To authorize the Director of Public Utilities to enter into a contract with Telvent USA, Inc. for the Dublin Road Water Plant Automation Upgrade, for the Division of Water, to authorize the expenditure of \$1,314,359.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2004 C.I.B. and to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund. (\$1,314,359.00)

Read for the First Time

- 1103-2005** FR To authorize the Finance Director, on behalf of the Department of Public Utilities, Division of Operational Support, to issue a blanket purchase order for the purchase of replacement computers from an existing universal term contract with Resource One; and to authorize the expenditure of \$56,000.00 from the Electricity Operating Fund, \$97,000.00 from the Sewerage System Operating Fund, and \$22,000.00 from the Water Systems Operating Fund. (\$175,000.00)

Read for the First Time

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

- 0955-2005** FR To rezone 3642 AGLER ROAD (43219), being 7.2± acres located on the north side of Agler Road, 340± feet west of Stelzer Road, From: L-C-4, Limited Commercial District, To: L-C-4, Limited Commercial District (Z04-096).

Read for the First Time

- 0961-2005** FR To rezone 1903 STELZER ROAD (43219), being 10.65± acres located on the west side of Stelzer Road, 300± feet south of City Gate Drive, From: R, Rural District, To: L-M, Limited Manufacturing and CPD, Commercial Planned Development Districts (Z04-080).

Read for the First Time

- 1119-2005 FR To grant a Variance from the provisions of Sections 3356.03, C-4, Permitted Uses and 3372.609, Setback requirements of the Columbus City Code, for the property located at 858 SOUTH HIGH STREET (43206), to permit an existing two-family dwelling with reduced development standards in the C-4, Commercial District (Council Variance # CV05-010)

Read for the First Time

- 1142-2005 FR To rezone 2635 BILLINGSLEY ROAD (43235), being 5.0± acres located on the south side of Billingsley Road, 620± feet east of Sawmill Road, From: R, Rural District, To: L-C-4, Limited Commercial District (Rezoning # Z05-016).

Read for the First Time

- 1149-2005 FR To grant a Variance from the provisions of Section 3363.01, M, Manufacturing District, for the property located at 1280 WILLIAMS ROAD (43207), to permit an existing single-family dwelling in the M, Manufacturing District (Council Variance # CV05-023).

Read for the First Time

- 1150-2005 FR To grant a Variance from the provisions of Section 3363.01, M, Manufacturing District, for the property located at 1240 WILLIAMS ROAD (43207), to permit an existing single-family dwelling in the M, Manufacturing District (Council Variance # CV05-026).

Read for the First Time

- 1161-2005 FR To rezone 868 WEST LANE AVENUE (43221), being 0.83± acres located at the northeast corner of West Lane Avenue and Kenny Road, From: R, Rural District, To: CPD, Commercial Planned Development District. (Rezoning # Z05-017)

Read for the First Time

- 1174-2005 FR To grant a Variance from the provisions of Sections 3356.03, C-4, Permitted Uses of the Columbus City Codes for the property located at 499 DERRER ROAD (43204), to permit storage associated with a contractor's office in the C-4, Commercial District (Council Variance # CV05-015).

Read for the First Time

- 1183-2005 FR To rezone 1400 FRANCISCO ROAD (43220), being 11.12± acres located at the northwest corner of Francisco Road and Rossmoor Place, From: R-1, Residential District, To: L-R-2, Limited Residential District. (Rezoning # Z05-030)

Read for the First Time

- 1187-2005 FR To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District use; 3332.15, Area District requirements; 3332.19, Fronting on a public street; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3332.28, Side or rear yard obstruction; 3332.33, Private access and parking requirements; 3342.24, Surface and 3342.28, Minimum number of parking spaces required; of the City of Columbus codes, for the property located at 410 NACE AVENUE (43223), to permit two existing single-family dwellings on one lot with reduced development standards in the R-4, Residential District. (Council Variance # CV05-013)

Read for the First Time

- 1201-2005 FR To rezone 2895 SOUTH HIGH STREET (43207), being 0.53± acres located at the southwest corner of South High Street and Dolby Drive, From: R-3, Residential District, To: C-3, Commercial District. (Rezoning # Z05-025).
Read for the First Time
- 1208-2005 FR To grant a Variance from the provisions of Sections 3332.029, SR Suburban residential district; 3332.035, R-3, Residential district; 3342.08, Driveway; 3342.17, Parking lot screening; 3342.28, Minimum number of parking spaces required; 3356.03, C-4 Permitted Uses; and 3356.05, C-4 District Development Limitations, of the Columbus City Codes for the property located at 1463 COLLEGE AVENUE (43209), to permit two (2) 4-unit dwellings in the C-4, Commercial; SR, Suburban residential; and R-3, Residential Districts.
Read for the First Time
- 1210-2005 FR To grant a Variance from the provisions of Section 3356.03, C-4 permitted uses, for the property located at 6867 EAST BROAD STREET (43213), to permit motor vehicle fuel sales on a lot zoned in the L-C-4, Limited Commercial District (Council Variance CV05-025).
Read for the First Time

CONSENT ACTIONS

ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH

- 1095-2005 CA To authorize and direct the Finance Director to modify the universal term contract purchase order and future purchase orders with Thomas W. Ruff and to declare an emergency.
This Matter was Approved on the Consent Agenda.
- 1184-2005 CA To authorize the Human Resources Director enter into a contract with Gates McDonald & Company to provide Workers' Compensation actuarial and cost containment services from August 1, 2005 through July 31, 2006 and to authorize the expenditure of \$50,000.00, or so much thereof as may be necessary to pay the cost of said contract (\$50,000.00); and to declare an emergency.
This Matter was Approved on the Consent Agenda.

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

- 1016-2005 CA To authorize and direct the Finance Director to enter into a contract for the option to purchase ViewSonic Monitors with JPK Micro Supply, Inc., to authorize the expenditure of \$1.00 to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00).
This Matter was Approved on the Consent Agenda.
- 1122-2005 CA To authorize an appropriation from the DNA-No Suspect (FY2003) Grant Account and to authorize the Director of Public Safety of the City of Columbus to reimburse the State Bureau of Criminal Identification and Investigation and to declare an emergency. (\$16,000.00)
This Matter was Approved on the Consent Agenda.
- 1175-2005 CA To authorize the Director of Public Safety to modify the current contract with Public Safety Systems Incorporated (PSSI) for the purchase of user licenses for the Division of Fire's EMBRS Records Management System; to authorize

the expenditure of \$42,500.00 from the General Fund; and to declare an emergency. (\$42,500.00)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

- 1108-2005 CA To authorize the Director of Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property held in the Land Bank pursuant to the Land Reutilization Program. (5700 Livingston Avenue)

This Matter was Approved on the Consent Agenda.

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

- 0658-2005 CA To authorize the City Auditor to transfer \$6,933.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Finance Director to enter into a contract with Nations Rent USA, Incorporated, for the purchase of two vibratory rollers with trailers for the Transportation Division; to authorize the expenditure of \$86,833.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$86,833.00)

This Matter was Approved on the Consent Agenda.

- 1034-2005 CA To authorize and direct the Finance Director to issue purchase orders for vehicle parts, supplies, and accessories for the Fleet Management Division, to authorize and direct the expenditure of \$580,000.00 from the Fleet Management Services Fund, and to declare an emergency. (\$580,000.00)

This Matter was Approved on the Consent Agenda.

- 1035-2005 CA To authorize the City Auditor to make any and all appropriate accounting adjustments to properly account for General Government Grant Fund transfers, appropriations and expenditures for several grant programs within the Public Service Department, Transportation and Refuse Collection Divisions, as detailed within the body of this ordinance and to declare an emergency. (\$170,919.35)

This Matter was Approved on the Consent Agenda.

- 1036-2005 CA To authorize and direct the Finance Director to enter into two contracts for the option to purchase LED Pedestrian Signal Equipment with Path Master, Inc., and Traffic Control Products, to authorize the expenditure of two dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00).

This Matter was Approved on the Consent Agenda.

- 1120-2005 CA To dedicate new right-of-way for alley purposes necessary to accommodate the construction of Fire Station #18 at 1628 Cleveland Avenue; to vacate a portion of the existing north south alley that bisects this site and to the extent that they may apply to waive the Land Review Commission and the competitive bidding provisions of Columbus City Codes.

This Matter was Approved on the Consent Agenda.

- 1132-2005 CA To authorize the Director of the Public Service Department to execute those documents required to release the utility easements granted to the City of Columbus by Sunbury Hills, Inc., in a Deed of Easement of record in Deed

Book 2730, Page 213 of the Franklin County, Ohio, Recorder's Office.

This Matter was Approved on the Consent Agenda.

- 1211-2005 CA To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Truck Tire Retreading with D & D Retreading Inc. and to declare an emergency.

This Matter was Approved on the Consent Agenda.

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

- 1050-2005 CA To authorize and direct the Columbus Health Department to accept this grant from the Ohio Department of Health in the amount of \$155,000; to authorize the appropriation of \$155,000 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$155,000)

This Matter was Approved on the Consent Agenda.

- 1098-2005 CA To authorize and direct the Board of Health to enter into a contract with the Ohio Hispanic Coalition for the provision of interpretation services for the Health Department's Perinatal Program, to authorize a total expenditure of \$57,700 from the Health Department Grants Fund and the Health Special Revenue Fund, and to declare an emergency. (\$57,700)

This Matter was Approved on the Consent Agenda.

- 1200-2005 CA To authorize and direct the Columbus Health Department to accept grant funds from the Ohio Department of Health in the amount of \$173,417, to authorize the appropriation of \$173,417 from the Health Department Grants Fund, and to declare an emergency. (\$173,417)

This Matter was Approved on the Consent Agenda.

- 1215-2005 CA To authorize the Director of the Department of Development to enter into contract with the Mid -Ohio Board for an Independent Living Environment, Inc. (MOBILE) to support its Community Education Program; to authorize the expenditure of \$58,201.00 from the General Fund; and to declare an emergency. (\$58,201.00)

This Matter was Approved on the Consent Agenda.

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

- 0937-2005 CA To authorize the Director of Public Utilities to enter into a sole-source contract with the Operator Training Committee of Ohio (OTCO), for utility operations and maintenance training, in accordance with the sole source provisions of the Columbus City Code, for the Division of Water, and to authorize the expenditure of \$45,000.00 from Water Systems Operating Fund. (\$45,000.00)

This Matter was Approved on the Consent Agenda.

- 0952-2005 CA To authorize the Director of Public Utilities to enter into an reimbursement agreement with Dominion Homes for the construction of the Powell Road 12" Water Main and to authorize the expenditure of \$9,768.42 from the Water Works Enlargement Voted 1991 Bonds Fund for the Division of Water. (\$9,768.42)

This Matter was Approved on the Consent Agenda.

- 1039-2005 CA To authorize the Director of Public Utilities to enter into a contract with Downing Construction Company for North Columbus Fire Hydrant Repairs for the Division of Water, to authorize the expenditure of \$169,400.00 from the Water Works Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$169,400.00)

This Matter was Approved on the Consent Agenda.

- 1041-2005 CA To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain sewer easements rights in and to real property, located in the vicinity of Winchester Crossing Boulevard and Weurful Drive, in exchange for replacement easements previously granted to the City of Columbus, Ohio.

This Matter was Approved on the Consent Agenda.

- 1066-2005 CA To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Fairbanks Morse Pump Parts and Service, with Fairbanks Morse Pump Service Group, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1067-2005 CA To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain sewer easements, located in the vicinity of Reliance Street and Dearborn Drive, at the request of Mettler-Toledo, Inc. in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

This Matter was Approved on the Consent Agenda.

- 1169-2005 CA To authorize and direct the Finance Director to enter into a contract for an option to Purchase Wallace and Tiernan Parts with BNR, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

This Matter was Approved on the Consent Agenda.

- 1228-2005 CA To authorize the Director of the Department of Public Utilities to execute a quitclaim deed of easement and any ancillary documents necessary to accept certain sanitary sewers rights, as granted from the State of Ohio, over that real property commonly known as 5220 N. High Street, Columbus, Ohio (Blind & Deaf School), and to declare an emergency.

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

- 1129-2005 CA To authorize the appropriation and transfer of \$50,000.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund and to authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$50,000.00 from the Voted 1995/1995 Recreation and Parks Bond Fund for costs in connection with the FRA Olentangy Trail Bridge Project (State Job 465874), and to declare an emergency. (\$50,000.00).

This Matter was Approved on the Consent Agenda.

APPOINTMENTS

A0086-2005 CA Appointment of Luanne Carlton, 426 Midgard Road, Columbus, OH 43202, to serve on the German Village Commission replacing Laura Shinn with a new term expiration date of June 30, 2008 (resume attached).

This Matter was Read and Approved on the Consent Agenda.

A0087-2005 CA Reappointment of Jon Ingwersen to serve on the Development Commission. His new term expiration date would be July 31, 2008. (Resume attached)

This Matter was Read and Approved on the Consent Agenda.

Passed The Consent Agenda

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

Absent: 1 - Mr. Boyce

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

THE FOLLOWING ITEMS WILL BE TABLED FOR ONE WEEK**ADMINISTRATION: 0603-2005**

0603-2005 To authorize a transfer of \$17,043.00 from the unallocated balance of the Recreation and Parks Permanent Improvement Fund to the Facility Renovations project, to authorize the Public Service Director to enter into contracts for the Facilities Management Division with Physical Planning Technologies for software, licensing, and training, and for professional engineering services necessary to develop a Comprehensive Municipal Capital Planning and Asset Management System, to authorize the expenditure of \$480,070.00 from the Facilities Management Capital Improvement Fund, to authorize the appropriation and expenditure of \$17,043.00 from the Recreation and Parks Permanent Improvement Fund, and to declare an emergency. (\$497,113.00).

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

Absent: 1 - Mr. Boyce

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

A motion was made by President Pro-Tem Mentel, seconded by Ms. Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

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

RECREATION & PARKS: 1125-2005

1125-2005 To authorize the Director of Recreation and Parks to enter into a revenue generating contract with Made From Scratch, Inc., to provide catering and special event services for the North Bank Park Pavilion and various other

sites, to waive the necessary competitive bidding requirement, and to declare an emergency.

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

Absent: 1 - Mr. Boyce

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

A motion was made by President Pro-Tem Mentel, seconded by Ms. Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

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

DEVELOPMENT: 1191-2005

1191-2005

To authorize the Director of the Department of Development to enter into a pre-annexation agreement with Dominion Homes, Inc. (AN04-028); and to declare an emergency.

A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

Abstained: 1 - President Pro-Tem Mentel

Affirmative: 5 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Habash

0925-2005

To accept the application (AN04-029) of Dominion Homes, Inc. for the annexation of certain territory containing 3.8 ± Acres in Washington Township.

A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

Abstained: 1 - President Pro-Tem Mentel

Affirmative: 5 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Habash

UTILITIES: 1075-2005, 1111-2005

1075-2005

To authorize the Director of Public Utilities to modify a contract with the Kokosing Construction Company for the Bulen Avenue/Sycamore St. Sewer Replacement Project; to authorize the transfer and expenditure of \$48,638.00 from within the Sewer System Permanent Improvements Fund; to amend the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage, and to declare an emergency. (\$48,638.00)

A motion was made by Ms. Tavares, seconded by Ms. Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 07/15/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce
 Abstained: 1 - President Pro-Tem Mentel
 Affirmative: 5 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas
 and President Habash

1111-2005

To authorize the Director of Public Utilities to enter into contract with Reynolds, Inc., for the construction of the Adena Brook Ravine Area Sanitary Sewer Improvements Project; to authorize the appropriation and expenditure of \$2,051,575.20 from the Ohio Water Pollution Control Loan Fund; to amend the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$2,051,575.20)

A motion was made by Ms. Tavares, seconded by Ms. Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce
 Abstained: 1 - President Pro-Tem Mentel
 Affirmative: 5 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas
 and President Habash

ADMINISTRATION: 1114-2005, 1123-2005

1114-2005

To amend the Management Compensation Plan, Ordinance No. 2944-99, by enacting and amending certain sections in Section 5(E), effective August 28, 2005.

TABLED UNTIL 07/18/05

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

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

1123-2005

To authorize and direct the City Auditor to provide for the transfer of \$788,740 between various objects and divisions within the general fund, \$35,524 within the print services fund and any unencumbered balances within the Facilities Management Division to reflect realignment of departmental responsibilities with respect to the management of city assets and to transfer administrative authority for all contracts and agreements associated with the departmental realignment to the Director of the Department of Finance and Management (\$824,264).

TABLED UNTIL 07/18/05

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

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

JOBS & ECONOMIC DEVELOPMENT: 1245-2005

1245-2005

To authorize the appropriation of \$138,000 within the Jobs Growth Fund to the Development Department; to authorize the Director of the Department of Development to enter into a contract with the Columbus Chamber of

Commerce to provide a master plan for a proposed Columbus research corridor; to authorize the expenditure of \$138,000 from the Jobs Growth Fund; and to declare an emergency. (\$138,000)

A motion was made by President Habash, seconded by Ms. Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

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

UTILITIES: 1013-2005

1013-2005

To authorize the Director of Public Utilities to modify the contract with Malcolm Pirnie, Inc., for Professional Engineering Services for the Dublin Road Water Plant Chlorine Storage Improvements, for the Division of Water, and to authorize the expenditure of \$1,107,000.00 from Waterworks Enlargement Voted 1991 Bonds Fund. (\$1,107,000.00)

A motion was made by President Habash, seconded by Ms. Thomas, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

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

RULES & REFERENCE: 1102-2005

1102-2005

To enact, amend, and repeal various sections of the Columbus City Codes, 1959, to create a new department of finance and management, to create a new division of financial management within the new department, to create an office of real estate management within the new department, to create an office of purchasing within the new department, to move the facilities management division from the public service department to the new department, to make the new department responsible for real property activities related to city operations not involving rights-of-way and utility easements, to confirm the responsibility of the department of human resources for risk management, and to reflect the impact of the reorganization and department name changes in all affected sections of the Columbus City Codes.

Sponsors: Kevin L. Boyce

A motion was made by President Habash, seconded by Ms. Thomas, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

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

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

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES HABASH

1170-2005

To establish a new authorized strength ordinance for various city divisions; to repeal ordinance 0484-2005, and to declare an emergency.

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

Absent: 1 - Mr. Boyce

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

**JOBS AND ECONOMIC DEVELOPMENT: HUDSON, CHR. O'SHAUGHNESSY
THOMAS HABASH**

1197-2005

To authorize the Director of Development, upon the conveyance of approximately 11 acres of the former Northland Mall site, to execute a Restrictions and Cross Easement Agreement among the City of Columbus, Columbus Urban Growth Corporation and Home Depot U.S.A. Inc.; and to declare an emergency.

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

Absent: 1 - Mr. Boyce

Abstained: 1 - President Pro-Tem Mentel

Affirmative: 5 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Habash

1233-2005

To approve the Discovery Special Improvement District of Columbus, Inc. Petition and Articles of Incorporation and the inclusion of the properties owned by the City of Columbus in said district; and to declare an emergency.

A motion was made by Ms. Hudson, seconded by President Pro-Tem Mentel, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. O'Shaughnessy

Affirmative: 5 - Ms. Hudson, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

1040-2005

To authorize and direct the transfer of \$50,000.00 within the General Fund and to authorize and direct the Division of Neighborhood Services to enter into an agreement with Maryhaven., to support the Safe Pathways program; to authorize the expenditure of \$50,000.00 from the General Fund; and to declare an emergency. (\$50,000.00)

A motion was made by President Pro-Tem Mentel, seconded by Ms. Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. Hudson

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

1253-2005

To authorize an amendment to the Airport Operation and Use Agreement between the City of Columbus and the Columbus Airport Authority and to authorize the latter to exercise all powers available to a port authority under Chapter 4582, Ohio Revised Code, and to declare an emergency.

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

Absent: 1 - Mr. Boyce

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

RULES & REFERENCE:

1154-2005

To amend Sections 2323.11, 2323.31 and 2323.32 and enact new Section 2323.33 of the Columbus City Codes, 1959, to define assault weapons and to prohibit the unlawful possession or sale of assault weapons.

Sponsors: Michael C. Mentel

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

Absent: 1 - Mr. Boyce

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

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

Absent: 1 - Mr. Boyce

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

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

Absent: 1 - Mr. Boyce

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

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

Absent: 1 - Mr. Boyce

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

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

Absent: 1 - Mr. Boyce

Affirmative: 6 - 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 President Pro-Tem Mentel, to Motion to Recess the Regular Meeting RECESSED: 6:20 P.M. The motion carried by the following vote:

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

RECONVENED: 8:10 P.M.

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

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

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

0740-2005

To accept the application (AN04-028) of Lloyd J. Kurtz, et al. for the annexation of certain territory containing 322.41 ± Acres in Washington & Brown Townships.

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:

Absent: 1 - Mr. Boyce
Abstained: 1 - President Pro-Tem Mentel
Affirmative: 5 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Habash

A motion was made by Ms. O'Shaughnessy, seconded by Ms. Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce
Abstained: 1 - President Pro-Tem Mentel
Affirmative: 5 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Habash

0924-2005

To accept the application (AN05-002) of Timothy S. Davidheiser for the annexation of certain territory containing 10.4 ± Acres in Plain Township.

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

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

0948-2005

To accept the application (AN04-025) of Elmer R. Duritzky, et al for the annexation of certain territory containing 9.616 ± Acres in Plain Township.

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

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

0983-2005

To accept the application (AN05-003) of Friendship Village of Dublin, Ohio,

Inc. for the annexation of certain territory containing 1.219 ± Acres in Perry 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:

Absent: 1 - Mr. Boyce

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

1030-2005

To accept the application (AN05-001) of Olympus Communities, LTD for the annexation of certain territory containing 14.5 ± 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:

Absent: 1 - Mr. Boyce

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

1147-2005

To authorize the Director of the Department of Development to enter into a contract with the Greater Columbus Chamber of Commerce; to authorize the expenditure of \$34,020 from the General Fund; and to declare an emergency. (\$34,020)

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

Absent: 1 - Mr. Boyce

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

1159-2005

An ordinance creating three tax increment financing incentive districts pursuant to Section 5709.40(C) of the Revised Code; creating two TIF areas pursuant to Section 5709.40(B) of the Revised Code; declaring improvements to the real property located in the incentive districts and TIF areas to be a public purpose; exempting from real property taxation 100 percent of those improvements; requiring the owners thereof to make service payments in lieu of taxes; establishing municipal public improvements tax increment equivalent funds for the deposit of the service payments collected from the incentive district and TIF area property owners; protecting the school districts serving the incentive districts and TIF areas against any loss of tax revenue as a result of the exemptions granted by this Ordinance; describing the public infrastructure improvements to be made within the incentive districts and TIF areas; and authorizing the execution of a tax increment financing agreement with respect to the incentive districts and TIF areas (\$0).

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

Absent: 1 - Mr. Boyce

Abstained: 2 - Ms. Hudson and President Habash

Affirmative: 4 - Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Pro-Tem Mentel

1254-2005 To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN05-008) of 9.5± Acres in Plain Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

A motion was made by Ms. O'Shaughnessy, seconded by Ms. Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

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

1260-2005 To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN05-009) of 12.6± Acres in Washington Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

A motion was made by Ms. O'Shaughnessy, seconded by Ms. Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

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

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

0469-2005 To amend the 2004 Capital Improvements Budget; to authorize and direct the City Auditor to appropriate and transfer \$725,000.00 from the Special Income Tax Fund to the Fleet Management Services Fund, to authorize the Public Service Director to enter into a professional services contract with DLZ for the design modification for the new fleet maintenance facility for the Fleet Management Division, to authorize the expenditure of \$725,000.00 from the Fleet Management Services Fund, to waive the competitive bidding requirements of the Columbus City Codes, and to declare an emergency. (\$725,000.00)

Ordinance was defeated due to only 5 votes. Needs 6 votes to pass emergency legislation. This Ordinance was reconsidered, amended to 30 day and passed in the following motions.

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

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. Hudson

Affirmative: 5 - 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 Reconsidered. The motion carried by the following vote:

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. Hudson

Affirmative: 5 - 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 Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. Hudson

Affirmative: 5 - 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 Reconsidered. The motion carried by the following vote:

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. Hudson

Affirmative: 5 - 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 Amended to 30 day. The motion carried by the following vote:

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. Hudson

Affirmative: 5 - 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 Waived the 2nd Reading. The motion carried by the following vote:

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. Hudson

Affirmative: 5 - 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:

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. Hudson

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

0662-2005

To amend the 2004 Capital Improvements Budget; to authorize the transfer of \$117,975.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Finance Director to enter into a contract with Air Equipment Rental Corporation for the purchase of two skid steer loaders for the Transportation Division; to authorize the expenditure of \$117,975.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$117,975.00)

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

Absent: 1 - Mr. Boyce

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

- 1130-2005** To authorize the appropriation of \$2,900,000.00 within the County Auto License Tax Fund; to authorize the Public Service Director to expend said monies for Franklin County Engineer-approved roadway construction and maintenance projects undertaken by the Transportation Division for the City of Columbus, and to declare an emergency. (\$2,900,000.00)
- A motion was made by Ms. O'Shaughnessy, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**
- Absent: 1 - Mr. Boyce
Affirmative: 6 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 1136-2005** To accept the plats titled OLENTANGY MEADOWS SECTION 4 PART 1, OLENTANGY MEADOWS SECTION 4 PART 2, OLENTANGY MEADOWS SECTION 4 PART 3 and OLENTANGY MEADOWS SECTION 4 PART 4, from ROBERT A. MEYER, JR., Senior Vice President of DOMINION HOMES INC., an Ohio corporation.
- A motion was made by Ms. O'Shaughnessy, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**
- Absent: 1 - Mr. Boyce
Abstained: 1 - President Pro-Tem Mentel
Affirmative: 5 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Habash
- 1144-2005** To authorize the Public Service Director to execute those documents required to transfer the unimproved right-of-way immediately south of Roads End Road off of College Avenue to Creative Housing, Inc., for \$12,792.00, and to waive the competitive bidding provisions of Columbus City Codes.
- A motion was made by Ms. O'Shaughnessy, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**
- Absent: 1 - Mr. Boyce
Affirmative: 6 - Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 1206-2005** To authorize the City Auditor to transfer \$170,000.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the City Auditor to transfer \$170,000.00 from the 1995, 1999 Voted Streets and Highways Fund to the Federal-State Highway Engineering Fund; to authorize the appropriation of \$170,000.00 within the Federal-State Highway Engineering Fund; to authorize the City Attorney's Office, Real Estate Division, to continue to acquire fee simple title and lesser interests in and to property needed for the Hard Road Phase C Improvement project for the Transportation Division; to authorize the expenditure of an additional \$850,000.00 from the Federal-State Highway Engineering Fund for acquisition related-costs for this project, and to declare an emergency. (\$850,000.00)
- A motion was made by Ms. O'Shaughnessy, seconded by Ms. Tavares, that this matter be Approved. The motion carried by the following vote:**

Absent: 1 - Mr. Boyce

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

1261-2005

To authorize the Public Service Director to extend the existing agreement with the Director of the Ohio Department of Transportation for the Freeway Management System Grant Program for one year (2005-2006) for the Transportation Division; to authorize the appropriation of \$175,000.00 within the General Government Grant Fund; to authorize the expenditure of \$175,000.00 or so much thereof as may be needed from the General Government Grant Fund for the continued operation of this program and to declare an emergency. (\$175,000.00)

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

Absent: 1 - Mr. Boyce

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

1204-2005

To accept the plat titled UPPER ALBANY WEST SECTION 2, from M/I HOMES OF CENTRAL OHIO, LLC, an Ohio limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations and to declare an emergency.

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

Absent: 1 - Mr. Boyce

Affirmative: 6 - 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:

Absent: 1 - Mr. Boyce

Affirmative: 6 - 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

1044-2005

To authorize and direct the Columbus Health Department to accept a grant from the Ohio Department of Health in the amount of \$1,061,703; to authorize the appropriation of \$1,061,703 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$1,061,703)

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

Absent: 1 - Mr. Boyce

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

1045-2005

To authorize and direct the Board of Health to enter into a contract with Children's Hospital for the provision of comprehensive pediatric care for the

perinatal program; to authorize the expenditure of \$350,000 from the Health Department Grants Fund; to waive the provisions for competitive bidding; and to declare an emergency. (\$350,000)

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

Absent: 1 - Mr. Boyce

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

1084-2005

To authorize the Board of Health to enter into a contract with The Ohio State University - Division of Internal Medicine, acting through its practice plan, OSU Internal Medicine, LLC, for physician services for the Ben Franklin Tuberculosis Clinic, to authorize the expenditure of \$26,000 from the Health Department Grants Fund to pay the costs thereof, to waive provisions of competitive bidding, and to declare an emergency. (\$26,000)

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

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. Thomas

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

A motion was made by Ms. Tavares, seconded by Ms. O'Shaughnessy, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. Thomas

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

1162-2005

To authorize and direct the Columbus Health Department to accept a grant from the U.S. Department of Health and Human Services in the amount of \$750,000; to authorize the appropriation of \$750,000 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$750,000)

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

Absent: 1 - Mr. Boyce

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

1216-2005

To authorize the appropriation of \$50,000 from the unappropriated balance of the Emergency Human Services Capital Fund to the Department of Development; to authorize the Director of the Department of Development to enter into contract with The Homeless Families Foundation; to authorize the expenditure of \$ 50,000.00 from the Emergency Human Services Capital Fund; and to declare an emergency. (\$ 50,000.00)

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

Absent: 1 - Mr. Boyce

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

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

0934-2005

To authorize the Director of Public Utilities to enter into a professional engineering services contract with Burgess & Niple, Inc., for the preparation of construction plans and specifications for the West Side Sanitary Sewer Rehabilitation Project; to authorize the appropriation, transfer and expenditure of \$512,981.48 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; to amend the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage, and to declare an emergency. (\$512,981.48)

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

Absent: 1 - Mr. Boyce

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

0085X-2005

To authorize the Director of the Department of Public Utilities, on behalf of the Division of Electricity, to declare the necessity of installing ornamental street lighting with underground wiring for the Sharon Woods Collector Streets under the assessment procedure.

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

Absent: 1 - Mr. Boyce

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

1010-2005

To authorize the Director of Public Utilities to execute a construction contract with Storts Excavation, Inc.; to provide for payment of inspection, material testing and related services to the Transportation Division for the Westside Storm Sewer Improvements Phase 1 Project; to authorize the transfer of \$168,105.20 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; to authorize the expenditure of \$168,105.20 within the Storm Sewer Bond Fund; and to declare an emergency. (\$168,105.20)

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

Absent: 1 - Mr. Boyce

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

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

Absent: 1 - Mr. Boyce

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

1068-2005

To amend the 2004 Capital Improvements Budget, to authorize the City Auditor to transfer \$133,048.20 within the Voted Street Lighting and Electricity Distribution Improvements Fund; to authorize the Director of

Public Utilities to enter into a contract with Vaughn Industries, LLC for the installation of federally mandated Spill Prevention Control and Countermeasures Systems; to waive the provisions of Columbus City Codes for awarding construction service contracts; to authorize the expenditure of \$624,998.70 from the Voted Street Lighting and Electricity Distribution Improvements Fund; and to declare an emergency. (\$624,998.70)

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

Absent: 1 - Mr. Boyce

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

1117-2005

To authorize the Director of Public Utilities to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with underground wiring and ornamental poles in the Berwick I area, and to declare an emergency.

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

Absent: 1 - Mr. Boyce

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

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

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. Thomas

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

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

Absent: 1 - Mr. Boyce

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

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

Absent: 1 - Mr. Boyce

Abstained: 1 - Ms. Tavares

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

1121-2005

To authorize the Director of Public Utilities to modify the contract with ms consultants, inc., for Professional Engineering Services for the Hap Cremean Water Plant Lagoons Nos. 1, 2, and 3 Sludge Removal, for the Division of Water, and to authorize the expenditure of \$850,556.01 from Waterworks Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$850,556.01)

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

Absent: 1 - Mr. Boyce

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

1134-2005

To authorize the City Attorney to acquire fee simple title and lesser interests; to contract for professional services; to authorize the transfer and expenditure of \$15,000.00 from the Voted Sanitary Bond Fund in connection with the Clinton Heights Area Sanitary Improvements Project; to amend the 2004 Capital Improvements Budget for the Division of Sewerage and Drainage; and to declare an emergency. (\$15,000.00)

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

Absent: 1 - Mr. Boyce

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

1137-2005

To amend the 2004 Capital Improvements Budget; to transfer \$108,463.00 within the Voted Street Lighting and Electricity Distribution Improvements Fund; to authorize capital expenditures for the purchase of materials and services required for the construction of circuits for the Italian Village Substation up to an amount not to exceed \$130,000.00 from the Voted Street Lighting and Electricity Distribution Improvements Fund; and to declare an emergency. (\$130,000.00)

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

Absent: 1 - Mr. Boyce

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

ADJOURNMENT

A motion was made by President Pro-Tem Mentel, seconded by Ms. Thomas, to adjourn this Regular Meeting ADJOURNED:8:13 P.M. The motion carried by the following vote:

Absent: 1 - Mr. Boyce

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



City of Columbus

Journal - Final

Zoning Committee

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

Michael C. Mentel, Chair*
All Members

Monday, July 11, 2005

6:30 PM

Zoning Committee

Zoning Committee

Journal

July 11, 2005

REGULAR MEETING NO. 42 OF CITY COUNCIL (ZONING), JULY 11, 2005, AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Absent: Mr. Boyce

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

READING AND DISPOSAL OF THE JOURNAL

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

Absent: Mr. Boyce

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

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

0654-2005

To grant a variance from the provisions of Section 3355.02, C-4, Commercial District of Columbus City Codes; for the property located at 3700 LIFESTYLE BOULEVARD (43219), to permit up to 3600 square feet to be used for a laundry, and fitness facility, leisure area, visitor waiting area, and technical / resource center for residential dwelling units in the L-C-4 Limited Commercial District.

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

Absent: Mr. Boyce

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

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

Absent: Mr. Boyce

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

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

Absent: Mr. Boyce

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

0892-2005

To amend Ordinance #1207-2004, passed on July 19, 2004 (Z04-015), for property located at 5461 NEW ALBANY ROAD EAST (43054), by repealing Section 3 and replacing it with a new Section 3 to amend the L-C-2, Limited Commercial District text to modify only the maximum height allowed for lighting standards (Z04-015A).

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

Absent: Mr. Boyce

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

A motion was made by Chair Mentel, seconded by Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: Mr. Boyce

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

0939-2005

To rezone 2410 HILLIARD-ROME ROAD (43228), being 1.38± acres located on the east side of Hilliard-Rome Road, 400± feet north of Asics Road, From: R, Rural District, To: L-C-4, Limited Commercial District (Z04-105).

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

Absent: Mr. Boyce

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

A motion was made by Chair Mentel, seconded by Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: Mr. Boyce

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

0940-2005

To rezone 1500 NORTH CASSADY AVENUE (43219), being 2.02± acres located at the northeast corner of North Cassady Avenue and Airport Drive, From: L-C-4, Limited Commercial District, To: CPD, Commercial Planned Development District (Z04-055).

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

Absent: Mr. Boyce

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

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

Absent: Mr. Boyce

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

0949-2005

To rezone 4389 ROBERTS ROAD (43228), being 1.49± acres located at the southwest corner of Roberts Road and Wilson Road, From: C-4, Commercial District, To: CPD, Commercial Planned Development District and to declare an emergency. (Z05-012)

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

Absent: Mr. Boyce

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

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

Absent: Mr. Boyce

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

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

Absent: Mr. Boyce

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

0954-2005

To rezone 4810 LEPPERT ROAD (43215), being 24± acres located on the east side of Leppert Road, 365± feet south of Hayden Run Road, From: R, Rural and PUD-4, Planned Unit Development Districts, To: PUD-4, Planned Unit Development District (Rezoning # Z04-092).

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

Absent: Mr. Boyce

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

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

Absent: Mr. Boyce

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

1179-2005

To grant a Variance from the provisions of Sections 3356.03, C-4, Permitted Uses; 3342.17, Parking lot screening; 3342.19, Parking space; and 3342.28, Minimum number of parking spaces required of the Columbus City Codes for the property located at 2734 EAST FIFTH AVENUE (43219), to permit a six-unit apartment building in the C-4, Commercial District with reduced parking standards (Council Variance # CV05-024).

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

Absent: Mr. Boyce

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

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

Absent: Mr. Boyce

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

1689-2003

To grant a Variance from the provisions of Sections 3332.033, R-4, Residential District Use; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; and 3342.28, Minimum number of parking spaces required, for property located at 287 SIEBERT STREET (43206), to permit an office commercial use without off-street parking in the R-4, Residential District (CV03-006).

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

Absent: Mr. Boyce

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

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

Absent: Mr. Boyce

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

0677-2005

To grant a Variance from the provisions of Sections 3332.03, R-1, Residential 3332.02, R, Rural District; and 3332.06, R-rural area district requirements, of the Columbus City codes for the property located at 1157 EAST COOKE ROAD (43224), to permit a two-family dwelling on a 1.54± acre lot in the R-1, Residential R, Rural District (Council Variance # CV05-002).

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

Absent: Mr. Boyce

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

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

Absent: Mr. Boyce

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

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

Absent: Mr. Boyce

Affirmative: Chair Mentel, Ms. O'Shaughnessy, Tavares and Thomas

Negative: President Habash and Ms. Hudson

0965-2005

To rezone 5601 FOREST HILLS BOULEVARD (43231), being 1.03± acres located on the west side of Forest Hills Boulevard, 560± feet north of East Dublin-Granville Road, From: C-4, Commercial District, To: CPD, Commercial Planned Development District (Z05-018).

Read for the First Time

1072-2005

To amend Ordinance #0867-01, passed on June 21, 2001 (Z00-039B), for property located at 2900 EAST POWELL ROAD (43035), by repealing Section 2 in its entirety and replacing it with a new Section 2 thereby establishing a height district of 110-feet consistent with the approved Limitation Text. (Z00-039C).

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: Mr. Boyce

Absent@vote: Chair Mentel

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

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

Absent: Mr. Boyce

Absent@vote: Chair Mentel

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

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).

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

Absent: Mr. Boyce

Absent@vote: Chair Mentel

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

A motion was made by Habash, seconded by Thomas, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: Mr. Boyce

Absent@vote: Chair Mentel

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

0923-2005

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).

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

Absent: Mr. Boyce

Absent@vote: Chair Mentel

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

A motion was made by Habash, seconded by Thomas, that this matter be Tabled to Certain Date TABLED UNTIL 07/18/05 The motion carried by the following vote:

Absent: Mr. Boyce

Absent@vote: Chair Mentel

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

A motion was made by Habash, seconded by Thomas, to adjourn this Regular Meeting ADJOURNED: 8:11 P.M. The motion carried by the following vote:

Absent: Mr. Boyce

Absent@vote: Chair Mentel

Affirmative: 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: 0085X-2005

Drafting Date: 05/20/2005

Version: 1

Current Status: Passed

Matter Type: Resolution

Explanation

BACKGROUND: To declare the necessity of installing a high pressure sodium street lighting system under the assessment procedure. Property owners have submitted a petition for a high pressure sodium street lighting system with ornamental poles and underground wiring for the Sharon Woods Collector Streets, including: Sharon Woods Boulevard from East Dublin Granville Road to Schrock Road and Beechcroft Road from East Dublin Granville Road to Sharon Woods Boulevard.

FISCAL IMPACT: The determined amount to be paid for the City's share under the assessment procedure is \$71,000.00.

Title

To authorize the Director of the Department of Public Utilities, on behalf of the Division of Electricity, to declare the necessity of installing ornamental street lighting with underground wiring for the Sharon Woods Collector Streets under the assessment procedure.

Body

WHEREAS, property owners have submitted a petition for a high pressure sodium street lighting system with ornamental poles and underground wiring for the Sharon Woods Collector Streets, including: Sharon Woods Boulevard from East Dublin Granville Road to Schrock Road and Beechcroft Road from East Dublin Granville Road to Sharon Woods Boulevard; now, therefore,

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

SECTION 1. That it is necessary to install a high pressure sodium street lighting system with ornamental poles and underground wiring for Sharon Woods Collector Streets, including: Sharon Woods Boulevard from East Dublin Granville Road to Schrock Road and Beechcroft Road from East Dublin Granville Road to Sharon Woods, in the City of Columbus, Ohio, in accordance with the plans, specifications and estimate of the proposed improvement prepared by the Administrator of the Division of Electricity, which are hereby approved.

SECTION 2. That the installation of said street lights shall be shown on the plans, to wit drawing number 13E0197 of the files of the Administrator of the Division of Electricity of the Department of Public Utilities, which are by reference made a part hereof.

SECTION 3. That the whole cost of said improvement, less the City portion, shall be assessed per front foot in proportion to the special benefits which may result from the improvement upon the following described residential lots and lands, which said lots and lands are hereby determined to be specially benefited equally by said improvement, and in an amount to be determined.

SECTION 4. That the assessment so to be levied shall be paid in twenty semi-annual installments, with interest on

deferred payments at a rate not exceeding the prevailing interest rate; provided that the owner of any property assessed may, at his option, pay such assessment or any number of installments of the same, at any time after such assessment has been levied.

SECTION 5. That notes of the City of Columbus, Ohio, shall be issued in anticipation of the issuance of bonds to be issued in anticipation of collection of the assessments by installments, and in an amount equal thereto.

SECTION 6. That the City portion of the entire cost of improvement shall be paid from the Electric Enterprise Funds.

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

Legislation Number: 0110X-2005

Drafting Date: 07/05/2005

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Title

To declare September as Ovarian Cancer Awareness Month.

Body

WHEREAS, since its inception in 1995, the National Ovarian Cancer Coalition has been committed to raising awareness of ovarian cancer in communities across the country and providing education and support for both women with ovarian cancer and their families, and

WHEREAS, in less than a decade, the National Ovarian Cancer Coalition has become a strong national presence and has established itself as an important advocate for patients and families struggling with a diagnosis of ovarian cancer, and

WHEREAS, committed volunteers have built divisions in most states throughout the country and work together to advance the National Ovarian Cancer Coalition's education and awareness efforts, and

WHEREAS, ovarian cancer ranks fifth in cancer deaths among women, accounting for more deaths than any other cancer of the female reproductive system. An estimated one woman in 55 will develop ovarian cancer during her lifetime; and

WHEREAS, the National Ovarian Cancer Coalition, Columbus, Ohio Division will be holding the "Run/Walk for the Whisper" on August 27, 2005 at the Worthington Community Center to raise funds to raise awareness about ovarian cancer and to promote education about the disease; now, therefore

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

That we declare September to be Ovarian Cancer Awareness Month.

BE IT FURTHER RESOLVED, that a copy of this Resolution be presented to the National Ovarian Cancer Coalition, Columbus, Ohio Division as a token of our esteem.

Legislation Number: 0469-2005

Drafting Date: 02/28/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Public Service Director to enter into a professional services contract with DLZ company for design modifications for the new fleet maintenance facility for the Fleet Management Division.

Originally, the Fleet Management Division planned to construct the new maintenance facility at the Public Service Complex at East 25th Avenue and received bids for the construction in mid-1999. Due to neighborhood opposition, the facility was not constructed at the East 25th Avenue location. These plans must now be modified and updated.

Ordinance 0933-2005 passed Council on June 13, 2005, authorizing the purchase of 27 acres of property at 4275 Groves Road in the amount of \$775,000.00 as a location for the new fleet maintenance facility. In addition, a public meeting with the Mid East Area Community Collaborative (MACC) was held on Wednesday, June 29, 2005, to discuss the proposed fleet maintenance facility as well as a Transportation Division outpost facility.

The existing maintenance facility at 423 Short Street was originally constructed as a vehicle storage building for refuse collection vehicles and retrofitted in the early 1970's for repairing vehicles and administrative offices. The existing facility is spatially inadequate to handle the maintenance of a large and modern City fleet. The design and construction of a new facility will provide a building specifically designed for fleet maintenance operations and will be large enough to consolidate several maintenance garages (the 1940's era fire vehicle maintenance facility at 270 Greenlawn Avenue, 515 Short Street, 475 Short Street, and other garages) at a centralized location. Vacating the Short Street location will present opportunities for future riverfront and/or Brewery District development. The new maintenance facility is estimated to be 130,000 square feet, large enough to accommodate all manner of Fire, Police, Refuse Collection and Transportation Division vehicles and room to service the City's fleet well into the twenty-first century.

The Public Service Department is committed to building a new fleet maintenance facility to conduct vehicle repairs and service the needs of the city fleet. Due partly to the inadequacies and condition of the existing facilities, particularly the Greenlawn Avenue maintenance garage, the Public Service Department has an aggressive plan to construct a new fleet maintenance facility, with a projected move-in date by mid-year 2007. However, the existing facility design must be modified to accommodate a new site location, limited design charette, code updates, public meetings, and scope changes, the latter which includes 'green building' initiatives, requirements for emergency power, overhead vehicle exhaust venting, incorporation of new technology and space for the Police and Fire Divisions (Maintenance 34/35 and the Traffic/Motorcycle Unit).

The firm of Stacy & Asebrook, Ltd., provided a space feasibility and needs study in 1997. Four design firms were invited to submit Request For Proposals (RFPs) to furnish architectural services in June 1997 for a new fleet maintenance facility. Dodson-Stilson Inc., (A DLZ Company) was selected by the Fleet Management Division, Public Service Department, to design the new fleet maintenance facility. The original contract for professional design services was authorized by Council on June 29, 1998 by Ordinance #1577-98 in the amount of \$600,000 with Dodson-Stilson, Inc. (A DLZ Company). The original design contract with Dodson-Stilson, Inc., is now complete. Dodson-Stilson, Inc., now does business exclusively under the company name of DLZ.

DLZ has the institutional knowledge of the project and produced the original design plans (under Dodson-Stilson). It is practical and cost effective for the coordination and continuity of the project to use DLZ as the consultant on the design modifications. In addition, in order to meet the timeline of having a new fleet maintenance facility by mid-year 2007, design modifications must be complete by November 2005 with construction bids scheduled to be received before the end of 2005. Using another design firm would delay the project for approximately 120 days and increase overall design and construction costs. Therefore, it is not practical to contract with a different consultant. For this reason, the Public Service Department requests a waiver of Request For Proposals (RFPs) for this design modification. The hourly rate, overhead

rate, and percentage of profit for this design contract were negotiated by the Public Service Department and DLZ, and used as a basis to determine the amount of this modification. Including this contract, total design costs will be \$1.2 million for the new fleet maintenance facility.

FISCAL IMPACT: The Fleet Management Division requested \$20 million in the 2005 Capital Improvements Budget (CIB) for a new fleet maintenance facility. Until the 2005 Capital Improvements Budget is adopted, a certification from the Special Income Tax Fund is necessary. This ordinance will transfer funding from the Special Income Tax Fund as a temporary measure until such time as the City sells bonds or notes for the project. This ordinance also amends the 2004 Capital Improvement Budget to reflect the projects design modification expense as the 2004 CIB did not include funding for the fleet maintenance facility. Design modification costs are estimated at \$725,000.00 and this ordinance authorizes an expenditure in this amount. The Public Service Department projects construction to take place before the end of 2005 and be completed by mid-year 2007. Total cost of the project, including design and land acquisition, is estimated at \$20.6 million (this includes the \$600,000 spent on the existing facility design).

Emergency action is requested so that design modifications for the new fleet maintenance facility may proceed to meet the goal of construction beginning in 2005 and project completion by mid-year 2007.

Title

To amend the 2004 Capital Improvements Budget; to authorize and direct the City Auditor to appropriate and transfer \$725,000.00 from the Special Income Tax Fund to the Fleet Management Services Fund, to authorize the Public Service Director to enter into a professional services contract with DLZ for the design modification for the new fleet maintenance facility for the Fleet Management Division, to authorize the expenditure of \$725,000.00 from the Fleet Management Services Fund, to waive the competitive bidding requirements of the Columbus City Codes, ~~and to declare an emergency.~~ (\$725,000.00)

Body

WHEREAS, the Fleet Management Division has outgrown its current fleet maintenance facilities at Short Street and Greenlawn Avenue, and

WHEREAS, the original Request For Qualifications (RFQ) for the new fleet maintenance facility was advertised, and

WHEREAS, Dodson-Stilson, Inc., now a DLZ company, was awarded a professional services contract for the original design for the new fleet maintenance facility, and

WHEREAS, it is necessary to modify the design for the new maintenance facility to include code updates and scope changes,

WHEREAS, it is in the best interest of the City to accelerate this design modification of the new fleet maintenance facility, and

WHEREAS, this ordinance provides for the City Auditor to transfer \$725,000.00 from the Special Income Tax Fund to the Fleet Management Services Fund, and

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

WHEREAS, the aggregate principal amount of obligations which the City will issue to finance this project is presently not expected to exceed \$725,000.00, and

WHEREAS, it is in the best interest of the City of Columbus to waive formal competitive bidding requirements for the design modification for the new fleet maintenance facility, ~~and~~

~~WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Fleet Management Division, in that it is immediately enter into a professional services contract with DLZ for the design modification of a new fleet maintenance facility to adhere to a schedule that permits construction to begin in 2005, thereby preserving the public health, peace, property, safety and welfare, now, therefore,~~

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

SECTION 1. That the 2004 Capital Improvement Budget be amended as follows:

Project Name	Project No.	Dept/Div	Fund #	Existing Budget	Revised Budget	CIB as Amended
Fleet Facility	550001	5905	513	\$ -0-	\$725,000.00	\$725,000.00

SECTION 2. That from the unappropriated monies in the Special Income Tax Fund, Fund 430, and from the monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, the sum of \$725,000.00 be and hereby is appropriated to the City Auditor, Department No. 22-01, Object Level One Code 10, Object Level Three Code 5500 and OCA Code 920023.

SECTION 3. That the City Auditor is hereby authorized to transfer said funds to the Fleet Management Services Fund, Fund 513, Project 550001, at such time as it is deemed necessary by the City Auditor and to expend said funds or so much thereof as may be necessary.

SECTION 4. That the amount of \$725,000.00 is hereby appropriated within Fund 513, the Fleet Management Services Fund, Department 59-05, Fleet Management Division, Object Level One Code 06, Object Level Three Code 6681, OCA Code 642454, Project 550001, for a professional services contract for the design modification of the new fleet maintenance facility for the Fleet Management Division.

SECTION 5. That the monies appropriated in the foregoing Section 4 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 6. That upon obtaining other funds for this capital improvement, the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 3 above and said funds are hereby deemed appropriated for such purpose.

SECTION 7. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract(s) or contract modification(s) associated with the expenditure of the funds transferred under Section 3 above.

SECTION 8. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

SECTION 9. That the Public Service Director be and hereby is authorized to enter into a professional services contract with DLZ for the design modification of the new fleet maintenance facility for the Fleet Management Division.

SECTION 10. That for the purpose of paying the cost of said contract, the amount of \$725,000.00, or so much thereof as may be needed, is hereby authorized and directed to be expended from the Fleet Management Services Fund, Fund 513, Department No. 59-05, Object Level One Code 06, Object Level Three Code 6681, OCA Code 642454, Project 550001 to pay the cost thereof.

SECTION 11. To waive Section 329.12 of the competitive bid requirements of Columbus City Code, 1959.

~~SECTION 12. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same. That this ordinance shall take~~

effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0654-2005

Drafting Date: 03/25/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Council Variance Application: CV05-001

APPLICANT: Gamma Columbus, LLC; c/o Jeffrey L. Brown, Atty., Smith and Hale; 37 West Broad Street, Suite 725; Columbus, OH 43215.

PROPOSED USE: Laundry and fitness facility.

NORTHEAST AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant is requesting a Council variance to allow a laundry and fitness facility underneath existing dwelling units in the L-C-4, Commercial District. Dwelling units are only allowed above commercial uses in commercial districts. These uses are accessory to the apartments and are not commercial uses, therefore a Council variance is necessary.

Title

To grant a variance from the provisions of Section 3355.02, C-4, Commercial District of Columbus City Codes; for the property located at **3700 LIFESTYLE BOULEVARD (43219)**, to permit up to 3600 square feet to be used for a laundry, ~~and~~ fitness facility, **leisure area, visitor waiting area, and technical / resource center for residential dwelling units** in the L-C-4 Limited Commercial District.

Body

WHEREAS, by application #CV05-001 the owner of property at **3700 LIFESTYLE BOULEVARD (43219)**, is requesting a Council Variance to permit up to 3600 square feet to be used for a laundry, ~~and~~ fitness facility, **leisure area, visitor waiting area and technical / resource center for residential dwelling units** in the L-C-4, Limited Commercial District; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owner and tenants of the property located at **3700 LIFESTYLE BOULEVARD (43219)**, in using said property as desired; now, therefore:

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

Section 1. That a variance from the provisions of Section 3356.03, C-4, Commercial District; of the Columbus City Codes is hereby granted for the property located at **3700 LIFESTYLE BOULEVARD (43219)**, insofar as said section prohibits dwellings over non-commercial laundry, ~~and~~ fitness facilities **leisure area, visitor waiting area and technical / resource center; and a non-commercial laundry, fitness facilities, leisure area, visitor waiting area, and technical / resource center for residential dwelling units** said property being more particularly described as follows:

LEGAL DESCRIPTION
3700 - 3708 LIFESTYLE BOULEVARD
2.649 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 2, Township 1, Range 17, United States Military Lands, and being more particularly bounded and described as follows:

Beginning, for reference, at Franklin County Geodetic Survey Monument Box Number 6621 found in the centerline of Stelzer Road;

thence North 03° 52' 47" East, with said centerline, a distance of 36.58 feet to a point;

thence North 86° 34' 13" West, across that tract as conveyed to Residences at Towne Center Associates, Ltd. by deed of record in Instrument Number 199902260048933, a distance of 336.00 feet to the True Point of Beginning for this description;

thence crossing said Towne Center tract, the following courses:

North 86° 34' 13" West, a distance of 38.17 feet to a point of curvature;

with a curve to left having a central angle of 30° 00' 48", a radius of 488.22 feet, and a chord bearing and distance of South 78° 25' 23" West, 252.83 feet to a point of reverse curvature;

with a curve to the right having a central angle 05° 54' 15", a radius of 370.00 feet, and a chord bearing and distance of South 66° 22' 07" West, 38.11 feet to a point in the easterly line of that tract as conveyed to Synergy Capital Company Ltd. by deed of record in Instrument Number 199905140123044;

thence North 03° 34' 44" East, with said easterly line, a distance of 434.36 feet to a corner thereof;

thence South 86° 25' 16" East, with a southerly line of said Synergy tract, a distance of 280.00 feet to a point in the westerly line of that tract as conveyed to said Residences at Towne Center Associates, Ltd. by deed of record in Instrument Number 199908100203853;

thence South 03° 46' 47" West, partly with the westerly line of said Residences at Towne Center Associates tract (Instrument Number 199908100203853) and partly crossing said Residences at Towne Center Associates tract (Instrument Number 199902260048933), a distance of 95.91 feet to a point;

thence across said Residences at Towne Center Associates tract (Instrument Number 199902260048933) , the following two courses:

South 86° 34' 13" East, a distance of 37.78 feet to a point; and

South 03° 52' 47" West, a distance of 254.92 feet to the True Point of Beginning and containing 2.649 acres of land, more or less.

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for laundry, exercise/health/fitness facility, **leisure area, visitor waiting area, technical / resource center for**

residential dwelling units and/or ~~or~~ those uses described in Columbus City Code Sections 3351.03(a)(b)(c)(C-1), 3353.03(a)(b) and (d)(C-2), and 3355.03(a)(c)(C-3) excepting therefrom billboards, electric substation, hotel, motel, motion picture theater, newspaper printing, off-premise graphics, except for off-premise graphics which are approved as part of a graphics plan or Special Permit by the Graphics Commission, and theater, as a principle use, 3355.03(b)(C-4) excepting therefrom motor vehicle body shop, as a principle use, motor vehicle sales - used, pool room, monopole telecommunications antenna, skating rink; there shall be no outside storage of wrecked or non-operative motor vehicles associated with any Garage repair shop or motor vehicle repair/maintenance use;

Section 3. That this ordinance is further conditioned on the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use **and that the laundry, exercise / health / fitness facility, leisure area, visitor waiting area and technical / resource center uses shall occupy up to 3,600 square foot of the building.**

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

Legislation Number: 0658-2005

Drafting Date: 03/28/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Transportation Division is responsible for maintaining the City's roadway system. To accomplish this mission the Division requires two vibratory rollers with trailers. Rollers are used primarily in pavement cutout and alley resurfacing operations. They provide for proper compaction and adherence of asphalt and asphalt emulsions to affected roadways; this results in longer lasting repairs. This purchase will augment the existing fleet of nine (9) rollers. The last roller was purchased in 2003 at a cost of \$37,750.00.

Bids for two vibratory rollers were advertised in the City Bulletin and were received by the Purchasing Office on March 10 for Bid SA-001556GRW as follows:

Vendor / Vibratory Roller Unit Bid / Trailer Unit Bid / Bid Amount for two Units / Vendor Status

The McLean Company / Hamm Model HD-13 / Hudson Brothers HSL-16 / \$79,900 / Majority
Nations Rent / Vibromax 365 / Felling FT-14L / \$86,833 / Majority
Southeastern Equipment Company / Bomag BW 138 AD / Cronkite 2600 / \$89,860 / Majority

An initial review of the bids determined that the McLean Company was judged to be the lowest, best, most responsive, and most responsible bidder. However, upon further review and further investigation, it was determined the McLean Company failed to meet the bid specifications. Therefore, the Transportation Division recommends the bid award go to Nations Rent USA, Incorporated, contract compliance number 65-0912181 (expires March 3, 2008), as the bidder with the lowest, best, most responsive, and most responsible bidder. Their bid price for two units is \$86,833.00.

Fiscal Impact: The Transportation Division budgeted \$3.17 million in the 2004 Capital Improvements Budget for street equipment. To date the Transportation Division has encumbered or expended \$2.93 million. This ordinance authorizes the transfer of \$6,933.00 between projects within the 1995, 1999 Voted Streets and Highways Fund and the expenditure of \$86,833.00.

Emergency action is requested to ensure that the vibratory rollers loaders are available for use as soon as possible to enhance worker productivity.

Title

To authorize the City Auditor to transfer \$6,933.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Finance Director to enter into a contract with Nations Rent USA, Incorporated, for the purchase of two vibratory rollers with trailers for the Transportation Division; to authorize the expenditure of \$86,833.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$86,833.00)

Body

WHEREAS, the Transportation Division is responsible for maintaining the City's roadway system; and

WHEREAS, the Transportation Division is in need of two vibratory rollers with trailers; and

WHEREAS, funds are budgeted and available in the 1995, 1999 Voted Streets and Highways Fund for this expense; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to purchase two vibratory rollers with trailers to ensure that the vibratory rollers are available for use as soon as possible to enhance worker productivity, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the City Auditor be and hereby is authorized to transfer \$6,933.00 between projects within Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Transportation Division, as follows:

TRANSFER FROM:

Project No. / Project / Object Level 01/03 Codes / OCA Code / Amount

530303 / Columbus Housing Initiative / 06/6600 / 644385 / \$6,932.00

440005 / Urban Infrastructure / 06/6600 / 644385 / \$1.00

Total Transfer From: \$6,933.00

TRANSFER TO:

Project No. / Project / Object Level 01/03 Codes / OCA Code / Amount

530020 / Street Equipment / 06/6652 / 644385 / \$6,933.00

Total Transfer To: \$6,933.00

SECTION 2. That the Finance Director be and hereby is authorized to enter into a contract with Nations Rent USA, Incorporated, 1275 West Mound Street, Columbus, Ohio, 43223 for the purchase of two vibratory rollers with trailers in accordance with the specifications on file in the Purchasing Office.

SECTION 3. That the sum of \$86,833.00, or so much thereof as may be necessary, be and hereby is authorized to be expended 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 6652, OCA Code 644385 and Project 530020.

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

Legislation Number: 0662-2005

Drafting Date: 03/28/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: The Transportation Division is responsible for maintaining the City's roadway system. To accomplish this

mission the Division requires two skid steer loaders with trailers. Skid steer loaders are small yet versatile machines that can be attached to a wide variety of equipment such as pavement grinders for road repairs, snow blowers for winter operations in tight corners, buckets for moving materials, pallet forks for cargo handling and backhoes for small-job trenching applications. The attachments will enable the skid steer loaders to be utilized on a year-round basis. These skid steer loaders will augment Transportation's fleet. The division currently possesses four skid loaders. The addition of two loaders will enable the division to have a loader at each of its six field locations.

Bids were advertised in the City Bulletin and were received by the Purchasing Office on March 17, 2005, for Bid SA-001564GRW as follows:

Vendor / Unit Bid / Bid Amount / Vendor Status

Air Equipment Rental Corporation / Gehl 6640 / \$117,975 / Majority

Southeastern Equipment Company / Case 465 / \$140,933 / Majority

Franklin Tractor Sales / New Holland LS 190B / \$141,771 / Majority

Ohio CAT / Caterpillar 268B MA11 / \$149,360 / Majority

The Transportation Division recommends that a contract be awarded to Air Equipment Rental Corporation, contract compliance number 34-1722192 (expires November 3, 2007) as the lowest, best, most responsive and most responsible bidder. Their bid price for two units is \$117,975.00.

Fiscal Impact: The Transportation Division budgeted \$3.17 million in the 2004 Capital Improvements Budget (CIB) for street equipment. All of these funds from the July 2004 bond sale have either been expended or encumbered for existing purchases of street equipment. This ordinance authorizes an expenditure of \$117,975.00. Therefore, this ordinance authorizes a transfer of \$117,975.00 within the Transportation Division's 2004 Capital Improvement Budget in the 1995, 1999 Voted Streets and Highways Fund from the Miscellaneous Developments and Economic and Community Development projects to the street equipment project.

This ordinance amends the 2004 Capital Improvements Budget to allow for this expenditure. The street equipment project is being increased by \$117,975.00 from \$4,360,396.00 to \$4,478,371.00 with a corresponding decrease in the amount budgeted for division facility improvements.

Emergency action is requested to ensure that the skid steer loaders are available for use as soon as possible.

Title

To amend the 2004 Capital Improvements Budget; to authorize the transfer of \$117,975.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Finance Director to enter into a contract with Air Equipment Rental Corporation for the purchase of two skid steer loaders for the Transportation Division; to authorize the expenditure of \$117,975.00 from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$117,975.00)

Body

WHEREAS, the Transportation Division is responsible for maintaining the City's roadway system; and

WHEREAS, the Transportation Division is in need of two skid steer loaders with trailers; and

WHEREAS, funds are budgeted and available in the 1995, 1999 Voted Streets and Highways Fund for this expense; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to purchase three skid steer loaders with trailers to ensure that the skid steer loaders are available for use as soon as possible to enhance worker productivity, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the 2004 Capital Improvements Budget be and hereby is amended as follows:

Public Service / Transportation 59-09

Project / Project Number/ Current CIB Amount / Amendment Amount / CIB Amount as Amended

Street Equipment / 530020 / \$4,360,396 / \$117,975 / \$4,478,371

Facilities / 590130 / \$1,457,104 / (\$117,975) / \$1,339,129

SECTION 2. That the transfer of \$117,975.00 between projects within Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Transportation Division, be and hereby is authorized as follows:

TRANSFER FROM:

Project Number / Project / Object Level 01/03 Codes / OCA Code / Amount

590131 / Miscellaneous Developments / 06/6600 / 644385 / \$115,959.54

590415 / Economic and Community Development / 06/6600 / 644385 / \$2,015.46

Total Transfer From: \$117,975.00

TRANSFER TO:

Project Number / Project / Object Level 01/03 Codes / OCA Code

530020 / Street Equipment / 06/6652/ 644385

Total Transfer To: \$117,975.00

SECTION 3. That the Finance Director be and hereby is authorized to enter into a contract with Air Equipment Rental Corporation, 8200B Memorial Drive, Plain City, Ohio 43064 for the purchase of two skid loaders with trailers in accordance with the specifications on file in the Purchasing Office.

SECTION 4. That the sum of \$117,975.00, or so much thereof as may be necessary, be and hereby is authorized to be expended 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 6652, OCA Code 644385 and Project 530020.

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: 0677-2005

Drafting Date: 03/30/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Council Variance Application: CV05-002

APPLICANT: Danny D. Popp; 855 East Cooke Road; Columbus, OH 43224.

PROPOSED USE: Two-family dwelling.

NORTH LINDEN AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant is requesting a Council variance to allow the construction of a two-family dwelling in the ~~R-1, Residential~~ **R, Rural** District. A variance is necessary because the ~~R-1, Residential~~ **R, Rural** District allows only single-family dwellings. A hardship exists because although the site is 1.54 acres, it is fairly narrow, and the low lying topography of the lot's southern half causes frequent saturation with water run-off from surrounding properties, preventing the site from being developed with two separate single family dwellings. The proposal will maximize the natural beauty of the site with tree preservation and a water feature, and is compatible with surrounding development.

Title

To grant a Variance from the provisions of Sections ~~3332.03, R-1, Residential~~ **3332.02, R, Rural** District; and **3332.06, R-rural area district requirements**, of the Columbus City codes for the property located at **1157 EAST COOKE ROAD (43224)**, to permit a two-family dwelling **on a 1.54± acre lot** in the ~~R-1, Residential~~ **R, Rural** District (Council Variance # CV05-002).

Body

WHEREAS, by application # CV05-002, the owner of the property at **1157 EAST COOKE ROAD (43224)**, is requesting a Variance to permit a two-family dwelling in the ~~R-1, Residential~~ **R, Rural** District; and

WHEREAS, Section ~~3332.03, R-1, Residential~~ **3332.02, R, Rural** District, permits only single-family dwellings, while the applicant proposes to construct a two-family dwelling; and

WHEREAS, Section **3332.06 R-rural area district requirements**, requires that a principal building shall be situated on a lot of no less than five (5) acres in area, while the applicant proposes to develop a two-family dwelling on a **1.54± acre lot**; and

WHEREAS, the North Linden Area Commission recommends approval; and

WHEREAS, City Departments recommend approval and note a hardship exists because although the site is 1.54 acres, it is fairly narrow, and the low lying topography of the lot's southern half causes frequent saturation with water run-off from surrounding properties, preventing the site from being developed with two separate single family dwellings. The requested Council variance will allow the construction of a two-family dwelling in the ~~R-1, Residential~~ **R, Rural** District. A variance is necessary because the ~~R-1, Residential~~ **R, Rural** District allows only single-family dwellings. The proposal will maximize the natural beauty of the site with tree preservation and a water feature, and is compatible with surrounding development; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **1157 EAST COOKE ROAD (43224)**, in using said property as desired and; now, therefore:

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

SECTION 1. That a variance from the provisions of Sections ~~3332.03, R-1, Residential~~ **3332.02, R, Rural** District; and **3332.06, R-rural area district requirements**, of the Columbus City codes for the property located at **1157 EAST COOKE ROAD (43224)**, insofar as said section prohibits a two-family dwelling **on a 1.54± acre lot**; said property being

more particularly described as follows:

1157 EAST COOKE ROAD (43224), being 1.54± acres located at the southeast corner of East Cooke Road and Maize Road, and being more particularly described as follows:

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

Being part of a 73.54 Acre tract conveyed by George C. Sturgeon, Receiver, to Ersel I. Poling, by deed bearing date of October 6, 1931, and recorded in D.B. 968, page 321, Recorder's Office, Franklin County, Ohio, and situated in Lot 9 of the Plat of Partition made by the Scioto Company of Quarter Township 1, Township 1, Range 18, U.S.M. Lands, and more particularly described as follows:

Beginning at the center line of the intersection of Maize Road and Cooke Road; thence with center line of Cooke Road, south 85 degrees 59' east 135.6 feet to a point; thence on a line parallel to Maize Road, south 4 degrees west 495 feet to an iron pipe (passing an iron pipe at 25 feet); thence north 85 degrees 59' west 135.6 feet to the center line of Maize Road, north 4 degrees east 495 feet to the place of beginning, containing 1.54 acres, more or less.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is developed with a two-family dwelling, or those uses permitted in the R-1, Residential District.

SECTION 3. That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site plan titled "**DDP TWIN VILLAS**," drawn by DDP and Associates, dated March 31, 2005, and signed by Danny D. Popp, applicant. The Zoning Site Plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustments to the Zoning Site Plan shall be subject to review and approval by the Director of the Department of Development, or his designee, upon submission of the appropriate data regarding the proposed adjustment.

SECTION 4. That this ordinance is further conditioned upon the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

SECTION 5. That this ordinance is further conditioned upon the applicant completing a right-of-way dedication of thirty (30) feet from the centerline of East Cooke Road and Maize Road prior to the issuance of Zoning Clearance for the proposed plan.

SECTION 6. That this ordinance is further conditioned upon the exterior wall construction materials for the proposed dwelling consisting of at least thirty (30) percent brick and/or stone.

SECTION 7. That this ordinance is further conditioned upon the heavy vegetation and existing trees along the east and south property lines being retained to provide screening, and in those areas where the existing vegetation and trees are less than 75% opaque, six (6) foot high wood privacy fencing will be provided subject to building line requirements.

SECTION 8. That this ordinance is further conditioned upon the building setback from East Cooke Road being 20 feet beyond the rear façade of the adjacent dwelling at 1163 East Cooke Road.

SECTION 7 9. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0924-2005

Drafting Date: 05/16/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

AN05-002

BACKGROUND: This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN05-002 a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since April 26, 2005, the date of receipt from the Board of County Commissioners of Franklin County.

These are submitted in accordance with the Ohio Revised Code.

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

Title

To accept the application (AN05-002) of Timothy S. Davidheiser for the annexation of certain territory containing 10.4± Acres in Plain Township.

Body

WHEREAS, a petition for the annexation of certain territory in Plain Township was duly filed by Timothy S. Davidheiser on March 10, 2005; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated April 12, 2005; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on April 26, 2005; 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 Timothy S. Davidheiser being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio March 10, 2005 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 April 12, 2005, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Plain, located in Quarter Township 2, Township 2, Range 16, United States Military Lands and being all of that tract as conveyed to existing Timothy S. Davidheiser by deed of record in Official Record 12524H18 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and described as follows;

Beginning at the southeasterly corner of that tract conveyed to Michael R. and Celeste C. Dawley of record in Official Record 1848B05, being in the existing City of Columbus Corp line by Ordinance No. 710-04 and of record in Instrument Number 200408040181539;

thence southerly, with City of Columbus Corp line a distance of approximately 726 feet to the southeasterly corner of said Davidheiser tract;

thence westerly, with the southerly line of said Davidheiser tract, being in the existing City of Columbus Corp line by

Ordinance No. 1880-02 and of record in Instrument Number 200303200080585, a distance of approximately 604 feet to the southwesterly corner of said Davidheiser tract;

thence with the perimeter of said Davidheiser tract, the following courses and distances;

Northerly, a distance of approximately 981 feet, to a point;

Easterly, a distance of approximately 57 feet, to a point;

Southerly, a distance of approximately 240 feet, to a point;

Easterly, a distance of approximately 546 feet to the Point of Beginning and containing 10.4 acres, more or less.

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

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

Legislation Number: 0934-2005

Drafting Date: 05/17/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation 1. NEED:

This legislation authorizes the Director of Public Utilities to enter into a professional engineering services contract with Burgess & Niple, Inc. This contract will provide for the preparation of construction plans and specifications for the West Side Sanitary Sewer Rehabilitation Project, that generally runs along Harmon Avenue, south of Sullivant Avenue to just south of Stimmel Road. This project will perform a comprehensive engineering evaluation of nearly 2 miles of 36, and 42-inch diameter brick sewer that was constructed in 1907, and will determine the type and extent of cured-in-place pipe technology process that will be used to rehabilitate this infrastructure that provides sanitary sewer service to a large portion of the west side of Columbus.

2. PROCUREMENT INFORMATION:

The basis for selection of the chosen professional engineering services firm: The Department of Public Utilities advertised a Request for Statement of Qualifications (RFSQ's) for six various sanitary and/or combined sewer rehabilitation projects in the City Bulletin in accordance with the provisions of Section 329.13 of Columbus City Codes. Fourteen firms submitted qualifications to the Director of Public Utilities on Friday, September 14, 2003 (SEE ATTACHED LIST). An Evaluation Committee ranked all of the offerors based upon the criteria specified within the advertised RFSQ. The Division of Sewerage and Drainage followed up with a request for technical proposals from three firms for the subject project. The three firms who submitted technical proposals on August 22, 2004 were Camp, Dresser, and McKee, Inc.; URS, Inc.; and Burgess & Niple, Inc.

These proposals were reviewed and ranked by a Professional Engineering Services Selection Committee in order to determine the consultant best qualified to provide the services for this project. The committee ranked the proposals on quality, feasibility and cost. After careful consideration, the committee recommended that Burgess & Niple, Inc., be selected to provide the engineering services for these projects, for which the Director of Public Utilities has concurred.

3. PROJECT SCHEDULE:

The services provided by this contract will be performed and completed by the first quarter of 2006. This contract did not include any provision for extending any additional services. It is anticipated that the Department will solicit bids for this project during Fiscal Year 2006.

4. FISCAL IMPACT:

This ordinance requests the appropriation and transfer of funds from the Sewerage System Reserve Fund to the Ohio Water Pollution Control Loan Fund in order to fund this proposed expenditure. This transaction is a temporary measure that is required until such time as a loan from the Ohio Water Development Authority is in place, and the Division of Sewerage of Drainage requests reimbursement for said expenditures.

5. EMERGENCY DESIGNATION:

The Division of Sewerage and Drainage is requesting City Council to designate this ordinance an emergency measure in order to allow for the immediate commencement of this work. This project will perform a detailed inspection of nearly 2 miles of sanitary sewer that provides service to a large portion of the west side of Columbus. Once the evaluation and rehabilitation design phase has been completed, the Division of Sewerage and Drainage will commence the construction phase pursuant to the rehabilitation of this vital infrastructure.

TitleTo authorize the Director of Public Utilities to enter into a professional engineering services contract with Burgess & Niple, Inc., for the preparation of construction plans and specifications for the West Side Sanitary Sewer Rehabilitation Project; to authorize the appropriation, transfer and expenditure of \$512,981.48 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; to amend the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage, and to declare an emergency. (\$512,981.48)

BodyWHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities has determined it necessary to perform a comprehensive evaluation of the structural integrity of nearly two miles of sanitary sewer known as the West Side Sanitary Sewer Rehabilitation project; and

WHEREAS, the Director of the Public Utilities received statement of qualifications from professional engineering service firms who were interested in providing services for the requested detailed proposals for sewer system rehabilitation projects from the firms of Camp, Dresser and McKee; URS Consultants; and Burgess & Niple, for the aforementioned project services; and received these proposals on September 24, 2004; in accordance with the procurement provisions of Section 329.13 of the Columbus City Codes; and

WHEREAS, based upon an evaluation of these proposals utilizing predetermined criteria, a selection committee determined that Burgess & Niple, Inc., submitted the best proposal for the required project services, to which the Director of the Department of Public Utilities concurred; and

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

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it has been determined necessary for this Council to authorize the Director of Public Utilities to award a professional engineering services contract for purposes of providing the aforementioned services; to authorize the appropriation and transfer of funds from the Sanitary Sewer Reserve Fund to the Water Pollution Control Loan Fund; and to amend the 2004 Capital Improvements Budget, in order to proceed with the rehabilitation of this aging, vital sanitary sewer infrastructure, for the preservation of the public, health, peace, and safety, now, therefore

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

Section 1. That from the unappropriated monies in the Sewerage System Reserve Fund 654, and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending

December 31, 2005, the sum of \$512,981.48 is hereby appropriated to the Division of Sewerage and Drainage, Division 60-05, Object Level One 10, Object Level Three 5502, OCA Code 901553.

Section 2. That the City Auditor is hereby authorized and directed to transfer \$512,981.48 to the Ohio Water Pollution Control Loan Fund No. 666, into the appropriate project accounts as specified within Section 3 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

Section 3. That the expenditure of \$512,981.48 is hereby appropriated for the West Side Sanitary Sewer Rehabilitation Project within Ohio Water Pollution Control Loan Fund No. 666| Division 60-05| Object Level Three No. 6676| as follows:

Proj. No.: 650693| West Side San. Sewer Rehab.| OCA Code 666693| \$512,981.48

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

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

Section 6. That the Director of Public Utilities be, and hereby is, authorized to enter into a professional engineering services contract with Burgess & Niple, Ltd., 5085 Reed Road, Columbus, Ohio 43220, in connection with the capital improvements projects identified within Section 3 herein, in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage's Sewer System Engineering Section.

Section 7. That the expenditure of \$512,981.48, or as much thereof as may be needed, be and the same hereby is authorized from the Ohio Water Pollution Control Loan Fund No. 666; Division 60-05; within the following projects: Proj. No.: 650693| West Side Sanitary Sewer Rehab.| OCA Code 666693| \$512,981.48

Section 8. 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 a professional engineering service contract award as referenced in the preamble hereto, and for purposes of amending the project title of Project 650693:

CURRENT:

650693| West Side Sanitary Sewer Rehab. - \$512,981.48 (OWDA)

TO:

650693| West Side Sanitary Sewer Rehab. - \$512,981.48 (OWDA)

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

Legislation Number: 0937-2005

Drafting Date: 05/17/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Division of Water requires the operators of our water treatment plants and distribution system to

be licensed and trained professionals. They receive specialized water utility operations and maintenance training through the Operator Training Committee of Ohio (OTCO). OTCO is the State of Ohio's Environmental Training Center under the Clean Water Act. For this reason, the Division of Water would like to enter into a sole-source contract with the Operator Training Committee of Ohio, for specialized water utility operations and maintenance training, for Division personnel, in the amount of \$45,000.00. This contract shall run through March 31, 2006. The Contract Compliance Number for the Operator Training Committee of Ohio is 31-6065198. They do not have MBE/FBE status.

FISCAL IMPACT: The Division of Water has allocated \$45,000.00 for training with OTCO in the 2005 Budget. The Division has already encumbered \$20,000.00 to cover training needed before the 2005 budget passed, however, we would like to encumber an additional \$45,000.00 to cover us through March 2006, in order to have all funds encumbered at once.

\$ 40,000.00 was encumbered for this type of training during 2004.

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

Title

To authorize the Director of Public Utilities to enter into a sole-source contract with the Operator Training Committee of Ohio (OTCO), for utility operations and maintenance training, in accordance with the sole source provisions of the Columbus City Code, for the Division of Water, and to authorize the expenditure of \$45,000.00 from Water Systems Operating Fund. (\$45,000.00)

Body

WHEREAS, the Division of Water requires the operators of our water treatment plants and distribution system to be licensed and trained professionals, and

WHEREAS, they receive specialized water utility operations and maintenance training through the Operator Training Committee of Ohio (OTCO), which is the State of Ohio's Environmental Training Center under the Clean Water Act, and

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

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

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into a sole-source contract with the Operator Training Committee of Ohio (OTCO), for utility operations and maintenance training, in accordance with the sole source provisions of Section 329.07(e) of the Columbus City Code, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$45,000.00 or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602151, Object Level One 03, Object Level Three 3331, to pay the cost thereof.

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

Legislation Number: 0940-2005

Drafting Date: 05/17/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z04-055

APPLICANT: Cassady Retail Ventures Limited; c/o Jackson B. Reynolds, III, Atty; 37 West Broad Street, Suite 725;

Columbus, Ohio 43215.

PROPOSED USE: Convenience retail, fuel sales, carwash and unspecified commercial development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (6-0) on May 12, 2005.

NORTHEAST AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant's request for the CPD, Commercial Planned Development District to develop a convenience store with fuel sales, a carwash and unspecified commercial uses is consistent with the *Northeast Area Plan* (1994) and the existing zoning and development pattern at the intersection of North Cassady Avenue, Airport Drive and I-670. The proposed CPD zoning district adds two C-5, Commercial land-uses, fuel sales and carwash, to the existing L-C-4, Limited Commercial zoning district that was established on this site in 2003, and at the same time an expanded list of prohibited commercial uses will be adopted. The proposed CPD text includes use restrictions and customary development standards. The CPD site plan depicts parking and building setbacks.

Title

To rezone **1500 NORTH CASSADY AVENUE (43219)**, being 2.02± acres located at the northeast corner of North Cassady Avenue and Airport Drive, **From:** L-C-4, Limited Commercial District, **To:** CPD, Commercial Planned Development District (Z04-055).

Body

WHEREAS, application #Z04-055 is on file with the Building Services Division of the Department of Development requesting rezoning of 2.02± acres from L-C-4, Limited Commercial District to CPD, Commercial Planned Development District, and

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

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

WHEREAS, the City Departments recommend approval of the applicant's request for the CPD, Commercial Planned Development District to develop a convenience store with fuel sales, a carwash and unspecified commercial uses because the rezoning proposal is consistent with the *Northeast Area Plan* (1994) and the existing zoning and development pattern at the intersection of North Cassady Avenue, Airport Drive and I-670. The proposed CPD zoning district adds two C-5, Commercial land-uses, fuel sales and carwash to the existing L-C-4, Limited Commercial zoning district that was established on this site in 2003, and at the same time an expanded list of prohibited commercial uses will be adopted. The proposed CPD text includes use restrictions and customary development standards. The CPD site plan depicts parking and building setbacks; 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:

1500 NORTH CASSADY AVENUE (43219), being 2.02± acres located northeast of the intersection of North Cassady Avenue and Airport Drive, and being more particularly described as follows:

2.016 Acre Tract Description, East of North Cassady Avenue, North of Interstate 670, Franklin County, Ohio

Situated in the State of Ohio, County of Franklin, Mifflin Township, located in Quarter Township 3, Township 1, Range 17, United States Military Lands, and being a part of the Cassady Retail Ventures, LTD 35.689 acre tract of record in Instrument Number 200203140066897, of record in the Recorder's Office, Franklin County, Ohio, said 2.016 acre tract

being more particularly described as follows:

Beginning, For Reference, at the southwest corner of said 35.689 acre tract in the center of Cassady Avenue and in a northerly Limited Access right-of-way line of I-670(FRA-670-3.93 AA), said point being referenced by a P.K. Nail found 0.28 feet South, and 0.52 feet East;

thence **South 87°40'33" East 70.01 feet** , in a southerly line of said 35.689 acre tract and in a northerly Limited Access right-of-way line, to an iron pipe set marking the **Place of Beginning** of the 2.016 acre tract herein described;

thence **North 42°14'12" West 28.07 feet**, in a proposed Cassady Avenue easterly right-of-way line, to an iron pipe set;

thence **North 03°12'08" East 133.62 feet**, in a proposed Cassady Avenue easterly right-of-way line, to an iron pipe set;

thence **North 03°09'56" East 188.75 feet**, in a proposed Cassady Avenue easterly right-of-way line, to an iron pipe set;

thence **South 86°50'04" East, 260.00 feet**, to an iron pipe set;

thence **South 41°50'04" East, 21.21 feet**, to an iron pipe set;

thence **South 3°09'56" West, 236.54 feet**, to an iron pipe set in a southerly line of said 35.689 acre tract and in a northerly limited access right-of-way line of Interstate 670 (FRA-670-3.93);

thence **South 57°59'06" West 153.84 feet**, in a southerly line of said 36.689 acre tract and a northerly limited access right-of-way line of Interstate 670, to an iron pin found with a cap stamped "Franklin";

thence **North 87°40'33" West 129.37 feet** in a southerly line of said 35.689 acre tract and a northerly limited access right-of-way line of Interstate 670, to the **Place of Beginning** containing 2.016 acres more or less.

Bearings are based on the centerline of Cassady Avenue being North 3°09'56" East as shown on the State of Ohio Department of Transportation's Right of Way Plan FRA-670-3.93-AA, Sheet 17 of 20. Iron pipes set are ¾ inch galvanized pipe 30 inches long with identification cap stamped "POMEROY & ASSOC". This description is based on the results of a field survey in June, 2004 by Gary L. Elswick, Registered Surveyor #6395.

Pomeroy & Associates, LTD; Gary L. Elswick, Registered Surveyor No. 6395.

To Rezone From: L-C-4, Limited Commercial District,

To: CPD, Commercial Planned Development District.

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established on the CPD, Commercial Planned Development District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes; said text titled, "**CPD OVERLAY TEXT**," and CPD plan titled, "**AIRPOINTE CENTRE**," both signed on May 6, 2005 by Jackson B. Reynolds, III, attorney for the applicant, and the text reading as follows:

CPD OVERLAY TEXT

PROPOSED DISTRICT: CPD, Commercial Planned District

EXISTING DISTRICT: L-C-4

PROPERTY ADDRESS: 1500 North Cassady Avenue

OWNER: Cassady Retail Ventures Ltd.

APPLICANT: Cassady Retail Ventures Ltd.

DATE OF TEXT: May 6, 2005

APPLICATION NUMBER: Z04-055

1. **INTRODUCTION:** The 2.02± acre tract is being rezoned to add a gasoline sales location with a convenience store and carwash facility to the permitted uses.

2. **PERMITTED USES:** Gasoline sales, carwash and those uses permitted in Sections 3355.01 and 3356.03, except those uses listed in Chapter 3349 and the following listed uses:

amusement arcade
animal shelter
armored car services
automobile and light truck dealers
automotive repair
automotive sales, leasing and rental
bars, cabarets and nightclubs
billboards
book bindery
bowling centers
building materials and supplies dealers
bus or truck terminal
check cashing and loans
community food pantry
coin operated laundromat
crematory
colleges
dance hall
discount department stores
drive-ins
drive-in motion picture theaters
educational facilities
establishment serving food or beverages to customers in their automobiles
farm equipment and supply stores
funeral homes and services
halfway house
hotels and motels
hospitals
limousine and taxi service
outdoor power equipment stores
missions/temporary shelters
motorcycle, boat and other motor vehicle dealers
motor vehicle sales
parking lots and garages
pawn brokers
payroll services
recreational vehicle dealers

rooftop telecommunications (does not prohibit dish for computer transaction)
monopole telecommunication antennas
schools
skating rink
social services offices
social advocacy organizations
stable
truck, utility trailer, and RV (Recreational Vehicle) sales, rental and leasing
veterinarians
warehouse clubs and super centers

3. DEVELOPMENT STANDARDS: Unless otherwise specified in the following Development Standards, the Development Standards shall be as specified in the Columbus City Code as applicable to the C-4, Commercial District (Chapter 3356).

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

1. The site shall have maximum height of thirty-five (35) feet .
2. The building and parking setbacks from North Cassady Avenue and I-670 shall be 50 feet and 25 feet, respectively.
3. Lot coverage (pavement and building) for the entire site shall not exceed eighty-five (85) percent.
4. The building and parking setbacks to the north and east shall be 10 feet.

B. Access, Loading, Parking and/or other Traffic related commitments.

1. The site will utilize a right turn-in curb cut off North Cassady Avenue which was approved in case ORD #2009-2003 (Z00-084) and will have access to other curb cuts included in the 35± acre rezoning approved by Council as a part of said ordinance. The Transportation Division shall review and approve the curb cut.
2. The access point may be modified with the approval of the City of Columbus Transportation Division.
3. Where appropriate the developer shall install left turn lanes and right drop lanes per City of Columbus specifications.

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

1. Street trees shall be planted within the parking setback along North Cassady Avenue and I-670 at a ratio of one tree per thirty (30) feet of frontage.
2. Within the parking setback area along North Cassady Avenue and I-670 a three (3) foot average height continuous (except at access points) planting hedge, fence, wall, earth mound or combination hereof shall be installed.
3. Any interior public streets shall meet the same landscaping standards contained in items 3(C) 1 and 2 above.
4. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months.
5. All landscaping shall meet the following minimum size at the time of planting:

Shade trees 2 ½" caliper
Ornamental trees 1 ½" caliper
Evergreen trees 5 feet in height
Shrubs 2 gallon in size

D. Building design and/or Interior-Exterior treatment commitments.

1. Mechanical equipment or other utility hardware on the roof of a building shall be screened from view at the property lines.
2. The building material for any office or commercial building shall be brick, stone, glass, masonry (including pre cast) EFIS, individually or in any combination thereof.
3. The buildings shall have the same building materials on all four (4) sides to provide a consistent facade in all directions.

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

1. All external outdoor lighting shall be cut-off fixtures (down lighting) and shall be designed and placed to prevent spillage of light off the site.
2. Accent lighting shall be permitted provided such light source is concealed from adjacent right-of-way.
3. All wall-mounted lighting shall be shielded to prevent off-site spillage.
4. Except for decorative lighting, all other light poles shall be metal and such light poles shall be of the same color. Light poles in the parking lots shall not exceed 18 feet in height.
5. Wiring within the subject site shall be underground, unless a utility company providing service through or over the property prohibits under ground installation.
6. Dumpsters shall be screened on three sides with material consistent with that which is used on the building to a height of six feet with a gate on the fourth side.
7. The outside display area shall be limited to the following location:
 - a. Outdoor displays shall only be permitted on a sidewalk area if that sidewalk has a minimum depth of nine (9) feet. At least five (5) feet of said sidewalk shall remain free of display materials to permit pedestrian transit. Outdoor displays measuring four (4) feet by four (4) feet are also permitted at the ends of fuel pump islands. Display areas at the end of fuel islands must be shown on the approved zoning clearance plan.
 - b. The maximum height for any outside display area shall be three (3) feet.

F. Graphics and Signage commitments.

All signage shall conform to Article 15, Title 33 of the Columbus City Code as it applies to the C-4, Commercial District. Any variance to the sign requirements shall be submitted to the Columbus Graphics Commission.

G. Miscellaneous commitments.

1. CPD Criteria

A. Natural Environment: The site is currently vacant and once was part of a nursery operation.

B. Existing Land Uses: To the north and east is vacant property zone L-C-4, to the south is I-670, and to the west is commercial uses zoned L-C-4.

C. Transportation and Circulation: One right turn in to the site has been approved by the Traffic Division and the other access point will utilize a private drive that will serve the surrounding L-C-4 zoned property.

D. Visual Form of the Environment: There are no elevations for the user of the property at this time and the remainder of the 35± acres is vacant so the visual form is minimal.

E. View and Visibility: In the development of the subject property and in location of the buildings, access points and signage, consideration will be given to the visibility and safety of motorists and pedestrians as well as the aesthetic quality of the development.

F. Proposed Development: Convenience store with gasoline and car wash and other permitted uses.

G. Emissions: No adverse affects from emissions are anticipated from the proposed development.

H. Behavior Patterns: The proposed development will mimic the patterns created by the existing convenience store, gas station and car wash located directly southwest of the site.

2. Variances.

No variances to development standards are requested in this ordinance.

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

Legislation Number: 0948-2005

Drafting Date: 05/18/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN04-025

BACKGROUND: This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN04-025 a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since April 26, 2005, the date of receipt from the Board of County Commissioners of Franklin County.

These are submitted in accordance with the Ohio Revised Code.

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

Title

To accept the application (AN04-025) of Elmer R. Duritzky, et al for the annexation of certain territory containing 9.616 ± Acres in Plain Township.

Body

WHEREAS, a petition for the annexation of certain territory in Plain Township was duly filed by Elmer R. Duritzky, et al on January 19, 2005; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated April 5, 2005; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on April 26, 2005; 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 Elmer R. Duritzky, et al being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio January 19, 2005 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 April 5, 2005, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Plain, located in Section 2, Township 2, Range 16, United States Military Lands, and being a part of Parcel Number 220-001877 as conveyed to Vincent E. & Karen S. Golden (5.068 Acres) in Official Record 06405 D06-D07, and also being a part of Parcel Number 220-001875 as conveyed to Elmer R. Duritzky (4.548 Acres) in Official Record 34419 B10-B11 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

Beginning at the northeasterly corner of Parcel Number 220-000411 as conveyed to Melinda L. & Ronald L. Murphy (5.619 Acres) in deed Volume 3672, Page 665-667, being an angle point in the existing City of Columbus Corporation Line as established by Ordinance No. 2647-96, filed for record in Official Record 34003C15, Recorder's Office, Franklin County, Ohio;

Thence easterly, a distance of approximately 30 feet to a point in the easterly corner of "Reserve A", of that tract conveyed to "Jo-El Acres" of record in Plat Book 46, Page 6, being an angle point in the existing City of Columbus Corporation Line as established by Ordinance No. 1631-2003, filed for record in Instrument Number 200309190299625, Recorder's Office, Franklin County, Ohio;

Thence easterly, a distance of approximately 66 feet, being with the southerly line of that tract conveyed to Kenneth R. George et al 3 (75.8 Acres), and said existing City of Columbus Corporation Line;

Thence with the southerly perimeter of said George tract, and said existing City of Columbus Corporation Line, the following courses and distances:

southerly, a distance of approximately 380 feet to a point;

easterly, a distance of approximately 297 feet to a point;

northerly, a distance of approximately 262 feet to a point;

Thence easterly with the southerly line of that tract conveyed to John A. Cautela (4.548 Acres), a distance of approximately 913 feet to a point in the westerly right-of-way line of Harlem Road;

Thence southerly with said westerly right-of-way line, a distance of approximately 359 feet to the northeasterly corner of that tract conveyed to Jeff D. & Tina M. Miller (5.017 Acres);

Thence westerly with the northerly line of said Miller tract, a distance of approximately 1364 feet to a point on the easterly line of that tract as conveyed to Melinda L. & Ronald L. Murphy (5.619 Acres) ;

Thence northerly with the easterly line of said Murphy tract, a distance of approximately 450 feet to the Point of Beginning and containing approximately 9.616 acres of land, more or less.

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

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

Legislation Number: 0949-2005

Drafting Date: 05/18/2005

Current Status: Passed

Version: 3

Matter Type: Ordinance

Title

To rezone **4389 ROBERTS ROAD (43228)**, being 1.49± acres located at the southwest corner of Roberts Road and Wilson Road, **From:** C-4, Commercial District, **To:** CPD, Commercial Planned Development District **and to declare an emergency.** (Z05-012)

Body

WHEREAS, application #Z05-012 is on file with the Building Services Division of the Department of Development requesting rezoning of 1.49± acres from C-4, Commercial District to CPD, Commercial Planned Development District, and

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

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

WHEREAS, the City Departments recommend approval of the applicant's request for the CPD, Commercial Planned Development District to develop a convenience store with fuel sales and a carwash because this rezoning proposal is consistent the existing development pattern at the intersection of Roberts and Wilson Roads. The CPD text includes use restrictions and development standards that address building, canopy and parking setbacks, site access, headlight screening and street trees, outdoor display, lighting restrictions, and a variance to reduce building setback for Roberts Road. The CPD site plan includes traffic improvements requested by the Transportation Division; 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:

4389 ROBERTS ROAD (43228), being 1.49± acres located at the southwest corner of Roberts Road and Wilson Road, and being more particularly described as follows:

Description of a 1.492 Acre Parcel South of Roberts Road, West of Wilson Road, City of Columbus, County of Franklin, Ohio

Situated in the State of Ohio, County of Franklin, City of Columbus, being located in Virginia Military District Survey No. 547 and being part of the 1.138 acre tract and part of the 35.354 acre tract conveyed to Richard J. Solove and John J.

Chester by Deed of Record in Deed Book 3799, Page 826 and Deed Book 2712, Page 429, respectively, all references being to records in the Recorder's Office, Franklin County, Ohio and bounded and described as follows:

Beginning, for reference, at a railroad spike at a point of curvature in the center line of Wilson Road, the westerly line of said Virginia Military Survey No. 547, that is located North 7°10'27" West, 171.15 feet from the southwesterly corner of said Virginia Military Survey No. 547;

Thence along the arc of a curve to the right (sub Delta - 50°36'36", Radius - 716.20 feet), a chord bearing and distance of North 18°07'51" East 612.26 feet to the point of tangency on the centerline of Wilson Road;

Thence North 43°26'09" West, along said centerline, a distance of 416.60 feet to a point;

Thence North 46°33'51" West, a distance of 50.09 feet to a point on the westerly right-of-way line of Wilson Road and the TRUE PLACE OF BEGINNING;

Thence North 46°33'51" West, a distance of 183.86 feet to a point;

Thence North 43°26'09" East, a distance of 69.13 feet to a point;

Thence North 03°20'51" East, a distance of 128.04 feet to a point on the southerly right-of-way line of Roberts Road;

Thence South 88°19'14" East, along said right-of-way line, a distance of 318.68 feet to a point on the westerly right-of-way line of Wilson Road;

Thence along the arc of a curve to the right (sub Delta - 27°40'14", Radius - 250.00 feet), along said right-of-way line, a chord bearing and distance of South 29°36'05" West 119.57 feet to the point of tangency on the westerly right-of-way line of Wilson Road;

Thence South 43°26'09" West, along said right-of-way line, a distance of 263.22 feet to the POINT OF BEGINNING, containing 1.492 ACRES, more or less.

Bearings contained herein are based on the same meridian as the westerly line of Virginia Military Survey No. 547 (North 7°10'27" West) of record in Deed Book 2712, Page 429.

This description was prepared by M•E Companies, Inc., Robert S. Wynd, P.S., Registered Surveyor no. 6872.

To Rezone From: C-4, Commercial District,

To: CPD, Commercial Planned Development District.

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established on the CPD, Commercial Planned Development District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes; said CPD site plan titled, "**THORNTON'S GAS STATION**," and text titled, "**CPD TEXT**," both signed on May 24, 2005 by Jeffrey L. Brown, attorney for the applicant, and the text reading as follows:

CPD TEXT

PROPOSED DISTRICT: CPD, Commercial Planned Development

PROPERTY ADDRESS: 4390 Roberts Road

OWNER: Patel Champakbhai

APPLICANT: Thorntons, Inc.

DATE OF TEXT: May 24, 2005

APPLICATION NUMBER: Z05-012

1. INTRODUCTION: The site is currently zoned C-4 and the applicant wants to add gas sales and carwash to the property.

2. PERMITTED USES: The only permitted uses are those contained in Section 3356.03, C-4, Commercial of the Columbus City Code along with a convenience store with gas sales and car wash.

3. DEVELOPMENT STANDARDS: Unless otherwise indicated in the submitted written text, the applicable development standards shall be those contained in Chapter 3356, C-4, Commercial District of the Columbus City Code.

A. Density, Height, Lot Coverage, and Setback Requirements.

1. Parking setbacks from the street right-of-way line shall be ten (10) feet from Wilson and Roberts Roads.

2. Building setbacks from street right-of-way lines shall be:

- a. Twenty (20) feet for buildings on Roberts Road.
- b. Fifty (50) feet for buildings on Wilson Road.
- c. Twenty-five (25) feet for gas canopy on Wilson and Roberts Roads.

3. For structures and paved areas including sidewalks, lot coverage shall not exceed 85%.

B. Parking Standards, Access, and Traffic.

All circulation, curb-cuts and access points shall be subject to review and approval by the City of Columbus Transportation Division.

C. Buffering, Landscaping, Open space and Screening requirements.

1. Street trees shall be planted along Wilson and Roberts Roads at a ratio of one tree per forty (40) feet of frontage.

2. Within the parking setback along Wilson and Roberts Roads, the developer shall install headlight screening to a minimum height of 30 inches. The headlight screening may be in the form of mounding, planting, fencing individually or in any combination thereof.

3. The landscaping shall be maintained in a healthy state. Any dead material shall be removed and replaced with like materials within six months or the next available planting season, whichever occurs first. The size of the new material shall equal the size of the original material when it was installed.

4. Minimum size of landscaping material at installation shall be: 2½ inch caliper for deciduous trees, 1½ inch caliper for ornamental trees; 5 feet in height for evergreens, and two gallon for shrubs. Caliper is measured 6 inches above grade.

D. Building design and/or Interior-Exterior treatment commitments.

N/A

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

1. Light poles shall not exceed 28 feet in height and shall have cutoff fixtures.
2. Outdoor display and/or sales shall be limited to the following areas:
 - a. On sidewalks abutting buildings; only if said sidewalk has a minimum depth of nine (9) feet. At least five feet of said sidewalk shall remain free of display materials to permit pedestrian / A.D.A. transit.
 - b. At the ends of fuel pump islands only if depicted on the zoning clearance site plan; and the maximum footprint of displays at the end of fuel islands shall be four (4) feet by four (4) feet.
3. The maximum height for any outside display and/or sales shall be three feet, except for soda machines, ice chests or other comparable sales devices.
4. The outdoor display area shall contain only those items normally and customarily sold by a convenience store and other seasonal items and products, including but not limited to, firewood, mulch, flowers, Christmas wreaths.

F. Graphics and Signage requirements.

1. All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code as it applies to the C-4 and any variance to those requirement will be submitted to the Columbus Graphics Commission for consideration.

G. Miscellaneous commitments.

1. CPD Criteria:
 - A. NATURAL ENVIRONMENT: The site is vacant.
 - B. EXISTING LAND USES: to the north across Roberts Road commercial and industrial uses; to the east across Wilson Road commercial and industrial uses and to the west undeveloped industrial ground and I-270.
 - C. TRANSPORTATION AND CIRCULATION: Access shall be from ~~Roberts~~Wilson Road.
 - D. VISUAL FORM OF THE ENVIRONMENT: The site will consist of a convenience store with gas pumps or other permitted uses. The site will be landscaped within the setback areas along Roberts Road and Wilson Road.
 - E. VIEW AND VISIBILITY: In the development of the subject property and in the location of the buildings and access points, consideration will be given to the visibility and safety of the motorist and pedestrian.
 - F. PROPOSED DEVELOPMENT: Convenience store with gas and a car wash.
 - G. EMISSIONS: No adverse affects from emissions shall result from the proposed development.
 - H. BEHAVIOR PATTERNS: The proposed development should not change the behavior patterns other than to attract customers from Wilson and Roberts Roads. Existing development has already established behavior patterns in the area.
2. Variances.
 1. Reduce the building setback on Roberts Road from fifty (50) feet to twenty (20) feet.

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

Legislation Number: 0952-2005

Drafting Date: 05/18/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To reimburse Dominion Homes, Inc. for the material cost between an (8) inch water line and a Twelve (12) inch water line along Powell Rd. as per Columbus City Code Section 1105.15. The larger water line was requested by the Division of Water to ensure adequate fire protection in the immediate area and to reinforce the overall distribution system.

FISCAL IMPACT: This project is included in the C.I.B. and is being funded from current monies.

CONTRACT COMPLIANCE NUMBER: 31-1393233

Title

To authorize the Director of Public Utilities to enter into an reimbursement agreement with Dominion Homes for the construction of the Powell Road 12" Water Main and to authorize the expenditure of \$9,768.42 from the Water Works Enlargement Voted 1991 Bonds Fund for the Division of Water. (\$9,768.42)

Body

WHEREAS, Dominion Homes Inc., hereinafter designated the developer, desires to provide water service to his development with the extension of an eight (8) inch water line; and

WHEREAS, the Division of Water has requested that the developer increase the size of the proposed water line to twelve (12) inch to ensure adequate fire protection in the immediate area and to reinforce the overall distribution system, and

WHEREAS, it is the policy of the City to pay a developer the difference in material costs for installing a water line larger that is required for their development, as per Columbus City Code Section 1105.15, paragraph C-1, and

WHEREAS, in the usual daily operation of the Division of Water, Department of Public Utilities, it has become necessary to authorize payment to the Developer for the installation of a twelve (12) inch water line along Powell Road for the preservation of the public health, peace, property, welfare and safety, Now, Therefore,

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

Section 1. That the Director of Public Utilities is hereby authorized to enter into an agreement with Dominion Homes Inc., 5000 Tuttle Crossing Blvd. Dublin, OH 43016 for the purpose of constructing a twelve (12) inch water line along Powell Road.

Section 2. That the expenditure of \$9,768.42 be and the same is hereby authorized from the Water Works Enlargement Voted 1991 Bonds Fund No. 606, Department 60, Division 09, OCA Code 642900, Object Level Three 6629, Object Level One 06, Project No. 690026, for the aforesaid purpose.

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

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

Legislation Number: 0954-2005

Drafting Date: 05/18/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Rezoning Application: Z04-092

APPLICANT: Huntington Tower Associates; c/o Jeffrey L. Brown, Atty., Smith and Hale; 37 West Broad Street, Suite 725; Columbus, OH 43215.

PROPOSED USE: Multi-family residential development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (6-0) on January 13, 2005.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant is requesting the PUD-4, Planned Unit Development District to add a .79± acre parcel to a site that was rezoned to the PUD-4 zoning district in July, 2004. The maximum number of dwelling units permitted increases from 76 to 80 with a slight increase in density. The overall PUD-4 zoning district remains consistent with the draft *Hayden Run Corridor Plan* (2004). Open space must be dedicated to the City of Columbus Recreation and Parks Department prior to issuance of zoning clearance for any development on this site.

Title

To rezone **4810 LEPPERT ROAD (43215)**, being 24± acres located on the east side of Leppert Road, 365± feet south of Hayden Run Road, **From:** R, Rural and PUD-4, Planned Unit Development Districts, **To:** PUD-4, Planned Unit Development District (Rezoning # Z04-092).

Body

WHEREAS, application #Z04-092 is on file with the Building Services Division of the Department of Development requesting rezoning of 24.04± acres from R, Rural and PUD-4, Planned Unit Development Districts to PUD-4, Planned Unit Development District; and

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

WHEREAS, the City Departments recommend approval of the requested PUD-4, Planned Unit Development District to add a 0.79± acre parcel to a 23.2± site that was rezoned to the PUD-4 zoning district in July, 2004. The maximum number of dwelling units permitted will increase from 76 to 80 with a slight increase in density. The proposed PUD-4 zoning district remains consistent with the draft *Hayden Run Corridor Plan* (2004), and open space must be dedicated to the City of Columbus Recreation and Parks Department prior to issuance of zoning clearance for any development; now, therefore:

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

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

4810 LEPPERT ROAD (43215), being 24± acres located on the east side of Leppert Road, 365± feet south of Hayden Run Road, and being more particularly described as follows:

ZONING DESCRIPTION ONE: 23.25± ACRES

Situated in the State of Ohio, County of Franklin, Townships of Washington and Norwich, lying in Virginia Military Survey Number 3453, and being part of the 104 acre tract conveyed to Kermit C. Grener and Dorothy A. Grener by deed of record in Deed Book 898, Page 543, (all references are to the records of the Recorder's Office, Franklin County, Ohio), and being more particularly described as follows:

Beginning, for reference, at a Franklin County Geodetic Survey Monument No. 5179, marking the centerline intersection of Hayden Run Road and Leppert Road;

thence South 49° 24' 39" East, a distance of 60.00 feet, with the centerline of said Hayden Run Road, to a point;

thence South 40° 35' 22" West, a distance of 45.00 feet, across said Hayden Run Road right-of-way, to a point in the southerly right-of-way line of said Hayden Run Road;

thence with the southerly right-of-way line of Hayden Run Road the following courses and distances:

South 49° 24' 38" East, a distance of 278.03 feet, to a point;

South 46° 32' 53" East, a distance of 100.12 feet, to a point;

South 49° 24' 38" East, a distance of 159.10 feet, to a point, the TRUE POINT OF BEGINNING;

continuing South 49° 24' 38" East, a distance of 259.47 feet, to a point of curvature;

with the arc of said curve to the left, having a central angle of 06° 30' 54", a radius of 1687.02 feet, an arc length of 191.83 feet, and a chord which bears South 52° 40' 09" East, a distance of 191.72 feet, to a point of tangency;

South 62° 10' 06" East, a distance of 183.42 feet, to a point of curvature;

with the arc of said curve to the left, having a central angle 07° 25' 17", a radius of 1677.02 feet, an arc length of 217.22 feet, and a chord which bears South 65° 52' 45" East, a distance of 217.07 feet, to a point;

South 69° 35' 23" East, a distance of 305.00 feet, to a point in the line common to said 104 acre tract and a 4.752 acre tract conveyed to Juanita J. Huffman by deed of record in Deed Book 2882, Page 415;

thence South 06° 05' 54" East, a distance of 464.79 feet, with the easterly line of said 104 acre tract, and the westerly lines of said 4.752 acre tract and a 6.099 acre tract conveyed to William E Storts and Kay L. Storts by deed of record in Official Record 8625J01, to a point at a common corner of said 104 and 6.099 acre tracts;

thence South 87° 45' 43" West, a distance of 950.19 feet, with the southerly line of said 104 acre tract, and the northerly lines of said 6.099 acre tract and a 109 acre tract conveyed to Carr Farms, Ltd by deed of record in Official Record 19954G11, to a point at a common corner of said 104 acre tract and a 2.506 acre tract conveyed to Phyllis J. Walken and Charles E. Walken by deed of record in Instrument Number 200007200143380;

thence with the lines common to said 104 and 2.506 acre tracts the following courses and distances:

North 07° 22' 49" West, a distance of 72.85 feet, to a point;

North 13° 40' 51" East, a distance of 88.38 feet, to a point;

North 73° 29' 23" West, a distance of 496.95 feet, to a point in the easterly right-of-way line of said Leppert Road;

thence North 18° 46' 58" West, a distance of 143.18 feet, with the easterly right-of-way line of said Leppert Road, to a point;

thence South 83° 18' 43" West, a distance of 20.00 feet, across said Leppert Road right-of-way, to a point in the centerline of said Leppert Road;

thence North 06° 41' 17" West, a distance of 450.54 feet, with the centerline of said Leppert Road, to a point at a corner common to said 104 acre tract and a 0.785 acre tract conveyed to Dolores Y. Sherwood and Wanda F. Straub by deed of record in Official Record 10429J14;

thence with the lines common to said 104 and 0.785 acre tracts the following courses and distances:

South 79° 32' 17" East, a distance of 132.05 feet, to a point;

North 19° 13' 40" East, a distance of 177.68 feet, to a point;

Thence across said 104 acre tract the following courses and distances:

South 49° 24' 38" East, a distance of 200.53 feet, to a point

North 40° 35' 22" East, a distance 226.10 feet, to the TRUE POINT OF BEGINNING, containing 23.25 acres, more or less.

To Rezone From: PUD-4, Planned Unit Development District,

To: PUD-4, Planned Unit Development District.

ZONING DESCRIPTION TWO: 0.795± ACRES

Situated in the County of Franklin, State of Ohio, and in the Township of Washington, Scioto Darby School District, bounded and described as follows:

Being .795 of an acre out of a 100 acre tract formerly owned by Charles Sherwood, sold tract being located in Survey No. 3453, Virginia Military District, and being more particularly described as follows:

Beginning at the center line intersection of Hayden Run Road with Leppert Road, which is in the westerly line of the above mentioned 100 acre tract; thence with the center line of Hayden Run Road, South 72°54' East, 229 feet to a point; thence South 16° 12' West, 177.8 feet to an iron pipe (passing an iron pipe in fence line on Southerly side of said road); thence North 82° 51' West, 132 feet to the center line of Leppert Road (passing an iron pipe in fence line on easterly side of the road); thence with center line of said Leppert Road, North 10° West, 225.3 feet to the place of beginning and containing .795 of an acre, more or less.

To Rezone From: R, Rural District,

To: PUD-4, Planned Unit Development District.

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established on the PUD-4, Planned Unit Development District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved PUD-4, Planned Unit Development District and Application among the records of the Building Services Division as required by Section 3311.09 of the Columbus City Codes; said plan being titled, "**PUD-4 DEVELOPMENT PLAN FOR: HAYDEN RUN AND LEPPERT ROAD**," signed on June 22, 2005 by Jeffrey L. Brown, attorney for the Applicant.

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

Legislation Number: 0983-2005

Drafting Date: 05/23/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN05-003

BACKGROUND: This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN05-003 a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since April 26, 2005, the date of receipt from the Board of County Commissioners of Franklin County.

These are submitted in accordance with the Ohio Revised Code.

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

Title

To accept the application (AN05-003) of Friendship Village of Dublin, Ohio, Inc. for the annexation of certain territory containing 1.219 ± Acres in Perry Township.

Body

WHEREAS, a petition for the annexation of certain territory in Perry Township was duly filed by Friendship Village of Dublin, Ohio, Inc. on February 23, 2005; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated April 5, 2005; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on April 26, 2005; 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 Friendship Village of Dublin, Ohio, Inc. being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio February 23, 2005 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 April 5, 2005, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Perry, in Quarter Township 3, Township 2 North, Range 19 West, United States Military Lands and being all of a 1.219 acre tract of land conveyed to Iva Ethel Poe by deeds of record in Deed Book 2557, page 190 and in Instrument No. 200211210298193 (said tract being encompassed by existing City of Columbus, Ohio corporation lines), and being further described as follows:

Beginning at a point in the centerline of Riverside Drive - U.S. Route 33 (variable width), at the southwest corner of a 3.028 acre tract of land conveyed to Friendship Village of Dublin, Ohio, Inc. by deed of record in Instrument No. 200110290248366 and at the northwest corner of said 1.219 acre tract, said point being in the existing corporation line for the City of Columbus, Ohio as established by Ordinance 1251-98 and recorded in Instrument No. 199807090171546 and in the existing corporation line for the City of Columbus, Ohio as established by Ordinance 1451-01 and recorded in Instrument No. 20020204003f945

Thence southeasterly along a southerly line of said 3.028 acre tract, along said existing corporation line for the City of Columbus, Ohio as established by Ordinance 1451-01 and recorded in Instrument No. 200202040031945 and along the northerly line of said 1.219 acre tract a distance of approximately 531 feet to the northeast corner of said 1.219 acre tract and at a corner of said 3.028 acre tract;

Thence southerly along the easterly line of said 1.219 acre tract, along said existing corporation line for the City of Columbus, Ohio as established by Ordinance 1451-01 and recorded in Instrument No. 200202040031945 and along a westerly line of said 3.028 acre tract a distance of approximately 100 feet to the southeast corner of said 1.219 acre tract, at a corner of said 3.028 acre tract, In a north line of an 18.200 acre tract of land conveyed to Friendship Village of Dublin, Ohio, Inc. by deed of record in Deed Book 3801, Page 588 and in the existing corporation line for the City of Columbus, Ohio as established by Ordinance 327-74 and recorded in Official Record 162, Page 195;

Thence northwesterly along a portion of a north line of said 18.200 acre tract, along said existing corporation line for the City of Columbus, Ohio as established by Ordinance 327-74 and recorded in Official Record 162, Page 195 and along the southerly line of said 1.219 acre tract a distance of approximately 531 feet to the southwest corner of said 1.219 acre tract, at the northwest corner of a 0.954 acre tract of land conveyed as Strip No. 2 to City of Columbus, Ohio for Riverside Drive right-of-way purposes by deed of record in Deed Book 3462, Page 170 and in the centerline of Riverside Drive and in said existing corporation line for the City of Columbus, Ohio as established by Ordinance 1251-98 and recorded in Instrument No. 199809150234580;

Thence northerly along the centerline of Riverside Drive, along said existing corporation line for the City of Columbus, Ohio as established by Ordinance 1251-98 and recorded in Instrument No. 199809150234580 and along the westerly line of said 1.219 acre tract a distance of approximately 100 feet to the place of beginning;

Containing 1.219 acres of land more or less.

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

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

Drafting Date: 05/25/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. **BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Storts Excavation, Inc., in the amount of \$139,105.20; to encumber funds with the Transportation Division for inspection, testing and prevailing wage coordination services in the amount of \$29,000.00; to authorize the City Auditor to transfer a total of \$168,105.20 within the Storm Sewer Bond Fund; and to amend the 2004 Capital Improvements Budget; all in connection with the Westside Storm Sewer Improvements Phase 1 Project. This project consists of the furnishing or construction of storm sewer inlets and pipe at four different locations on the West side of the City of Columbus, and such other work as may be necessary to complete the contract in accordance with the plans (CC-14033) and specifications. The locations are as follows: Davis Avenue, Dana Avenue, Sullivant Avenue and Wayne Avenue. The work under this contract shall be completed in a manner acceptable to the City within 90 calendar days after the effective date of the Notice to Proceed. The project construction is expected to begin on approximately August 1, 2005 and be completed on or about October 30, 2005 assuming no extension for inclement weather or other delay that may be beyond the contractor's control.

2. **CONSTRUCTION CONTRACT AWARD:** The Director of Public Utilities publicly opened six bids on April 6, 2005. Bids were received from Storts Excavation, Inc., Columbus Ohio, 31-1464608, Majority, \$139,105.20; McDaniel's Construction, Columbus Ohio, 31-1145406, MBE, \$148,420.75; Columbus Asphalt Paving, Inc., Gahanna Ohio, 31-0857095, Majority, \$180,614.16; The Righter Company, Columbus Ohio, 31-0889208, Majority, \$206,703.60; Darby Creek Excavating, Circleville Ohio, 31-1345111, Majority, \$236,600.28; and Complete General, Columbus Ohio, 31-4366382, Majority, \$248,466.00. The lowest and best bid was from Storts Excavation, Inc.; 31-1464608; \$139,105.20.

3. **EMERGENCY DESIGNATION:** The Division of Sewerage and Drainage request City Council to designate this ordinance an emergency measure in order to allow for the immediate commencement of these urgently needed stormwater infrastructure improvements during this construction season.

4. **FISCAL IMPACT:** The Division is requesting an amendment to the 2004 Capital Improvements Budget for purposes of establishing sufficient budget authority for this expenditure. In addition this legislation includes a transfer of funds within the Storm Sewer Bonds Fund.

Title

To authorize the Director of Public Utilities to execute a construction contract with Storts Excavation, Inc.; to provide for payment of inspection, material testing and related services to the Transportation Division for the Westside Storm Sewer Improvements Phase 1 Project; to authorize the transfer of \$168,105.20 within the Storm Sewer Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage; to authorize the expenditure of \$168,105.20 within the Storm Sewer Bond Fund; and to declare an emergency. (\$168,105.20)

Body

WHEREAS, six bid proposals were received and publicly opened in the offices of the Director of Public Utilities on April 6, 2005, for the construction of the Westside Storm Sewer Improvements Phase 1 Project; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract and to encumber and expend funds to provide for payment of inspection, testing and prevailing wage coordination services costs associated with the Westside Storm Sewer Improvements Phase 1 Project; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Storm Sewer Bond Fund; and

WHEREAS, significant flooding and other stormwater problems have been identified through customer complaints for the area covered by this project; and

WHEREAS, it is necessary to authorize an amendment to the 2004 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditures; and

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a contract for construction services for the Westside Storm Sewer Improvements Phase 1 Project to mitigate the significant flooding and other stormwater problems; for the preservation of the public health, peace, property and safety; now therefore,

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

Section 1. That the City Auditor is hereby authorized to transfer \$168,105.20 within the Storm Sewer Bonds Fund, Fund 685, Division of Sewerage and Drainage, Division 60-15, as follows:

TRANSFER FROM: 610753, 685753, Pilot Wetlands Mitigation-\$150,000.00 and 610872, 685872, Napoleon Avenue/Broad Street Alley Storm Sewer-\$18,105.20

TRANSFER TO: 610787, 685787, Westside Storm Sewer Improvements Phase 1

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

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

Section 4. That the Director of Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the Westside Storm Sewer Improvements Phase 1 Project with the lowest and best bidder, Storts Excavation, Inc., 1167 McCarley Drive West, Columbus, Ohio 43228; in the amount of \$139,105.20 in accordance with the terms and conditions of the contract on file in the Office of the Division of Sewerage and Drainage; and to obtain the necessary testing and prevailing wage coordination services from the Transportation Division; and to pay up to a maximum amount of \$29,000.00.

Section 5. That the said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

Section 6. That for the purpose of paying the cost of the construction contract, the cost of inspection, testing and prevailing wage coordination services, the following expenditure, or as much thereof as may be needed is hereby authorized as follows: Division 60-15, Storm Sewer Bond Fund No. 685, Project 610787, Object Level Three 6621, OCA Code 685787, Amount \$168,105.20.

Section 7. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, to provide sufficient budget authority for the execution of the construction contract stated in Sections 6 and 7 herein.

CURRENT:

610753: Pilot Wetlands Mitigation - \$732,000.00
610787: Westside Storm Sewer Improvements Phase 1 - \$0.00
610872: Napoleon Avenue/Broad Street Alley Storm Sewer - \$800,000.00

AMENDED TO:

610753: Pilot Wetlands Mitigation - \$582,000.00 (-\$150,000.00)
610787: Westside Storm Sewer Improvements Phase 1 - \$168,106.00 (+\$168,106.00)
610872: Napoleon Avenue/Broad Street Alley Storm Sewer - \$781,894.00 (\$18,106.00)

Section 8. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1016-2005

Drafting Date: 05/25/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase ViewSonic Monitors for Municipal Clerk, the largest user. The term of the proposal option contract would be two years, with the option to renew for one additional year(s). Contract is through June 30, 2007, with an optional extension through June 30, 2008. The Purchasing Office opened formal bids on May 19, 2005. The awarded company is not listed on the Auditor of State Findings for Recovery database. The company is also not listed on the Federal Excluded Parties Listing.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA 001619). Twenty-Eight of bid received; (MAJ:183) bids solicited; (MAJ:21) bids received, (MBE:15) bids solicited; (MBE:0) bids received, (FBE:2) bids solicited; (FBE:7) bids received

Purchasing Office is recommending award of the contract to the low bidder:

Company Name, JPK Micro Supply, Inc. MAJ, CC# 95-4199511

Total Estimated Annual Expenditure: \$80,000.00

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

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

Title

To authorize and direct the Finance Director to enter into a contract for the option to purchase ViewSonic Monitors with JPK Micro Supply, Inc., to authorize the expenditure of \$1.00 to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 19, 2005 and selected the lowest bid; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, this equipment is required by agencies to ensure required services are delivered to the public in a timely manner; therefore this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract(s) for an option to purchase Item No. One, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into the following contract(s) for an option to purchase Item Number One in accordance with Solicitation No. SA 001619 as follows:

JPK Micro Supply, Inc., Item: Number One, Amount: \$1.00

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

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

Legislation Number: 1030-2005

Drafting Date: 05/26/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN05-001

BACKGROUND: This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN05-001 a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since March 30, 2005, 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 (AN05-001) of Olympus Communities, LTD for the annexation of certain territory containing 14.5 ± Acres in Orange Township.

Body

WHEREAS, a petition for the annexation of certain territory in Orange Township was duly filed by Olympus Communities, LTD on February 17, 2005; 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 March 24, 2005; 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 March 30, 2005; 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 Olympus Communities, LTD 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 February 17, 2005 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated March 24, 2005, 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, lying in Farm Lot 3, Section 3, and Farm Lots 15 and 22, Section 4, Township 3, Range 18, United States Military Lands, being part of the 13.961 acre tract conveyed to Olympus Communities, Ltd. by deed of record in Official Record 467, Page 449, and part of the 1.090 acre tract conveyed to Olympus Communities, Ltd. by deed of record in Official Record 527, Page 1220 (all references are to the records of the Recorder's Office, Delaware County, Ohio) and being more particularly described as follows:

BEGINNING at the common corner of said 13.961 acre tract and Lot 191 of "SHUSTER SUBDIVISION", as recorded in Plat Book 7, Page 49, being in the westerly line of Lot 278 of "PRESTWICK COMMONS SECTION 4", as recorded in Plat Cabinet 2, Slides 322-322C and being in the existing City of Columbus Corporation Line, by Ordinance Number 1497-97, as recorded in Plat Cabinet 2, Slide 88;

thence westerly, a distance of approximately 1067 feet, with the southerly line of said 13.961 acre tract, and the northerly lines of said "SHUSTER SUBDIVISION" and the 1 acre tract conveyed to George T. and Margaret Perry by deed of record in Deed Volume 347, Page 145, to the easterly right-of-way line of Old State Road;

thence northerly, a distance of approximately 814 feet, with said easterly right-of-way line, to a point in the line common to said 1.090 acre tract and the 12.928 acre tract conveyed to Olympus Communities, Ltd. by deed of record in Official Record 450, Page 1369, at an angle point in the existing City of Columbus Corporation Line, by Ordinance Number 2203-2003, as recorded in Plat Cabinet 3, Slide 267;

thence, with the line common to said 12.928 and 1.090 acre tracts, and with said existing City of Columbus Corporation Line (Ord. No. 2203-2003), the following courses and distances:

easterly, a distance of approximately 213 feet, to a point;

southerly, a distance of approximately 200 feet, to a point in the northerly line of said 13.961 acre tract;

thence easterly, a distance of approximately 701 feet, with the line common to said 13.961 acre and 12.928 acre tracts, and with said existing City of Columbus Corporation Line (Ord. No. 2203-2003), to a common corner of said 13.961 and 12.928 acre tracts, being in the westerly line of Lot 30 of "PRESTWICK COMMONS SECTION 1", as recorded in Plat Cabinet 2, Slide 138-138B, and being in said existing City of Columbus Corporation Line (Ord. No. 1497-97);

thence southerly, a distance of approximately 595 feet, with the easterly line of said 13.961 acre tract, and the westerly lines of said "PRESTWICK COMMONS SECTION 1", and said "PRESTWICK COMMONS SECTION 4", and with said existing City of Columbus Corporation line (Ord. No. 1497-97), to the POINT OF BEGINNING. Containing approximately 14.5 acres of land, more or less.

Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which

shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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

Legislation Number: 1034-2005

Drafting Date: 05/27/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This legislation authorizes and directs the Finance Director to issue several purchase orders for vehicle parts, supplies and accessories for the Public Service Department, Fleet Management Division. Formal competitive bids were taken by the Purchasing office and Universal Term Contracts are in place for each of the items.

Fiscal Impact: This legislation authorizes an expenditure of \$580,000.00. Expenditures for like items and time frames were \$702,645.00 in 2004 and \$630,000.00 in 2003. The Fleet Management Division budgeted \$3.1 million for parts in the 2005 Budget, with approximately \$1.4 million spent year-to-date.

Emergency action is requested in order to ensure an uninterrupted purchase of vehicle parts, supplies, and accessories.

Title

To authorize and direct the Finance Director to issue purchase orders for vehicle parts, supplies, and accessories for the Fleet Management Division, to authorize and direct the expenditure of \$580,000.00 from the Fleet Management Services Fund, and to declare an emergency. (\$580,000.00)

Body

WHEREAS, Universal Term Contracts (UTC) have been established through the formal competitive bid process, and

WHEREAS, the Fleet Management Division, Public Service Department has a need to purchase vehicle parts, supplies, and accessories to repair motor vehicles, and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division, Public Service Department, in that it is immediately necessary to issue purchase orders for vehicle parts, supplies and accessories, thereby preserving the public health, peace, property, safety, and welfare, now, in which the emergency is set forth and defined in a preamble thereto therefore,

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

Section 1. That the Finance Director is hereby authorized and directed to issue purchase orders for the Public Service Department, Fleet Management Division, per the terms and conditions of Universal Term Contracts, as follows:

ADW - FL001877
CC# 311145093 expires 1/11/2008
OEM Automotive Parts
Object Level Three 2284

Contract expires - 9/30/05

Dick Masheter Ford - FL002629
CC# 310729896 expires 1/19/2008
OEM Automotive Parts
Object Level Three 2284
Contract expires - 9/30/05

Best Equipment - FL001560
CC# 351097778 expires 7/31/05
OEM Truck Parts
Object Level Three 2284
Contract expires - 9/30/05

McNeilus Truck - FL001571
CC# 411314526 expires 5/07/07
OEM Truck Parts
Object Level Three 2284
Contract expires - 9/30/05

Section 2. That the sum of \$580,000.00, or so much thereof as may be necessary, is hereby authorized to be expended from the Fleet Management Services Fund, 513, Department No. 59-05, OCA Code 591347, Object Level One 02 as follows to pay the cost thereof:

<u>Object Level Three Code</u>	<u>Amount</u>
2284	\$ 580,000.00

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

Legislation Number: 1035-2005

Drafting Date: 05/27/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation This ordinance authorizes the City Auditor to correct grant expenditures and move surplus cash within grants for two Public Service Department divisions, Refuse Collection and Transportation, that collectively administer four (4) grant programs. Additionally there is a need to appropriate sufficient funds within the County Auto License Tax Fund, Fund 264, in order to reimburse the Street Construction, Maintenance and Repair Fund, Fund 265, for work performed on Snouffer Road.

The Franklin County Anti-Dumping Enforcement contract and the Ohio Department of Natural Resources (ODNR) Recycle, Ohio! grant are administered by the Refuse Collection Division. The Ohio Department of Transportation grant, Freeway Management, and the Mid-Ohio Regional Planning Commission (MORPC) grant, Paving the Way, are administered by the Transportation Division.

Fiscal Impact: These adjustments will provide for proper accounting of these grants, grant contracts and grant programs and were developed in consultation with and encouragement from the City Auditor's Office. To the extent that monies are transferred from the Street Construction, Maintenance and Repair Fund and the need for this transfer could not be foreseen and/or anticipated, this may require minor budget adjustments that will be developed in conjunction with the upcoming

midyear financial review.

Emergency action is requested to allow the financial transactions to be posted in the city's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

TitleTo authorize the City Auditor to make any and all appropriate accounting adjustments to properly account for General Government Grant Fund transfers, appropriations and expenditures for several grant programs within the Public Service Department, Transportation and Refuse Collection Divisions, as detailed within the body of this ordinance and to declare an emergency. (\$170,919.35)

Body**WHEREAS**, there is a need to make expenditure corrections for prior year activity within the program grants for the Refuse Collection and Transportation Divisions, Public Service Department; and

WHEREAS, the Refuse Collection Division needs to refund Franklin County \$11,456.72 for overpayments to the Anti-Dumping Enforcement contract for the years 2002, 2003 and 2004; and

WHEREAS, there is a need to appropriate sufficient funds within the County Auto License Tax Fund, Fund 264, in order to reimburse the Street Construction, Maintenance and Repair Fund, Fund 265, for work performed on the Snouffer Road project; and

WHEREAS, an emergency exists in the usual daily operations of the Public Service Department, Refuse Collection and Transportation Divisions, in that it is immediately necessary to transfer and appropriate funds to properly account for several grant programs within the Public Service Department, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the City Auditor be and hereby is authorized to transfer \$69,946.94 between grants within the General Government Grant Fund, Fund 220, as follows:

TRANSFER FROM:

Fund/Grant #/Grant/OL-01/OL-03 Codes/OCA Code/Amount
220|540002|Freeway Management System|01|1100|540013|\$69,946.94

TRANSFER TO:

Fund/Grant #/Grant/OL-01/OL-03 Codes/OCA Code/Amount
220|540002|Freeway Management System|10|5501|540013|\$69,946.94

TRANSFER FROM:

Fund/Grant #/Grant/OL-01/OL-03 Codes/OCA Code/Amount
220|540002|Freeway Management System|10|5501|540013|\$69,946.94

TRANSFER TO:

Fund/Grant #/Grant/OL-01/OL-03 Codes/OCA Code/Amount
220|542004|Freeway Management System|01|1100|542004|\$69,946.94

SECTION 2. That any residual appropriation within grant 540002 should be removed.

SECTION 3. That the City Auditor be and hereby is authorized to transfer \$37,923.90 from the Street Construction, Maintenance and Repair Fund, Fund 265, to grants within the General Government Grant Fund, Fund 220 as follows:

TRANSFER FROM:

Fund/OCA Description /OL-01/OL-03 Codes/OCA Code/Amount

265|Traffic and Freeway Management |01|1100|599152|\$37,923.90

TRANSFER TO:

Fund/OCA Description /OL-01/OL-03 Codes/OCA Code/Amount

265| Traffic and Freeway Management |10|5501|599152|\$37,923.90

TRANSFER FROM:

Fund/OCA Description /OL-01/OL-03 Codes/OCA Code/Amount

265| Traffic and Freeway Management |10|5501|599152|\$37,923.90

TRANSFER TO:

Fund/Grant #/Grant/OL-01/OL-03 Codes/OCA Code/Amount

220|542004|Freeway Management System|01|1100|542004|\$13,560.11

220|549001|FRA-COLS Signal|01|1100|594622|\$24,363.79

SECTION 4. That any residual appropriation within grant 549001 should be removed.

SECTION 5. That the City Auditor be and hereby is authorized to transfer prior year city match funds for the Recycle, Ohio! grants within the General Government Grant Fund, Fund 220, as follows:

TRANSFER FROM:

Fund/Grant #/Grant/OL-01/OL-03 Codes/OCA Code/Amount

220|592001|2002 Recycle, Ohio! Grant|02|2200|592001|\$656.63

220|593001|2003 Recycle, Ohio! Grant|03|3353|593001|\$1,180.00

220|594001|2004 Recycle, Ohio! Grant|02|2200|594001|\$5,734.55

220|594001|2004 Recycle, Ohio! Grant|03|3300|594001|\$1,614.71

TRANSFER TO:

Fund/Grant #/Grant/OL-01/OL-03 Codes/OCA Code/Amount

220|592001|2002 Recycle, Ohio! Grant|10|5501|592001|\$656.63

220|593001|2003 Recycle, Ohio! Grant|10|5501|593001|\$1,180.00

220|594001|2004 Recycle, Ohio! Grant|10|5501|594001|\$5,734.55

220|594001|2004/Recycle, Ohio! Grant|10|5501|594001|\$1,614.71

TRANSFER FROM:

Fund/Grant #/Grant/OL-01/OL-03 Codes/OCA Code/Amount

220|592001|2002 Recycle, Ohio! Grant|10|5501|592001|\$656.63

220|593001|2003 Recycle, Ohio! Grant|10|5501|593001|\$1,180.00

220|594001|2004 Recycle, Ohio! Grant|10|5501|594001|\$5,734.55

220|594001|2004/Recycle, Ohio! Grant|10|5501|594001|\$1,614.71

TRANSFER TO:

Fund/Grant #/Grant/OL-01/OL-03 Codes/OCA Code/Amount

220|595001|2005 Recycle, Ohio! Grant|01|1100|595001|\$9,185.89

SECTION 6. That any residual appropriation within the 2002, 2003, and 2004 Recycle, Ohio! grants should be removed.

SECTION 7. That the sum of \$11,456.72 be and hereby is appropriated from the unallocated monies in the General Government Grant Fund, Fund 220, and from any and all sources unallocated for any other purpose during the fiscal year ending December 31, 2005, to the Refuse Collection Division, Department No. 59-02 as follows:

Fund/Grant #/Grant/OL-01/OL-03 Codes/OCA Code/Amount

220/592002/2002 Anti-Dumping Enforcement/03/3300/\$2,443.60
220/593002/2003 Anti-Dumping Enforcement/03/3300/\$2,079.11
220/594002/2004 Anti-Dumping Enforcement/01/1100/\$6,934.01

SECTION 8. That any residual appropriation within the 2002, 2003, and 2004 Anti-Dumping Enforcement contracts should be removed.

SECTION 9. That the sum of \$42,405.90 be and hereby is appropriated from the unappropriated balance of the County Auto License Tax Fund, Fund 264, and from any and all sources unallocated for any other purpose during the fiscal year ending December 31, 2005, to Transportation Division, Department No. 59-09, Fund 264, Sub-Fund 039 and OCA Code 599133.

SECTION 10. That the monies appropriated with the foregoing Sections 7 and 9 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 11. That for reasons state 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: 1036-2005

Drafting Date: 05/27/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Title

To authorize and direct the Finance Director to enter into two contracts for the option to purchase LED Pedestrian Signal Equipment with Path Master, Inc., and Traffic Control Products, to authorize the expenditure of two dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on April 7, 2005 and selected the lowest, responsive, responsible and best bids; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, in order to ensure LED pedestrian signal equipment is available for installation on city street projects when needed to maintain the safety of the citizens, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Transportation in that it is immediately necessary to enter into contracts for an option to purchase LED Pedestrian Signal Equipment, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into the following contracts for an option to purchase LED Pedestrian Signal Equipment in accordance with Solicitation No. SA001593 as follows:

Path Master, Inc., Items:1, 2, 3, 4, 5, and 6 , Amount: \$1.00
Traffic Control Products, Inc., Item 7: Amount: \$1.00

SECTION 2. That the expenditure of \$2.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 1039-2005

Drafting Date: 05/31/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

May 27, 2005

05-043-606

BACKGROUND: This contract provides for North Columbus Fire Hydrant Repairs. Competitive bids were received and opened for this project at the office of the Director of Public Utilities on May 18, 2005. Two (2) bids were received on this project. The most responsive and responsible bid was submitted by Downing Construction Company, 4495 Blacklick Eastern Road, Baltimore, Ohio, 43105. Contract to be awarded to same. Downing Construction Company is a Majority contractor.

CONTRACT COMPLIANCE NUMBER: 31-1458431

FISCAL IMPACT: This project is included in the 2004 C.I.B. and is being funded from current monies. Emergency legislation is being requested to allow for the earliest possible start of construction in order to minimize the time these fire hydrants are out of service.

BIDDERS	AMOUNT
Wachs Utility Services	\$159,500.00
Downing Construction Company	\$169,400.00

Downing Construction Company was found to be the most responsive and responsible bid, with a superior record on: local employees, training, pensions, and safety.

Title

To authorize the Director of Public Utilities to enter into a contract with Downing Construction Company for North Columbus Fire Hydrant Repairs for the Division of Water, to authorize the expenditure of \$169,400.00 from the Water Works Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$169,400.00)

Body

WHEREAS, the Director of Public Utilities did receive and open bids on May 18, 2005, for North Columbus Fire Hydrant Repairs, and

WHEREAS, a responsive and responsible bid has been received, and

WHEREAS, an emergency exists in the usual daily operations of the Division of Water, Department of Public Utilities in that it is immediately necessary to authorize the Director of Public Utilities to enter into a contract for North Columbus Fire Hydrant Repairs for the Division of Water, to allow for the earliest possible start of construction in order to minimize the time these fire hydrants are out of service, for the preservation of public health, peace, property, safety and welfare; Now, Therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to enter into a contract with Downing Construction Company, 4495 Blacklick Eastern Road, Baltimore, Ohio 43105, in the amount of \$169,400.00 for construction of North Columbus Fire Hydrant Repairs for the Division of Water, Department of Public Utilities, Contract No. 1082, Project No. 690236, on the basis of the most responsive and responsible bid received on May 18, 2005.

Section 2. That for paying the cost of construction, the expenditure of \$169,400.00 or as much thereof as may be needed be, and the same is hereby authorized from the Water Works Enlargement Voted 1991 Bonds Fund No. 606, Department 60, Division 09, OCA Code 642900, Object Level Three Code 6621, Object Level One 06, Project No. 690236.

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

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

Legislation Number: 1041-2005

Drafting Date: 05/31/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBackground: The City of Columbus, Ohio is the holder of certain sanitary sewer easement rights to real property, located in the vicinity of Winchester Crossing Boulevard and Weurful Drive, by virtue of certain recorded deeds of easement. A portion of the real property encumbered by the aforementioned easements was subsequently changed from its original design and platted as condominiums. Due to the resulting change in ownership, the original easements have been replaced by new sewer easements, previously granted to the City. Tiger Construction, Inc., the developer, has requested that a certain portion of the original easements be released. After investigation, the Department of Public Utilities has determined that the release of the subject easement will not adversely affect the City and 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 easements.

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 sewer easements rights in and to real property, located in the vicinity of Winchester Crossing Boulevard and Weurful Drive, in exchange for replacement easements previously granted to the City of Columbus, Ohio.

Body

WHEREAS, The City of Columbus, Ohio is the holder of certain sanitary sewer easement rights to real property, located in the vicinity of Winchester Crossing Boulevard and Weurful Drive, by virtue of certain recorded deeds of easement in the Franklin County Recorders Office; and

WHEREAS, the aforementioned easement has been replaced by sewer easements previously granted to the City; and

WHEREAS, after investigation, the Department of Public Utilities has determined that the release of the subject easement rights will not adversely affect the City and 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, approved by the Department of Law, Real Estate Division, necessary to release certain sanitary easement rights in and to the following described real property:

**Sanitary Sewer Easement
0.512 Acre**

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 13, Township 11, Range 21, Congress Lands and being a 20.00 foot wide strip all out of that tract as conveyed to Tiger Construction, Inc. by deed of record in Instrument Number 200008070156831 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being more particularly bounded and described as follows:

Beginning, for reference, at a southeasterly corner of said Grantor's tract, a northeasterly corner of that tract as conveyed to Qualstan Corporation by deed of record in Instrument Number 199706160023398, in a westerly line of that tract as conveyed to the Board of Park Commissioners of Columbus and Franklin County Metropolitan Park District.

Thence North 85°38'06" West, with a southerly line of said Grantor's tract, a distance of 551.96 feet to the True Point of Beginning;

Thence North 85° 38'06" West, continuing with said southerly line, a distance of 20.00 feet to a point;

Thence across said Grantor's tracts, the following courses and distances:

North 04°54'02" East, a distance of 11.47 feet to a point;

North 01°42'45" West, a distance of 297.29 feet to a point;

North 02°52'14" East, a distance of 236.94 feet to a point;

North 31°08'45" East, a distance of 278.52 feet to a point;

North 26°48'41" West, a distance of 184.07 feet to a point; and

North 60°55'21" East, a distance of 105.13 feet to a point in the Grantor's northerly line;

Thence South 85°37'10" East, with the Grantor's northerly line, a distance of 36.28 feet to a point;

Thence across said Grantor's tracts, the following courses and distances:

South 60°55'21" West, a distance of 116.17 feet to a point;

South 26°48'41" East, a distance of 175.93 feet to a point;

South 31°08'45" West, a distance of 284.56 feet to a point;

South 02°52'14" West, a distance of 231.10 feet to a point;

South 01°42'45" East, a distance of 297.64 feet to a point; and

South 04°54'02" West, a distance of 12.44 feet to the True Point of Beginning and containing 0.512 acre

of land more or less.

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

Legislation Number: 1044-2005

Drafting Date: 06/01/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded a grant from the Ohio Department of Health. This ordinance is needed to accept and appropriate \$1,061,703 in grant money to fund the Child & Family Health Services grant program, for the period July 1, 2005 through June 30, 2006.

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

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

FISCAL IMPACT: The Child & Family Health Services Program is partially funded by the Ohio Department of Health. The CFHS Grant will generate approximately \$400,000 in revenue.

Title

To authorize and direct the Columbus Health Department to accept a grant from the Ohio Department of Health in the amount of \$1,061,703; to authorize the appropriation of \$1,061,703 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$1,061,703)

Body

WHEREAS, \$1,061,703 in grant funds have been made available through the Ohio Department of Health for the Child & Family Health Services program for the period of July 1, 2005 through June 30, 2006; and,

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

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

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

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

SECTION 1. That the Columbus Health Department is hereby authorized and directed to accept a grant award totaling \$1,061,703 from the Ohio Department of Health for the Child & Family Health Services program for the period July 1, 2005 through June 30, 2006.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No. 251, and from all

monies estimated to come into said Fund from any and all sources during the twelve months ending December 31, 2005, the sum of \$1,061,703 is hereby appropriated to the Health Department, Division No. 50, as follows:

OCA: 505018; Grant No.: 505018; OL1: 01; Amount: \$424,611

OCA: 505018; Grant No.: 505018; OL1: 02; Amount: \$ 27,000

OCA: 505018; Grant No.: 505018; OL1: 03; Amount: \$610,092

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

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

Legislation Number: 1045-2005

Drafting Date: 06/01/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Board of Health has been awarded \$1,120,000 in grant funds from the Ohio Department of Health to fund the Child and Family Health Services (CFHS) Perinatal Program for the period July 1, 2005 through June 30, 2006. The Health Department has a need to make funds available for the CFHS program to provide for comprehensive pediatric care from Children's Hospital.

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

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

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

FISCAL IMPACT: Funding for this expenditure is provided with Grant Funds from the Ohio Department of Health in the amount of \$350,000.

Title

To authorize and direct the Board of Health to enter into a contract with Children's Hospital for the provision of comprehensive pediatric care for the perinatal program; to authorize the expenditure of \$350,000 from the Health Department Grants Fund; to waive the provisions for competitive bidding; and to declare an emergency. (\$350,000)

Body

WHEREAS, the Board of Health has a need for Children's Hospital to provide comprehensive pediatric care services for the perinatal program for the period of July 1, 2005 through June 30, 2006, and,

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

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to enter into this contract to avoid delay in needed services for the preservation of the public health, peace, property, safety and welfare, and to avoid any delays in providing services; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into a contract with Children's Hospital to provide comprehensive pediatric care services for the period of July 1, 2005 through June 30, 2006, in an amount not to exceed \$350,000.

SECTION 2. That to pay the cost of said contract, the expenditure of \$350,000 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50, Object Level One 03, Object Level Three 3351, Grant No. 505018, OCA Code 505018.

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

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

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

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

Legislation Number: 1050-2005

Drafting Date: 06/01/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded a grant from the Ohio Department of Health. This ordinance is needed to accept and appropriate \$155,000 in grant money to fund the Women's Health Initiative grant program, for the period July 1, 2005 through June 30, 2006.

The Women's Health Initiative program will allow for comprehensive women's health services including family planning. Eligible patients will include women from the CHD Perinatal Program at post partum and women who have had a negative pregnancy test through our walk-in pregnancy testing service.

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

FISCAL IMPACT: The Women's Health Initiative program is entirely funded by the Ohio Department of Health. This grant program does not generate revenue nor require a City match.

Title

To authorize and direct the Columbus Health Department to accept this grant from the Ohio Department of Health in the amount of \$155,000; to authorize the appropriation of \$155,000 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$155,000)

Body

WHEREAS, \$155,000 in grant funds have been made available through the Ohio Department of Health for the Women's Health Initiative program for the period of July 1, 2005 through June 30, 2006; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the support of the Women's Health Initiative program; and,

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

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to accept these grant funds from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare, and to ensure immediate delivery of Women's Health services; Now, therefore,

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

SECTION 1. That the Columbus Health Department is hereby authorized and directed to accept a grant award totaling \$155,000 from the Ohio Department of Health for the Women's Health Initiative program for the period July 1, 2005 through June 30, 2006.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending December 31, 2005, the sum of \$155,000 is hereby appropriated to the Health Department, Division No. 50, as follows:

OCA: 506058; Grant No.: 506058; OL1: 01; Amount: \$113,482
OCA: 506058; Grant No.: 506058; OL1: 02; Amount: \$ 25,000
OCA: 506058; Grant No.: 506058; OL1: 03; Amount: \$ 16,518

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

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

Legislation Number: 1066-2005

Drafting Date: 06/02/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend the existing city-wide contract for the option to purchase Fairbanks Morse Pump Parts and Service for the Division of Sewerage and Drainage, to and including September 30, 2006. Formal bids were opened by the Purchasing Office on April 17, 2003. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA000429BGB). FL001802, with Fairbanks Morse Pump Service Group, was established in accordance with bids received. Their contract compliance number is 41-1881858. This company is not

debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

1. Amount of additional funds: No additional funds are needed to modify this contract. The Division of Sewerage and Drainage must obtain approval to expend from their own budgeted funds for their estimated expenditures.
2. Reason additional needs were not foreseen: The need was foreseen. An extension is provided for in the original contract.
3. Reason other procurement processes not used: The same exact product is required as originally bid. No lower pricing/more attractive terms and conditions are anticipated at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement

FISCAL IMPACT: No funding is required to extend the option contract. The Division of Sewerage and Drainage must set aside their own funding for their estimated expenditures.

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

Title

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Fairbanks Morse Pump Parts and Service, with Fairbanks Morse Pump Service Group, and to declare an emergency.

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids for pums which are used for flushing and sludge return during the wastewater treatment process; and

WHEREAS, pursuant to that bid solicitation the City contracted with the lowest responsive, responsible and best bid; and

WHEREAS, vendor has agreed to extend FL001802 at current prices and conditions to and including September 30, 2006, and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to avoid a lapse in our ability to maintain wastewater treatment processes, this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL001802 for an option to purchase Fairbanks Morse Pump Parts and Service, thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL001802 with Fairbanks Morse Pump Service Group to and including September 30, 2006.

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

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

Legislation Number: 1067-2005

Drafting Date: 06/02/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: The City of Columbus, Ohio is the holder of certain sewer easement rights, located in the

vicinity of Reliance Street and Dearborn Drive, by virtue of recorded deeds of easement. Mettler-Toledo, Inc. has requested the City release a certain portion of the aforementioned sewer easement in exchange for a previously granted replacement easement. After investigation, it has been determined that the proposed exchange of easements 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 a certain portion of the aforementioned sewer easement in exchange for a previously granted replacement easement.

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 sewer easements, located in the vicinity of Reliance Street and Dearborn Drive, at the request of Mettler-Toledo, Inc. in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

Body

WHEREAS, the City of Columbus, Department of Public Utilities, is the owner of certain sewer easements, located in the vicinity of Reliance Street and Dearborn Drive, by virtue of recorded instrument in the Franklin County Recorders Office; and

WHEREAS, Mettler-Toledo, Inc., has requested that certain portions of the aforementioned sewer easement be released in exchange for a replacement easement previously granted to the City of Columbus; and

WHEREAS, After investigation, the Division of Sewerage & Drainage, has determined that the proposed exchange of easements 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, as prepared by the Department of Law, Real Estate Division, necessary to release certain portions of easement rights in and to the following described real property, to wit:

0.051 +/-acres

Situated in the State of Ohio, County of Franklin, City of Columbus, and being located in Section 1, Township 2, Range 18, in the United States Military Lands, being a portion of a storm sewer to be vacated consisting of 0.051 acres out of an existing 10-foot wide Storm Easement deeded to the City of Columbus in Volume 3396, Page 258, of the Recorder's Office, Franklin County, Ohio, (all deed and plat references made being to said Recorder's Office, unless otherwise noted), being more particularly described as follows:

Beginning for a Point of Commencement (POC) at a ¾" iron pipe found at the northwest corner of said Toledo Scale Corporation property, which point also being in the easterly line of Reliance Street (60'Wide);

Thence along the easterly line of said Reliance Street and along the westerly line of said Toledo Scale Corporation, South 03 Degrees 22 Minutes 09 Seconds West, 150.22 feet to the intersection of the northerly line of said 10-foot wide existing storm easement and said easterly line of Reliance Street.

The following five (5) courses cross said Toledo Scale Corporation property:

Thence South 86 Degrees 36 Minutes 46 Seconds East, 25.84 feet to the TRUE POINT OF

BEGINNING for the land hereinafter described:

Thence South 86 Degrees 36 Minutes 46 Seconds East, 209.43 feet to a point;
Thence South 42 Degrees 03 Minutes 51 Seconds East, 14.25 feet to a point;
Thence North 86 Degrees 36 Minutes 46 Seconds West, 232.24 feet to a point;
Thence North 55 Degrees 04 Minutes 37 Seconds East, 16.13 feet to the True Point of Beginning and containing 0.051-acres.

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

Legislation Number: 1068-2005

Drafting Date: 06/03/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation waives the Columbus City Code provisions for competitive bidding and authorizes the Public Utilities Director to enter into a contract with Vaughn Industries, LLC to provide labor, equipment and material required to bring all of the Division of Electricity's facilities up to the revised U.S. EPA mandate for the Clean Water Act of 1974 Federal Regulations, Title 40, Part 112 for Oil Pollution Prevention. This legislation also authorizes the transfer of \$133,048.20 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements fund to provide sufficient funding in the appropriate project for the aforesaid contract and authorizes an amendment to the 2004 Capital Improvements Budget.

The Division of Electricity has developed a plan for Spill Prevention Control and Countermeasures (SPCC), as required by federal law, and advertised for bids for the installation of SPCC containment systems, SA001586. Five vendors, all majority business enterprises, requested and paid for plans and specifications. Bids were opened by the Director of Public Utilities on April 27, 2005 and Vaughn Industries, LLC submitted the only bid received. Their bid included a bid bond of 1% instead of the 10% required in the bid specifications, therefore, the bid is non-responsive. In order to meet the mandated completion date of February 18, 2006, it is requested that the provisions of Columbus City Code, Section 329.09, be waived to award Items Number 1 through 9 and Items Number 11 through 15. Item Number 10, Control Building, will not be awarded at this time but will be rebid in the future when additional funding becomes available. Temporary measures will be taken in lieu of building a new control building so that the project will not be delayed.

Vaughn Industries, LLC is a majority owned business enterprise and their contract compliance number is 364381623.

Emergency action is requested in order that the contract may be awarded and the project completed by February 18, 2006 as mandated by the United States Environmental Protection Agency. Failure to complete the project as mandated could result in substantial fines to the City.

FISCAL IMPACT: There is sufficient funding in the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund. A transfer of funds into the appropriate project and an amendment to the 2004 Capital Improvements Budget is necessary.

Title

To amend the 2004 Capital Improvements Budget, to authorize the City Auditor to transfer \$133,048.20 within the Voted Street Lighting and Electricity Distribution Improvements Fund; to authorize the Director of Public Utilities to enter into a contract with Vaughn Industries, LLC for the installation of federally mandated Spill Prevention Control and Countermeasures Systems; to waive the provisions of Columbus City Codes for awarding construction service contracts; to authorize the expenditure of \$624,998.70 from the Voted Street Lighting and Electricity Distribution Improvements Fund;

and to declare an emergency. (\$624,998.70)

Body

WHEREAS, the United States Environmental Protection Agency has mandated by change to the Clean Water Act of 1974 the requirement that Spill Prevention, Control and Countermeasures (SPCC) must be implemented by February 18, 2006; and

WHEREAS, the Department of Public Utilities advertised and opened bids for the installation of SPCC systems on April 27, 2005; and

WHEREAS, Vaughn Industries, LLC submitted the only bid received; and

WHEREAS, the bid by Vaughn Industries, LLC was non-responsive because the bid bond submitted did not meet specifications; and

WHEREAS, in order the meet the mandated completion date for this project, it is necessary to waive the Columbus City Code provisions of competitive bidding to award a contract to Vaughn Industries, LLC based upon the bid as submitted; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Electricity, in that it is immediately necessary to enter into a contract with Vaughn Industries, LLC for the installation of SPCC systems in order to comply with the United States Environmental Protection Agency's mandated completion date thereby preserving the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the 2004 Capital Improvements Budget is hereby amended as follows:

PUBLIC UTILITIES/ELECTRICITY 60-07

<u>PROJECT NAME</u>	<u>PROJECT NUMBER</u>	<u>CURRENT CIB</u>	<u>AMENDED CIB</u>
Distribution Improvements	670608	915,530	782,481
Federal Mandated Spill Prevention	670619	1,350,512	1,483,561

SECTION 2. That the city Auditor is hereby authorized and directed to transfer \$133,048.20 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund 553, Division No. 60-07, as follows:

FROM:

Project 670608 | Distribution Improvements | OCA 670608 | OL3 6621 | \$133,048.20

TO:

Project 670619 | Federal Mandated Spill Prevention | OCA 670619 | OL3 6621 | \$133,048.20

SECTION 3. That in accordance with Section 329.27 of the Columbus City Code, this Council finds the best interest of the City is served by waiving, and does hereby waive Section 329.09, Process for awarding construction service contracts exceeding twenty thousand dollars.

SECTION 4. That the Director of Public Utilities is hereby authorized to enter into a contract with Vaughn Industries, LLC, in the amount of \$624,998.70 to install Spill Prevention Controls and Countermeasures containment systems for the

Division of Electricity.

SECTION 5. That to pay the cost of the aforesaid contract, the expenditure of \$624,998.70, or so much thereof as may be needed, be and is hereby authorized from the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund 553, Division No. 60-07, Federal Mandated Oil Spill Prevention Project Number 670619, OCA 670619, Object Level Three 6621.

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

Legislation Number: 1072-2005

Drafting Date: 06/03/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AMENDMENT: Z00-039C

Ordinance #0867-01, passed on June 18, 2001, rezoned 41.69± acres to the L-C-4, Limited Commercial District. That rezoning incorrectly established a Height District of Sixty (60) feet in Section 2 of the ordinance. A Height District of One-Hundred-Ten (110) feet, with additional height limitations, was approved in the Limitation Text. This legislation will amend Ordinance #0867-01, passed June 18, 2001, to correct the Height District discrepancy in Section 2 to H-110 (110 feet). All other conditions and restrictions of Ordinance #0867-01 remain in effect and are unchanged by this legislation.

CITY DEPARTMENTS' RECOMMENDATION: Approval

Title

To amend Ordinance #0867-01, passed on June 21, 2001 (Z00-039B), for property located at **2900 EAST POWELL ROAD (43035)**, by repealing Section 2 in its entirety and replacing it with a new Section 2 thereby establishing a height district of 110-feet consistent with the approved Limitation Text. (Z00-039C).

Body

WHEREAS, Ordinance #0867-01, passed on June 18, 2001 (Z00-039B), established the L-C-4, Limited Commercial District on property located at **2900 EAST POWELL ROAD (43035)**, being 41.69± acres located on the south side of East Powell Road, 250± feet west of I-71; and

WHEREAS, a Height District of Sixty (60) feet was incorrectly established in Section 2 of Ordinance #0867-01 and it is necessary to amend Section 2 of said Ordinance to establish a height district of H-110 (110 feet), as approved in the Limitations text, and;

WHEREAS, the Limitation text further limits building height by requiring any building or structure constructed on the property within one hundred and fifty (150) feet of a residential building to not exceed thirty-five (35) feet in height, and;

WHEREAS, City Departments recommend approval, and;

WHEREAS, all other conditions and restrictions of Ordinance #0867-01 are unaffected by this amendment and remain in effect, now, therefore:

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

SECTION 1. That Section 2 of Ordinance #0867-01, passed on June 18, 2001 (Z00-039B), is hereby repealed and replaced with a new Section 2 to read as follows:

SECTION 2. That a Height District of One-Hundred-Ten (110) feet is hereby established on the L-C-4, Limited Commercial District on this property.

SECTION 2. That Section 2 of Ordinance #0867-01, passed on June 18, 2001 (Z00-039B) is hereby repealed.

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

Legislation Number: 1095-2005

Drafting Date: 06/08/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To change the Federal Identification Number for contract number FL001870 for the purchase of Office Chairs from the Universal Term Contract. This ordinance authorizes the assignment of all future business done by the City of Columbus with Thomas W. Ruff, FID 314413101 to Thomas W. Ruff, FID 341923097, and to declare an emergency.

- 1. Amount of additional funds:** No additional funds are necessary to modify the option contract. At present, there is no estimate available on the anticipated needs, if any, of a city government agency,
- 2. Reason additional needs were not foreseen:** The past supplier was bought out.
- 3. Reason other procurement processes not used:** The same exact product is required as originally bid. No lower pricing/more attractive terms and conditions are anticipated through rebidding at this time.
- 4. How cost was determined:** Terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: No additional funds are required to modify the option contract. Each agency must set aside their own funding for their estimated expenditures.

In order to maintain uninterrupted services to City agencies using this Universal Term Contract, this ordinance is being submitted as an emergency.

Title

To authorize and direct the Finance Director to modify the universal term contract purchase order and future purchase orders with Thomas W. Ruff and to declare an emergency.

Body

WHEREAS, the Finance/Purchasing Office established the contract with Thomas W. Ruff for the option to purchase Office Chairs; and

WHEREAS, Thomas W. Ruff has changed ownership, in addition to notifying the City of the buy out, Thomas W. Ruff has agreed to honor future purchase orders established from universal term contract number FL001870, and

WHEREAS, In order to quickly meet any specific need for office chairs from the universal term contract, this ordinance is being pursued as an emergency; and

WHEREAS, an emergency exists in the usual daily operation of the Finance/Purchasing Office in that it is immediately necessary to modify contract number FL001870, thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify universal term contract FL001870 and all future purchase orders pursuant to that contract to reflect the change of the FID Number from Thomas W. Ruff, FID 314413101 to Thomas W. Ruff, FID 341923097.

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

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

Legislation Number: 1098-2005

Drafting Date: 06/08/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has the need for interpretation services for non-English speaking clients at the three Columbus Health Department's Perinatal Clinics: East, North and West, for both intake and regular clinics. This ordinance authorizes the Board of Health to enter into a contract with the Ohio Hispanic Coalition for interpretation services for the period of July 1, 2005 through June 30, 2006, in an amount not to exceed \$57,700.

These services were advertised on the City's website and the Ohio Hispanic Coalition was the only contractor who submitted a bid for these services.

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

FISCAL IMPACT: Funding for this contract is provided with grant funds from the Ohio Department of Health in the amount of \$33,390, and with Health Special Revenue Funds in the amount of \$24,310.

Title

To authorize and direct the Board of Health to enter into a contract with the Ohio Hispanic Coalition for the provision of interpretation services for the Health Department's Perinatal Program, to authorize a total expenditure of \$57,700 from the Health Department Grants Fund and the Health Special Revenue Fund, and to declare an emergency. (\$57,700)

Body

WHEREAS, the Columbus Health Department has a need for interpretation services for non-English speaking clients at the three Perinatal clinics; and,

WHEREAS, the Health Department currently has a contract with Ohio Hispanic Coalition which provides interpretation and written translation services for clients of CHD perinatal clinic; and,

WHEREAS, contracting with community-based organizations has proven beneficial to CHD clients, the

organizations, and to the City of Columbus; and,

WHEREAS, this ordinance authorizes the Board of Health to enter into a contract with the Ohio Hispanic Coalition for the period of July 1, 2005 through June 30, 2006; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to contract with the Ohio Hispanic Coalition for the provision of interpretation services for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delays in providing program services; 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 a contract with the Ohio Hispanic Coalition for the provision of interpretation services for the period of July 1, 2005 through June 30, 2006.

SECTION 2. That to pay the cost of said contract, the expenditure of \$33,390 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Department No. 50, Object Level One 03, Object Level Three 3337, Grant No. 505018, OCA Code 505018.

SECTION 3. That to pay the cost of said contract, the expenditure of \$24,310 is hereby authorized from the Health Special Revenue Fund, Fund No. 250, Department of Health, Department No. 50, Object Level One 03, Object Level Three 3337, OCA Code 502047.

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

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

Legislation Number: 1108-2005

Drafting Date: 06/09/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: One property currently held in the Land Bank has been approved for disposition. In order to complete the transfer, authorization is needed for the Director of Department of Development to execute any and all agreements and deeds for conveyance of such real property. This parcel will be purchased by Plaza Properties, Inc. to combine with existing developable parcel.

FISCAL IMPACT: The City may first recover reimbursement of any and all expenses incurred on account of the acquisition, administration, management, maintenance, and disposition of such land and such other expenses of the program as the City may apportion to such land from the sale proceeds.

Title

To authorize the Director of Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property held in the Land Bank pursuant to the Land Reutilization Program. (5700 Livingston Avenue)

Body

WHEREAS, by Ordinance 2161-93 Council adopted and elected to use the Revised Code Chapter 5722, Land Reutilization Program, to facilitate effective reutilization of nonproductive land acquired through a sale pursuant to a foreclosure proceeding initiated by the Franklin County Treasurer, or through a sale of forfeited lands by the Franklin County Auditor or through a conveyance in lieu of foreclosure to foster either return of such land to tax revenue generating status or its devotion to public use; and

WHEREAS, a proposal for the sale of one parcel which has been acquired for this program meets the Land Reutilization Program's Disposition Policies and Guiding Principles and have been approved; and

WHEREAS, such this one parcel of real estate is being sold at not less than fair market value in conformity with Ohio Revised Code Section 5722.07; and

WHEREAS, in order to complete the transfer of such property to the purchaser, authority is needed for the Director of Department of Development to execute any and all necessary agreements and deeds of conveyance for such real property; now, therefore,

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

Section 1. That the Director of the Department of Development is hereby authorized and directed to execute any and all necessary agreements and deeds to convey title of the following parcel of real estate:

PARCEL NUMBER: 010-109374
ADDRESS: 5700 Livingston Avenue
PRICE: \$30,000.00
USE: Combine with existing developable parcel

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

Legislation Number: 1117-2005

Drafting Date: 06/10/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This Ordinance is to levy a special assessment upon the lots and lands benefited by the installation of a high-pressure sodium street lighting system with ornamental poles and underground wiring in the Berwick I area including: Burnaby Drive, Floribunda Drive, Halleck Place, Halleck Drive, Mitzi Drive, Peace Place, Rose View Drive, Schaaf Drive, Sonata Drive, Spartan Drive, Stafford Place, Talisman Court, Tiffany Court, Haddon Road from College Avenue to and including parcel number 010-101705, Kenview Road South from Halleck Place to and including parcel number 010-140920, Kenwick Road from Scottwood Road to Kenview Road South, Roosevelt Avenue from Scottwood Road to

Sonata Drive, Scottwood Road from Haddon Road to James Road, and Sherbrooke Place from Scottwood Road to Stafford Place.

All costs of the street lighting system now have been assembled, the final assessment report prepared, and the assessing ordinance should be passed.

Emergency action is requested in order that the assessment process may be completed prior to the street lighting notes becoming due.

Title

To authorize the Director of Public Utilities to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with underground wiring and ornamental poles in the Berwick I area, and to declare an emergency.

Body

WHEREAS, property owners have submitted a petition for a high pressure sodium street lighting system with ornamental poles and underground wiring in the Berwick I area including: Burnaby Drive, Floribunda Drive, Halleck Place, Halleck Drive, Mitzi Drive, Peace Place, Rose View Drive, Schaaf Drive, Sonata Drive, Spartan Drive, Stafford Place, Talisman Court, Tiffany Court, Haddon Road from College Avenue to and including parcel number 010-101705, Kenview Road South from Halleck Place to and including parcel number 010-140920, Kenwick Road from Scottwood Road to Kenview Road South, Roosevelt Avenue from Scottwood Road to Sonata Drive, Scottwood Road from Haddon Road to James Road, and Sherbrooke Place from Scottwood Road to Stafford Place; and

WHEREAS, Ordinance 0848-2004, passed May 24, 2004, authorized the installation of said street lighting system under the assessment procedures; and

WHEREAS, all costs of the street lighting system now have been assembled, the final assessment report prepared, and the assessing ordinance should be passed; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Electricity, in that it is immediately necessary to complete the assessment process prior to the street lighting notes becoming due thereby preserving the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the Director of Public Utilities be and is hereby authorized and directed to levy an assessment for the cost and expense of installing a street lighting system with ornamental poles and underground wiring in the Berwick I area including: Burnaby Drive, Floribunda Drive, Halleck Place, Halleck Drive, Mitzi Drive, Peace Place, Rose View Drive, Schaaf Drive, Sonata Drive, Spartan Drive, Stafford Place, Talisman Court, Tiffany Court, Haddon Road from College Avenue to and including parcel number 010-101705, Kenview Road South from Halleck Place to and including parcel number 010-140920, Kenwick Road from Scottwood Road to Kenview Road South, Roosevelt Avenue from Scottwood Road to Sonata Drive, Scottwood Road from Haddon Road to James Road, and Sherbrooke Place from Scottwood Road to Stafford Place, in accordance with Ordinance Number 0848-2004, passed May 24, 2004, in the City of Columbus, Franklin County, Ohio as prepared by the Division of Electricity and the same is hereby confirmed and that there be and hereby levied and assessed upon the lots and lands hereinafter set forth, the several amounts as therein set forth, it being hereby determined and declared that each said lots and lands is specially benefited by said improvements and in an amount equal to said improvement

Total amount of construction contract	\$550,441.09
Inspection and Prevailing Wage costs	38,191.61
Division of Electricity - Engineering	17,954.60
Division of Electricity - Certified Mail - Notices	2,179.06

Division of Electricity - Certified Mail - Invoices	2,179.06
Cost of Issuance of Bonds	7,500.00
2.15% Interest on \$354,000 for 18 months	<u>11,416.50</u>
Total Cost	\$629,861.92
Less City Portion (DOE)	(163,000.00)
Less City Portion (UIRF)	<u>(187,200.00)</u>
Total Property Portion	\$279,661.92

Property portion of \$279,661.92 divided by 484.5 assessable units*, or percentage of, equaling \$577.22 per assessable unit.

*One unit equals one lot of property.

Refer to attachment ORD 1117-2005.xls

SECTION 2. That the total assessment shall be payable at the office of the City Treasurer of Columbus, Franklin County, Ohio, within thirty days from the effective date of this ordinance or, at the option of the owner, in twenty semi-annual installments with interest upon deferred payment at the same rate as shall be borne by the bonds to be issued in anticipation of the collection of the same at the Office of the County Treasurer of Franklin County, Ohio, after the same have been certified to the County Auditor of Franklin County, Ohio for collection in the manner provided by law.

SECTION 3. That the said assessment, and all portions thereof, when collected, shall be paid into the Sinking Fund and shall be applied to the payment of the bonds issued for said improvement and the interest thereon, as the same shall become due and to no other purpose whatsoever.

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

Legislation Number: 1120-2005

Drafting Date: 06/13/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The City of Columbus is currently engaged in the construction of Fire Station #18 at 1628 Cleveland Avenue. A portion of this fire station site is bisected by a twenty foot wide north south alley that must be relocated to accommodate the construction of the fire house and the development of this site. The following legislation dedicates new right-of-way to public use for alley purposes and authorizes the vacation of a portion of the existing north south alley.

Fiscal Impact: N/A

Title

To dedicate new right-of-way for alley purposes necessary to accommodate the construction of Fire Station #18 at 1628 Cleveland Avenue; to vacate a portion of the existing north south alley that bisects this site and to the extent that they may apply to waive the Land Review Commission and the competitive bidding provisions of Columbus City Codes.

Body

WHEREAS, Ohio Revised Code Chapter 723.03 requires that property to be used as a public street or alley must be

accepted and dedicated as public right-of-way by an ordinance specially passed for such purpose; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, as Instrument Number 200406180141528, **Minnie L. Prysock**, an individual, has deeded property to the City of Columbus, to be used for alley right-of-way adjacent to the Fire Station #18 site; and

WHEREAS, the City of Columbus desires to dedicate the above referenced parcel and various other parcels of real property for the purpose of alley right-of-way at the Fire Station #18 site; and

WHEREAS, the City of Columbus desires to vacate a portion of the existing north south alley that bisects the Fire Station #18 site; now, therefore

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

Section 1. That the City of Columbus hereby accepts the property more fully described in the attached General Warranty Deed from Minnie L. Prysock, an individual, Instrument Number 200406180141528, as right-of-way for alley purposes.

Section 2. That the City of Columbus hereby dedicates the following described property as right-of-way for alley purposes;

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Lot 11 as numbered and delineated upon Louis Heights Addition thereof, of record in Plat Book 11, Page 8, all references are to the Franklin County Recorder's Office, Franklin County, Ohio;

Beginning for reference at an iron pipe set at the southwesterly corner of Sixteenth Avenue (50 feet wide) and an alley (20 feet wide) being N 89°23'47" E, a distance of 134.96 feet from the southeasterly corner of Sixteenth Avenue and Cleveland Avenue also being the northeasterly corner of a 0.12 acre tract conveyed to the City of Columbus by deed of record in Instrument 2002080901966282 and the true place of beginning for this particular description:

Thence S 22°14'27" W, a distance of 24.46 feet along the westerly right of way line of said alley also being the easterly line of said 0.12 acre tract to an iron pipe set;

Thence along a curve to the left having a radius of 22.22 feet through a central angle of 61°17'35", in which a chord bears N 06°12'49" W, a distance of 22.65 feet to an iron pipe set in the southerly right of way line of said Sixteenth Avenue;

Thence N 89°23'47" E, a distance of 11.71 feet along the southerly right of way line of said Sixteenth Avenue to the true place of beginning containing 84.471 square feet more or less.

Iron pipes set are ¾" inside diameter 30" long iron pipe with a yellow cap stamped ("Raab P.S. 7863").

The basis of bearings for this survey are assumed due to the absence of bearing on the original plat of Louis Heights Addition.

I hereby certify this survey was prepared using measurements obtained by an actual field survey performed August, 2003, and is in accordance with the minimum standards for boundary surveys in the State of Ohio pursuant to Chapter 4733-37 of Ohio Administrative Code.

John Jeffrey Raab, Ohio Registered Surveyor 7863

AND

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Lot 253 as numbered and delineated upon Louis Heights Addition thereof, of record in Plat Book 3, Page 222, conveyed to Columbus by deed of record in Official Record 28683, Page D05, all references are to the Franklin County Recorder's Office, Franklin County, Ohio;

Beginning for reference at a ¾" inside diameter iron pipe found in the northerly right of way line of Fifteenth Avenue (50 feet wide) at the southeasterly corner of said Lot 253, also being the southwesterly corner of said Lot 252 of said subdivision conveyed to Matthew D. Cohen by deed of record in Official Record 28553, Page C17;

Thence S 89°21'25" W, a distance of 9.00 feet along the northerly line of said road to an iron pipe set being the true place of beginning for this particular description;

Thence S 89°21'25" W a distance of 30.00 feet continuing along said right of way line to an iron pipe set;

Thence N 00°38'35" W, a distance of 61.63 feet through said Lot 253 to an iron pipe set at a point of curvature;

Thence continuing through said Lot 253 along a curve to the left having a radius of 50.00 feet through a central angle of 21°42'35" in which a chord bears N 11°29'53" W, a distance of 18.83 feet to an iron pipe set;

Thence N 25°13'31" W, a distance of 8.77 feet continuing through said Lot 253 to an iron pipe set at a point of curvature;

Thence continuing through said Lot 253 along a curve to the right having a radius of 110.00 feet through a central angle of 12°50'26" in which a chord bears N 19°23'46" W, a distance of 24.60 feet to an iron pipe set in the easterly right of way line of an alley (20 feet wide);

Thence N 22°14'27" E, a distance of 14.77 feet along the easterly right of way line of said alley, also being the westerly line of said Lot 253 to the northwesterly corner of said Lot 253 referenced by an ½" inside diameter iron pipe found bearing N 55°12'25" E, a distance of 0.30 feet;

Thence N 89°21'25" E, a distance of 18.45 feet along the southerly line of an alley (16 feet wide) also being the northerly line of said Lot 253 to an iron pipe set at a point of curvature;

Thence through said Lot 253 along a curve to the left having a radius of 9.17 feet through a central angle of 68°08'49" in which a chord bears S 26°30'59" W, a distance of 10.28 feet to an iron pipe set at a point of compound curvature;

Thence continuing through said Lot 253 along a curve to the left having a radius of 90.00 feet through a central angle of 12°57'50" in which a chord bears S 19°20'04" E, a distance of 20.32 feet to an iron pipe set;

Thence S 25°48'59" E, a distance of 20.32 feet continuing through said Lot 253 to an iron pipe set at a point of curvature;

Thence continuing through said Lot 253 along a curve to the right having a radius of 110.00 feet through a central angle of 25°10'24" in which a chord bears S 13°13'47" E, a distance of 47.94 feet to an iron pipe set;

Thence S 00°38'35" E, a distance of 31.43 feet continuing through said Lot 253 to the point of beginning containing 3159.346 square feet (0.073 acres) more or less.

Iron pipes set are ¾" inside diameter 30" long iron pipe with a yellow cap stamped ("Raab P.S. 7863").

The basis of bearings for this survey are assumed due to the absence of bearing on the original plat of Louis Heights Addition.

I hereby certify this survey was prepared using measurements obtained by an actual field survey performed August, 2003, and is in accordance with the minimum standards for boundary surveys in the State of Ohio pursuant to Chapter 4733-37 of Ohio Administrative Code.

John Jeffrey Raab, Ohio Registered Surveyor 7863

Section 3. That the City of Columbus hereby vacates the following described alley right of way, subject to the retention of a general utility easement for the benefit of those utilities currently located within said right of way:

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Louis Heights Addition as shown of record in Plat Book 3, Page 222, all references are to the Franklin County Recorder's Office, Franklin County, Ohio:

Beginning for reference at a ¾" inside diameter iron pipe found in the northerly right of way line of Fifteenth Avenue (50 feet wide) at the southeasterly corner of said Lot 253 conveyed to the City of Columbus by deed of record in Official Record 28683, Page D05, also being the southwesterly corner of said Lot 252 of said subdivision conveyed to Matthew D. Cohen by deed of record in Official Record 28553, Page C17;

Thence S 89°21'25" W, a distance of 101.12 feet along the northerly line of said road to the northeasterly corner of said road and an alley (20 feet wide) also being the southwesterly corner of said Lot 253 referenced by an iron pin found bearing N 13°21'57" W, a distance of 0.31 feet and the true

place of beginning for this particular description;

Thence S 89°21'25" W, a distance of 21.71 feet through said alley to an iron pipe set at the northwesterly corner of said alley and said Fifteenth Avenue, also being the southeasterly corner of Lot 5 of said subdivision conveyed to the City of Columbus by deed of record in Instrument No. 199710290129515;

Thence N 22°14'27" E, a distance of 187.39 feet along the westerly right of way line of said alley also being the easterly line of a 0.8443 acre tract conveyed to the City of Columbus by deed of record in Instrument No. 199709180096640 to an iron pipe set to the beginning of a curve;

Thence through said alley along a curve to the left having a radius of 110.00 feet through a central angle of 32°24'12" in which a chord bears S 03°13'33" W, a distance of 61.38 feet to an iron pipe set in the easterly right of way line of said alley also being the westerly line of said Lot 253;

Thence S 22°14'27" W, a distance of 120.91 feet along the easterly right of way line of said alley to the true place of beginning containing 2903.529 square feet (0.067 acres) more or less.

Iron pipes set are ¾" inside diameter 30" long iron pipe with a yellow cap stamped ("Raab P.S. 7863").

The basis of bearings for this survey are assumed due to the absence of bearing on the original plat of Louis Heights Addition.

I hereby certify this survey was prepared using measurements obtained by an actual field survey performed August, 2003, and is in accordance with the minimum standards for boundary surveys in the State of Ohio pursuant to Chapter 4733-37 of Ohio Administrative Code.

John Jeffrey Raab, Ohio Registered Surveyor 7863

Section 4. That this Council has determined it is in the best interest of the City of Columbus to allow this right-of-way to be transferred without requiring competitive bidding and hereby waives the competitive bidding provision of Columbus City Codes (1959) Revised, Section 329.29 with regards to the transfer of this excess right-of-way.

Section 5. That this Council has determined it is in the best interest of the City of Columbus to allow this right-of-way to be transferred without requiring a recommendation from Land Review Commission and hereby waives the Land Review Commission provision of Columbus City Codes (1959) Revised, Section 328.01 with regards to the transfer of this excess right-of-way.

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

Legislation Number: 1121-2005

Drafting Date: 06/13/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: : Residual production, transportation and disposal of sludge is a continual part of the water treatment process. The lime softening sludge lagoons at the Hap Cremean Water Plant are necessary to provide storage for emergency situations, such as loss of pumping capabilities, and to allow for maintenance of basins and pumping equipment. At the start of this project, all three (3) lagoons were filled to capacity. Consequently, the integrity of the embankments around the lagoons had been compromised. This contract provides professional engineering services for geotechnical evaluation of the embankments, and for the design and preparation of contract documents for the physical removal of the sludge and improvements to the embankments. The original contract provided for engineering design for the first two phases of the sludge removal, construction administration services for the first phase of sludge removal, and geotechnical investigations. The construction work for the first phase of sludge removal has been substantially completed and the construction work for the second phase of sludge removal has been bid. This contract modification will provide for construction administration services for the second phase of sludge removal, engineering design and construction administration services for the third phase of the work which consists of embankment stabilization and earthen internal baffle construction, and additional geotechnical investigations.

CC 329.16 CONTRACT MODIFICATIONS:

1. Amount of additional funds to be expended under this modification: \$850,556.01
2. The services identified to be included in this contract modification were identified in the original contract however costs for these services were not identified at that time. It was not possible to accurately estimate the costs to perform these tasks until the first phase of the work was completed.
3. The work under this contract modification is a continuation of work previously performed by the Consultant; therefore, no other processes were used for procurement of these services.
4. The cost of this modification is based on material and labor, and was negotiated between the Consultant and the City, as documented by the Consultant's quotation letters, and verified by the Project Engineer.

CONTRACT AMOUNT:

Original contract amount	\$387,743.74
Modification No.1	\$850,556.01
New contract amount	\$1,238,299.75

FISCAL IMPACT: The original authorization for expenditures for this project occurred June 2, 2003 in the amount of \$387,743.74. \$3,460,784.00 was budgeted in the 2004 C.I.B. and the project is being funded from current monies.

EMERGENCY: Emergency legislation is being requested so that the Construction Administration can proceed concurrently with the second phase of construction. The second phase of construction has been bid and is currently in the legislation approval process as proposed Ordinance No. 1022-2005.

CONTRACT COMPLIANCE NUMBER: 34-6546916

Title

To authorize the Director of Public Utilities to modify the contract with ms consultants, inc., for Professional Engineering Services for the Hap Cremean Water Plant Lagoons Nos. 1, 2, and 3 Sludge Removal, for the Division of Water, and to authorize the expenditure of \$850,556.01 from Waterworks Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$850,556.01)

Body

WHEREAS: Contract No. EL-003473 was authorized by Ordinance No. 0825-03, passed June 2, 2003, was executed June 18, 2003 and approved by the City Attorney on June 27, 2003, to provide for engineering design services for the Hap Cremean Water Plant Lagoons Nos. 1, 2, and 3 Sludge Removal, and

WHEREAS, The original contract provided for engineering and construction work to be performed in three phases and anticipated the original contract would be modified to cover engineering services for additional phases of work, and

WHEREAS, The construction work for the first phase of sludge removal has been substantially completed and the construction work for the second phase of sludge removal has been bid. This contract modification will provide for construction administration services for the second phase of sludge removal, engineering design and construction administration services for the third phase of the work which consists of embankment stabilization and earthen internal baffle construction and additional geotechnical investigations, and

WHEREAS: This modification provides for an increase of \$850,556.01 to this contract, and

WHEREAS, an emergency exists in the usual daily operations of the Division of Water, Department of Public Utilities in that it is immediately necessary to authorize the Director of Public Utilities to modify Contract No. EL-003473, for the Hap Cremean Water Plant Lagoon No. 1 Sludge Removal and Lagoon Modifications, for the Division of Water, so that the Construction Administration can proceed concurrently with the second phase of construction, and so as to allow the financial transaction to be posted in the City's accounting system as soon as possible, and for the immediate preservation of public health, peace, property and safety, now, therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Utilities be and is hereby authorized to modify Contract No EL-003473 with ms consultants, inc. in the amount of \$850,556.01 for Professional Engineering Services necessary for Hap Cremean Water Plant Lagoons Nos. 1, 2, and 3 Sludge Removal for the Division of Water, Department of Public Utilities, Project No. 690331, Contract No. 1030, terms and conditions of which are on file in the office of the Division of Water.

Section 2. That for the purpose of paying the cost thereof, the expenditure of \$850,556.01 is hereby authorized from Waterworks Enlargement Voted 1991 Bonds, Fund No. 606, Department of Public Utilities, Division of Water, Dept./Division No. 60-09, Object Level Three 6682, Project No. 690331, OCA Code 606331.

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

Section 4. The City Auditor is hereby authorized and directed to transfer funds from within the Waterworks Enlargement Voted 1991 Bonds Fund, Fund No. 606, Department of Public Utilities, Division of Water, as follows:

FROM:	690379	DRWP Chlorine Storage Improvements	\$850,556.01
		OCA Code 642900	
TO:	690331	HCWP Lagoons Nos. 1, 2, and 3 Sludge Removal	\$850,556.01
		OCA Code 606331	

Section 5. That Section 1, Public Utilities/Water 60-09 or Ordinance 1059-2004 is hereby amended as follows:

PROJECT NUMBER	PROJECT NAME	TOTAL BUDGET	
690331	HCWP Lagoons Nos. 1, 2, and 3 Sludge Removal	\$850,556	*(1)*
690379	DRWP Chlorine Storage Improvements	\$850,556	*(2)*

Section 6. 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 approval if the Mayor neither approves nor vetoes the same.

2004 Original Budget	2004 Amended Budget	Comments
(1) \$3,460,784	\$4,311,340	Authority Increased
(2) \$4,933,518	\$4,082,962	Authority Reduced

Legislation Number: 1122-2005

Drafting Date: 06/13/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

Need: An appropriation and authorization is needed to reimburse federal grant funds paid to the city in error by the State Bureau of Criminal Identification and Investigation for the DNA-No Suspect (FY2003) Grant. These funds were identified as part of a check for a much larger amount. However, the state would not reissue that check in the correct amount and has requested reimbursement for this overpayment. Both the city and the state are in agreement on the amount as \$16,000.00

Emergency Designation: Emergency legislation is necessary to enable the most expedient reimbursement to the State.

FISCAL IMPACT:

There will be no fiscal impact for the City General Fund Account. The funds awaiting appropriation and reimbursement to the state are in the DNA-No Suspect (FY2003) Grant Account.

Title

To authorize an appropriation from the DNA-No Suspect (FY2003) Grant Account and to authorize the Director of Public Safety of the City of Columbus to reimburse the State Bureau of Criminal Identification and Investigation and to declare an emergency. (\$16,000.00)

Body

WHEREAS, the City of Columbus Division of Police has been a participant and recipient of funds through the DNA-No Suspect (FY2003) Grant program; and

WHEREAS, the city has received excess federal grant funds from the State Bureau of Criminal Identification and Investigation for the DNA-No Suspect (FY2003) Grant; and

WHEREAS, it is necessary to reimburse the State Bureau of Criminal Identification and Investigation as expeditiously as possible for the excess grant funds received in error; and

WHEREAS, an emergency exists as it is immediately necessary to authorize an appropriation and reimbursement of grant funds from the DNA-No Suspect (FY2003) Grant in the most expeditious manner possible for the preservation of public health, peace, property, safety and welfare, now therefore

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

Section 1. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purposes the sum of \$16,000.00 is appropriated as follows:

DIV	FD	OBJ#1	OBJ#3	OCACD	GRANT
30-03	220	05	5512	334023	334023

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

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

Legislation Number: 1129-2005

Drafting Date: 06/13/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The following is an ordinance to authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend the monies for payment of acquisition costs in connection with the **FRA Olentangy Trail Bridge Project (State Job 465874)**.

Fiscal Impact: The transfer of \$50,000.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund is a temporary measure until the City sells notes or bonds to fund these improvements. \$50,000.00 is budgeted in the Voted 1995 and 1999 Parks and Recreation Bond Fund to meet the financial obligation of this project.

Emergency Justification: Emergency action is requested to allow acquisition activities to begin as soon as possible thereby allowing for commencement of construction of this project within this years construction season.

Title

To authorize the appropriation and transfer of \$50,000.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund and to authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$50,000.00 from the Voted 1995/1995 Recreation and Parks Bond Fund for costs in connection with the **FRA Olentangy Trail Bridge Project (State Job 465874)**, and to declare an emergency. (\$50,000.00).

Body

WHEREAS, the City of Columbus is engaged in the **FRA Olentangy Trail Bridge Project (State Job 465874)**; and

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

WHEREAS, the aggregate principal amount of obligations which the City will issue to finance this project is presently expected not to exceed \$50,000; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department, in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project for the preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the **FRA Olentangy Trail Bridge Project (State Job 465874)**.

SECTION 2. That from the unappropriated monies in the Special Income Tax 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, the sum of \$50,000.00 is appropriated to the City Auditor, Department No. 22-01, Object Level 3 - 5502, OCA Code 902023.

SECTION 3. That the City Auditor is hereby authorized to transfer said funds to the Voted 1995 and 1999 Parks and Recreation Bond Fund at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

Section 4. That the expenditure of \$50,000.00, or so much thereof as may be necessary from the Voted 1995/1995 Recreation and Parks Bond Fund #702; Dept./Div.51-01; Project No. 510316; OCA Code 644526; Object Level Three 6601 for the aforesaid purpose is hereby authorized.

SECTION 5. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 6. That upon obtaining other funds for this project the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 2, above; and said funds are hereby deemed appropriated for such purpose.

SECTION 7. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modification associated with the expenditure of the funds transferred in Section 2, above.

SECTION 8. That the City intends that this ordinance constitutes an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, as amended.

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

Legislation Number: 1130-2005

Drafting Date: 06/13/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationThe Transportation Division is responsible for maintaining the City's roadways. The City receives an annual allocation of funds from the County's \$5.00 Auto License Tax for Franklin County Engineer-approved projects completed by the City on arterial streets within City limits. This allocation is based on motor vehicle registrations within Columbus limits and is estimated to generate \$2.9 million for 2005. After receipt, these funds are deposited into the City's County Auto License Tax Fund (Fund 264) and are used to reimburse costs incurred by the Transportation Division within other Funds. Preliminary approval for funding these projects has been received from the Franklin County Engineer.

This ordinance authorizes the appropriation and expenditure of \$2.9 million within the County Auto License Tax Fund as follows:

<u>Projects</u>	<u>Amount</u>
2005 Signals	\$2,000,000.00
2005 Signs and Pavement Markings	<u>900,000.00</u>
Total	\$2,900,000.00

Fiscal Impact: Actual and anticipated receipts into the County Auto License Tax Fund are estimated to be sufficient to support this appropriation.

Emergency action is requested to promote efficient accounting practices and maintain prudent cash flow to division operating funds.

TitleTo authorize the appropriation of \$2,900,000.00 within the County Auto License Tax Fund; to authorize the Public Service Director to expend said monies for Franklin County Engineer-approved roadway construction and maintenance projects undertaken by the Transportation Division for the City of Columbus, and to declare an emergency. (\$2,900,000.00)

Body**WHEREAS**, the Transportation Division is responsible for maintaining the City's roadways; and

WHEREAS, the City receives an annual allocation of funds from the County's \$5.00 Auto License Tax for Franklin County Engineer-approved projects completed by the City on arterial streets within City limits; and

WHEREAS, these funds are deposited into the City's County Auto License Tax Fund and are used to reimburse costs incurred by the Transportation Division within other Funds; and

WHEREAS, an emergency exists in the usual daily operation of the Transportation Division, Public Service Department, in that an appropriation of funds is immediately necessary to allow these monies to be used for said purposes and to promote and reinforce efficient accounting practices and maintain prudent cash flow to division operating funds, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That from the unappropriated balance of the County Auto License Tax Fund, Fund 264, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, the sum of \$2,900,000.00 be and hereby is appropriated to the Transportation Division, Department No. 59-09, as follows:

<u>Project / O. L. 01/03 Codes / OCA Code / Amount</u>
2004 Signals / 03/3375 / 595035 / \$2,000,000.00
2004 Signs and Pavement Markings / 03/3375 / 595034 / \$900,000.00
Total \$2,900,000.00

SECTION 2. That the monies appropriated in Section 1 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 3. That the Public Service Director be and hereby is authorized to expend these monies or so much thereof as may be needed to pay internal billings for Franklin County Engineer-approved roadway construction and maintenance projects undertaken by the Transportation Division in and for the City of Columbus from Fund 264, the County Auto License Tax Fund, Department No. 59-09, Transportation Division, as follows:

<u>Project / O. L. 01/03 Codes / OCA Code / Amount</u>
2004 Signals / 03/3375 / 595035 / \$2,000,000.00
2004 Signs and Pavement Markings / 03/3375 / 595034 / \$900,000.00
Total \$2,900,000.00

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

Legislation Number: 1132-2005

Drafting Date: 06/14/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The Public Service Department, Transportation Division, recently received a request from The Preserve at Albany Woods, LLC, asking that the City release the utility easements granted to the City of Columbus by Sunbury Hills, Inc., in a Deed of Easement of record in Deed Book 2730, Page 213, Franklin County, Ohio Recorder's Office. After investigation it has been determined that these easement are no longer needed. The utilities that were previously located within these easements have been relocated into easements granted to the City in the plat titled "Preserve at Albany Woods", of record in Plat Book 105, Page 39. A value of \$500.00 was established for the release of the deeded easements. The following legislation authorizes the Director of the Public Service Department to execute those documents necessary to release of utility easements granted to the City by Sunbury Hills, Inc.

The City will receive a total of \$500.00, to be deposited in Fund 748, Project 537650, as consideration for the release of these easements.

Title

To authorize the Director of the Public Service Department to execute those documents required to release the utility easements granted to the City of Columbus by Sunbury Hills, Inc., in a Deed of Easement of record in Deed Book 2730, Page 213 of the Franklin County, Ohio, Recorder's Office.

Body

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, recently received a request from The Preserve at Albany Woods, LLC, asking that the City release the utility easements granted to the City of Columbus by Sunbury Hills, Inc., in a Deed of Easement of record in Deed Book 2730, Page 213, of the Franklin County, Ohio Recorder's Office; and

WHEREAS, after investigation is has been determined that these easements are no longer needed because the utilities that were previously located within these easements have been relocated into easements granted to the City in the plat titled "Preserve at Albany Woods", of record in Plat Book 105, Page 39; and

WHEREAS, a value of \$500.00 has been established for the release of the requested utility easements; now, therefore

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

Section 1. That the Director of the Public Service Department be and is hereby authorized to execute those documents necessary to release that utility easements granted to the City of Columbus by Sunbury Hills, Inc., in a Deed of Easement of record in Deed Book 2730, Page 213, of the Franklin County, Ohio Recorder's Office.

Section 2. That the \$500.00 to be received by the City as consideration for the above referenced release shall be deposited in Fund 748, Project 537650.

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

Legislation Number: 1134-2005

Drafting Date: 06/14/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND:

This ordinance is necessary to provide the City Attorney with an additional \$15,000.00 for the cost of the easements that are necessary to successfully construct the Clinton Heights Area Sanitary Improvements Project. The Division has previously established funding in the amount of \$45,000.00 for these services. The City Attorney has recently received the easement appraisal reports, and based upon these reports, the City is required to increase the funding by the additional \$15,000.00 in order to fulfill the easement acquisition requirements of the Ohio Water Development Authority, and the project schedule.

2. EMERGENCY DESIGNATION:

The Division of Sewerage and Drainage is requesting City Council to consider this ordinance an emergency measure. This project is among a list of projects that the Division is required to be completed in accordance with the provisions of an existing consent order between the City and the Ohio Attorney General's Office. Failure to adhere to the project schedule contained within the consent order will make the City liable for stipulated fines.

TitleTo authorize the City Attorney to acquire fee simple title and lesser interests; to contract for professional services; to authorize the transfer and expenditure of \$15,000.00 from the Voted Sanitary Bond Fund in connection with the Clinton Heights Area Sanitary Improvements Project; to amend the 2004 Capital Improvements Budget for the Division of Sewerage and Drainage; and to declare an emergency. (\$15,000.00)

BodyWHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities, has developed construction plans and specifications for the sanitary sewer improvement projects known as the Clinton Heights Area Sanitary Improvements Project; and by virtue of Ordinance 0397-2005, as passed March 21, 2005, provided funding for easement acquisition services; and

WHEREAS, the City Attorney has received qualified appraisals for the cost of the easements and has determined that additional funding is required to allow for the completion of the easement acquisition process; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the transfer and expenditure of funds within the Voted Sanitary Bond Fund that is necessary to allow for the completion of the easement acquisition services necessary to construct the Clinton Heights Area Sanitary Improvements Project which is required as a result of the Consent Order entered into between the City of Columbus and the Ohio Attorney General for purposes of addressing wet weather overflow issues; and to amend the 2004 Capital Improvements; for the preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City Auditor is hereby authorized and directed to transfer \$15,000.00 from within the Voted Sanitary Bond Fund No. 663, for the Division of Sewerage and Drainage as follows:

FROM:

650315-Compost Facility/Active Solar| OCA: 642876| Amount: \$15,000.00

TO:

650675-Clinton Heights Area Sanitary Imps.| OCA: 663675| Amount: \$15,000.00

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 City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the Clinton Heights Area Sanitary Improvements Project.

Section 4. That the City Attorney be and hereby is authorized to expend and additional \$15,000.00, or so much thereof as may be necessary, in order to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary, from the Voted Sanitary Bond Fund No. 663; Division 60-05| MOC 6601 as follows:

Proj. No. 650675| Clinton Heights Area San. Imps.| OCA Code 663675| \$15,000.00

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 aforementioned easement acquisition services as referenced in the preamble hereto.

CURRENT:

650315-Clinton Heights Area San. Imps. - \$15,000.00

AMENDED TO:

650675-Clinton Heights Area San. Imps. - \$15,000.00

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

Legislation Number: 1136-2005

Drafting Date: 06/14/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

ROBERT A. MEYER, JR., Senior Vice President of DOMINION HOMES INC., an Ohio corporation, has submitted the subdivision plats titled OLENTANGY MEADOWS SECTION 4 PART 1, OLENTANGY MEADOWS SECTION 4 PART 2, OLENTANGY MEADOWS SECTION 4 PART 3 and OLENTANGY MEADOWS SECTION 4 PART 4 to the City Engineer's Office for review and approval. These plats have been reviewed and approved by the City Engineer. The following legislation allows the City to accept said plats for property located east of North High Street (US 23) and north of Lazelle Road.

Title

To accept the plats titled OLENTANGY MEADOWS SECTION 4 PART 1, OLENTANGY MEADOWS SECTION 4 PART 2, OLENTANGY MEADOWS SECTION 4 PART 3 and OLENTANGY MEADOWS SECTION 4 PART 4, from ROBERT A. MEYER, JR., Senior Vice President of DOMINION HOMES INC., an

Ohio corporation.

Body:

WHEREAS, the plats titled OLENTANGY MEADOWS SECTION 4 PART 1, OLENTANGY MEADOWS SECTION 4 PART 2, OLENTANGY MEADOWS SECTION 4 PART 3 and OLENTANGY MEADOWS SECTION 4 PART 4 (hereinafter "plats"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, ROBERT A. MEYER, JR., Senior Vice President of DOMINION HOMES INC., an Ohio corporation, owners of the platted land, desires to dedicate to the public use all or such parts of the Courts, Drives, Road, Streets and Way shown on said plats and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plats; now, therefore

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

Section 1. That the plat titled OLENTANGY MEADOWS SECTION 4 PART 1 on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 2. That the plat titled OLENTANGY MEADOWS SECTION 4 PART 2 on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 3. That the plat titled OLENTANGY MEADOWS SECTION 4 PART 3 on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 4. That the plat titled OLENTANGY MEADOWS SECTION 4 PART 4 on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1137-2005

Drafting Date: 06/14/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Capital expenditures are required for the purchase of materials and services for the construction of distribution circuits from the Italian Village Substation. These distribution circuits will support and relieve demands on existing Division of Electricity facilities. The materials and services required include pole line hardware, poles, cross arms, manholes, concrete cutting, and any other materials and services as may be needed for this project. The materials and services will be obtained in compliance with the provisions of Columbus City Codes, Chapter 329 and Title 39. This legislation also authorizes a transfer of funds within the Voted 1995 and 1999 Street Lighting and Distribution Improvements Fund and amends the 2004 Capital Improvements Budget to reflect the transfer.

Emergency action is requested because of circuit capacities being nearly met, it is imperative that the work be completed as soon as possible to support the OSU Gateway project and alleviate strain on the Division of Electricity's North Substation and distribution system.

FISCAL IMPACT: There are sufficient funds available in the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Funds for this expenditure. It is necessary to transfer funds from the Distribution System Improvements project to the Italian Village Substation project and to amend the 2004 Capital Improvements Budget accordingly.

Title

To amend the 2004 Capital Improvements Budget; to transfer \$108,463.00 within the Voted Street Lighting and Electricity Distribution Improvements Fund; to authorize capital expenditures for the purchase of materials and services required for the construction of circuits for the Italian Village Substation up to an amount not to exceed \$130,000.00 from the Voted Street Lighting and Electricity Distribution Improvements Fund; and to declare an emergency. (\$130,000.00)

Body

WHEREAS, it is necessary to construct circuits for the Italian Village Substation to alleviate strain on the Division of Electricity's North Substation and distribution system; and

WHEREAS, the Division of Electricity requires various capital expenditures for the construction of circuits for the Italian Village Substation; and

WHEREAS, said capital expenditures will be in accordance with Columbus City Codes, Chapter 329 and Title 39; and

WHEREAS, a transfer of funds within the Voted 1995 and 1999 Street lighting and Electricity Distribution Improvements fund is necessary to provide funding in the appropriate project; and

WHEREAS, it is necessary to amend the 2004 Capital Improvements Budget to reflect said transfer of funds; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Electricity, in that it is immediately necessary to authorize capital expenditures for materials and services required to construct circuits necessary to alleviate strain on the division's distribution system thereby preserving the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the 2004 Capital Improvements Budget is hereby amended as follows:

PUBLIC UTILITIES/ELECTRICITY 60-07

<u>PROJECT NAME</u>	<u>PROJECT NUMBER</u>	<u>CURRENT CIB</u>	<u>AMENDED CIB</u>
Distribution System Improvements	670608	782,481	674,018
Italian Village Substation	670607	8,901,910	9,010,373

SECTION 2. That the City Auditor is hereby authorized and directed to transfer \$108,463.00 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund 553, Division No. 60-07, as follows:

FROM:

Project 670608 | Distribution Improvements | OCA 670608 | OL3 6621 | \$108,463.00

TO:

Project 670607 | Italian Village Substation | OCA 670607 | OL3 6621 | \$108,463.00

SECTION 3. That capital expenditures, in an amount not to exceed \$130,000, required by the Division of Electricity during the construction of circuits for the Italian Village Substation shall be in accordance with the provision of Chapter 329 and Title 39 of the Columbus City Codes, 1959, and are hereby authorized.

SECTION 4. That to pay the cost of the aforesaid capital expenditures, the expenditure of an amount not to exceed \$130,000.00, or so much thereof as may be needed, is hereby authorized from Division of Electricity Division No. 60-07, Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund 553, Italian Village Project Number 670607, OCA 670607, Object Level Three 6621.

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: 1144-2005

Drafting Date: 06/15/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The City of Columbus, Public Service Department, Transportation Division, received a request from Creative Housing, Inc., an Ohio non-profit corporation, asking that the City sell them the unimproved right-of-way immediately south of Roads End Road off of College Avenue. Sale of this unimproved right-of-way to Creative Housing, Inc., will increase the size of their adjacent property and will allow them to develop their site as currently proposed. After investigation by the Transportation Division staff it was determined there are no objections to the sale of this excess right-of-way subject to the retention of a general utility easement for those utilities currently located within this right-of-way and subject to the retention of a backyard ingress and egress easement for the property located at 1455 Roads End Road. The Department of Law, Real Estate Division, established a value of \$12,792.00 for this right-of-way subject to retention of the above referenced easements. The Land Review Commission voted to recommend that this right-of-way be transferred to Creative Housing, Inc., for the value established by the Real Estate Division.

Fiscal Impact: The City will receive a total of \$12,792.00, to be deposited in Fund 748, Project 537650, as consideration for the transfer of the requested right-of-way.

Title

To authorize the Public Service Director to execute those documents required to transfer the unimproved right-of-way immediately south of Roads End Road off of College Avenue to Creative Housing, Inc., for \$12,792.00, and to waive the competitive bidding provisions of Columbus City Codes.

Body

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, received a request from Creative Housing, Inc., an Ohio non-profit corporation, asking that the City sell them the unimproved right-of-way immediately south of Roads End Road off of College Avenue; and

WHEREAS, sale of this alley to Creative Housing, Inc., will increase the size of their adjacent property, and will allow them to develop their site as currently proposed; and

WHEREAS, after investigation by the Transportation Division staff it was determined there are no objections to the transfer of this right-of-way subject to the retention of a general utility easement for those utilities currently located within this right-of-way and the retention of a backyard ingress and egress easement for the property at 1455 Roads End Road; and

WHEREAS, a value of \$12,792.00 was established for this right-of-way by the Department of Law, Real Estate Division; and

WHEREAS, the Land Review Commission voted to recommend that this right-of-way be transferred to Creative Housing,

Inc., for \$12,792.00; now, therefore

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

Section 1. That the Public Service Director be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described right-of-way to Creative Housing, Inc., an Ohio non-profit corporation, for \$12,792.00; to-wit:

Situated in the State of Ohio, County of Franklin, City of Columbus, and being a 0.2715 acre tract of land known as Tract "F", a certain 20 foot alley and a certain 15 foot alley as same is numbered and delineated on the record plat of Berwick Subdivision, Plat Book 19, Pages 25-27, all references in this description are recorded in the Franklin County Recorders Office, Franklin County, Ohio, said 0.2715 acre tract being more particularly bounded and described as follows:

Beginning at an iron pin found at the southeast corner of Lot 1446 in said Berwick Subdivision and at the northeast corner of said 20 foot alley, said iron pin being also in the westerly right-of-way line of College Avenue (100 feet wide);

Thence S 31°55'00" E along the westerly right-of-way line of College Avenue a distance of 20.00 feet to a drill hole in a concrete approach apron; said drill hole being the northeast corner of Lot 1449 in said Berwick Subdivision;

Thence along the northerly and west line of said Lot 1449 the following two (2) courses:

S 58°05'00" W a distance of 80.00 feet to an iron pin found;

S 0°30'00" E a distance of 38.37 feet to an iron pin set;

Thence S 31°55'00" E along the westerly lines of Lots 1449, 1450, 1451, and 1452 a distance of 131.56 feet to an iron pin set at the southwest corner of said Lot 1452;

Thence N 89°30'00" E along the south line of Lot 1452 a distance of 117.18 feet to an iron pin set at the southeast corner of said Lot 1452, the northeast corner of a 15 foot alley and in the westerly right-of-way line of said College Avenue;

Thence S 31°55'00" E along the westerly right-of-way line of College Avenue a distance of 17.58 feet to an iron pin set in the south line of said Berwick Subdivision and in the north line of a 5.468 acre tract of land deeded to Berwick Congregation of Jehovahs Witness, O.R. 137531 I-06;

Thence S 89°30'00" W along a portion of the south line of said Berwick Subdivision and a portion of the north line of said 5.468 acre tract a distance of 214.84 feet to an iron pin set at the southwest corner of said Tract "F" and the southeast corner of Lot 1448 of Berwick Subdivision;

Thence N 0°30'00" W along the west line of said Tract "F" and along the east lines of Lots 1448 and 1447 of Berwick Subdivision a distance of 176.91 feet to an iron pin found at the northwest corner of said Tract "F", the southeast corner of said Lot 1447 and the southwest corner of said Lot 1446

Thence N 58°05'00" E along the south line of said Lot 1446 a distance of 91.13 feet to the place of beginning.

Containing 0.2715 acres of land more or less.

The bearings in this description are based upon the centerline bearing of College Avenue being N 31°55'00" W as shown on the record plat of Berwick Subdivision, Plat Book 19, Pages 25-27.

All iron pins set are ¾ inch O.D. pipes capped "HSC 5674".

HOCK SURVEYING COMPANY

Robert A. Hock, P.S., Registered Surveyor No. 5674

Section 2. That the above referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the Director's execution and delivery of said quit claim deed to the grantee thereof.

Section 3. That an ingress and egress easement be and hereby is retained on behalf of the property at 1455 Roads End Road.

Section 4. That a general utility easement in, on, over, across and through the above described excess rights-of-way shall be and hereby is retained unto the City of Columbus for those utilities currently located within said excess rights-of-way.

Section 5. That upon notification and verification of the relocation of all utilities located within the retained general utility easement the Public Service Director is hereby authorized to execute those documents necessary to release the retained general utility easement with no additional compensation due to the City and with no further legislative action required by the City.

Section 6. That the \$12,792.00 to be received by the City as consideration for the sale of this right-of-way shall be deposited in Fund 748, Project 537650.

Section 7. That this Council has determined it is in the best interest of the City of Columbus to allow this right-of-way to be transferred without requiring competitive bidding and hereby waives the competitive bidding provision of Columbus City Codes (1959) Revised, Section 329.25 with regards to the transfer of these properties.

Section 8. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1147-2005

Drafting Date: 06/15/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a contract with the Greater Columbus Chamber of Commerce. The contract is a cooperative funding agreement between the Chamber and The City of Columbus for the pursuit of federal funding for transportation and infrastructure improvement projects within the City of Columbus and Franklin County region. The City of Columbus, as the 15th largest US city, is now joining other major metropolitan areas in requesting funding for projects through the Transportation Reauthorization Bill. This is a collaborative effort involving the City of Columbus, Greater Columbus Chamber of Commerce, the Columbus Partnership, Central Ohio Transit Authority, Columbus Regional Airport Authority, Capitol South, and the Columbus Downtown Development Corporation.

As the services of the consultant will benefit not only the Chamber but also the mission of the City of Columbus, the City has agreed to reimburse the Chamber for a portion of the Chamber's required payments to the consultant.

Emergency action is requested so that the consultant's services can be made available immediately.

FISCAL IMPACT: Funds for this contract are provided from the FY 2005 General Fund budget. \$43,048 was contracted in 2004 and \$75,000 in 2003.

Title

To authorize the Director of the Department of Development to enter into a contract with the Greater Columbus Chamber of Commerce; to authorize the expenditure of \$34,020 from the General Fund; and to declare an emergency. (\$34,020)

Body

WHEREAS, the Director of the Department of Development desires to enter into a contract with the Greater Columbus Chamber of Commerce to support the pursuit of federal funding for transportation and infrastructure improvement projects within the City of Columbus and Franklin County region, and

WHEREAS, the Chamber will also provide guidance and consultation regarding resources to support municipal technology and Homeland Security/Emergency Preparedness initiatives; and

WHEREAS, as consultant services will benefit not only the Chamber but also the mission of the City of Columbus, the City has agreed to reimburse the Chamber for a portion of the Chamber's required payments to the Consultant; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into contract with the Greater Columbus Chamber of Commerce so that the consultant's services can be made available immediately, all for the immediate preservation of 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 Development is hereby authorized to enter into a contract with the Greater Columbus Chamber of Commerce for the period commencing March 1, 2005 and ending September 30, 2005, to pursue federal funding for transportation and infrastructure improvement projects within the City of Columbus and Franklin County region.
- Section 2.** That for the purpose stated in Section 1, the expenditure of \$34,020.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the General Fund, Department of Development, Division No. 44-01, Fund No. 010, Object Level One 03, Object Level Three 3336, OCA Code 440307.
- Section 3.** That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959, as amended.
- Section 4** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1154-2005

Drafting Date: 06/16/2005

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

The 10-year old federal assault weapon ban expired on September 13, 2004, and there is no Ohio state law addressing assault weapons. Because the most recent version of the City's assault weapon ban was found unconstitutional with respect to the definition of "assault weapon" (see *Peoples Rights Organization, Inc. v. City of Columbus*, 152 F.3d 522 (6th Cir. 1998), as had the prior version, see *Springfield Armory, Inc. v. City of Columbus*, 29 F.3d 250 (6th Cir. 1994)), this ordinance is designed to fill the legislative void that leaves the sale and possession of semi-automatic assault weapons essentially unregulated. In setting forth a new definition of "assault weapon," this ordinance corrects the constitutional deficiency of vagueness identified by the Sixth Circuit in the City's prior ordinances, and it closes the loopholes that were left open by the federal ban throughout the course of its enforcement. This ordinance balances the prohibitions on the sale and possession of assault weapons with exemptions designed to accommodate the ability of law-abiding citizens to engage in legitimate sporting activities.

Title

To amend Sections 2323.11, 2323.31 and 2323.32 and enact new Section 2323.33 of the Columbus City Codes, 1959, to define assault weapons and to prohibit the unlawful possession or sale of assault weapons.

Body

WHEREAS, gun violence continues to be one of the most serious crime problems plaguing America's cities; and

WHEREAS, semi-automatic assault weapons are particularly dangerous because they are designed to fire a high capacity of rounds with enhanced control during rapid firing; and

WHEREAS, the military-style features of assault weapons make them particularly attractive to drug dealers, gangs and other criminals; and

WHEREAS, as reported by the ATF in 1989 and as reflected in the federal assault weapons ban and similar bans enacted in other state and local jurisdictions, certain military-style features characteristic of assault weapons distinguish them from sporting weapons; and

WHEREAS, among these military-style features is a well-defined, conspicuously protruding pistol grip that is designed to assist in controlling the weapon during rapid fire or one-handed firing, while the vast majority of sporting firearms employ a more traditional pistol grip built into the wrist of the stock of the firearm since one-handed shooting is not usually employed in hunting or competitive target competitions; and

WHEREAS, use of the language “a pistol grip that protrudes conspicuously beneath the receiver of the weapon” in the definition of an “assault weapon” in this ordinance is intended to distinguish between these two types of pistol grips; and

WHEREAS, assault weapons are the weapons of choice for terrorists, as evidenced by a captured al-Qaida training manual instructing members to obtain AK-47's or AK-47 variants legally available in the United States; and

WHEREAS, Congress failed to take action and renew the federal ban on assault weapons that expired on September 13, 2004, despite support for its renewal by a majority of Americans and virtually all major law enforcement organizations; and

WHEREAS, the expiration of the federal assault weapons ban has resulted in a renewed manufacture, ~~importation~~, sale and possession of military-style assault weapons that previously were prohibited except for military and law enforcement personnel and, as evidenced by recent reports from the Columbus Division of Police, these weapons are being found more frequently on Columbus streets; and

WHEREAS, even under the federal assault weapons ban, gun manufacturers were able to circumvent the ban with minor design modifications that resulted in functionally equivalent versions of the same weapons being sold legally to civilians; and

WHEREAS, the Columbus Division of Police currently has in its property room confiscated semi-automatic assault weapons, some of which could have been obtained legally even under the expired federal ban; and

WHEREAS, in the period of 1998-2001, one in five law enforcement officers slain with a weapon was slain by a criminal using an assault weapon; and

WHEREAS, assault weapons typically fire ammunition that can penetrate an officer's body armor and kill or severely injure the officer; and

WHEREAS, the Safety and Judiciary Committee of this Council conducted a series of five public hearings at which testimony on assault weapons was heard from representatives the Columbus Division of Police, the Ohio Fraternal Order of Police, various organizations advocating for gun rights or gun control, as well as individual concerned citizens; and

WHEREAS, this Council determines that in order to protect and preserve the safety and welfare of the citizens of Columbus it is necessary to take affirmative action to stop the proliferation of weapons on the streets of Columbus that have been described through testimony as being primarily designed to kill humans quickly and efficiently; and

WHEREAS, this Council recognizes that while no constitutional rights are absolute and there is no constitutional right to possess an assault weapon, regulation of the sale and possession of firearms must be reasonable, and further that reasonable regulation of assault weapons can be accomplished in a way that accommodates the ability of law-abiding citizens to engage in legitimate sporting activities; now therefore

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

Section 1. That Sections 2323.11, 2323.31 and 2323.32 of the Columbus City Codes, 1959, be and are hereby amended to read as follows:

2323.11 Definitions.

As used in Chapter 2323 of the Columbus City Codes:

(A) "Deadly weapon" means any instrument, device, or thing capable of inflicting death, and designed or specially adapted for use as a weapon, or possessed, carried, or used as a weapon.

(B) (1) "Firearm" means any deadly weapon capable of expelling or propelling one or more projectiles by the action of an explosive or combustible propellant. "Firearm" includes an unloaded firearm, and any firearm which is inoperable but which can readily be rendered operable.

(2) When determining whether a firearm is capable of expelling or propelling one or more projectiles by the action of an explosive or combustible propellant, the trier of fact may rely upon circumstantial evidence, including, but not limited to, the representations and actions of the individual exercising control over the firearm.

(C) "Handgun" means any firearm designed to be fired while being held in one hand.

(D) "Semi-automatic firearm" means any firearm designed or specially adapted to fire a single cartridge and automatically chamber a succeeding cartridge ready to fire, with a single function of the trigger.

(E) "Automatic firearm" means any firearm designed or specially adapted to fire a succession of cartridges with a single function of the trigger. "Automatic firearm" also means any semiautomatic firearm designed or specially adapted to fire more than thirty-one cartridges without reloading, other than a firearm chambering only .22 caliber short, long, or long-rifle cartridges.

(F) "Large capacity magazine" means a box, drum, clip or other container which holds more than twenty rounds of ammunition to be fed continuously into a semi-automatic firearm, except a magazine designed to hold only .22 caliber rimfire cartridges.

~~(G) "Assault weapon" means:~~

~~(1) Any semiautomatic action, center fire rifle or carbine that accepts a detachable magazine with a capacity of twenty rounds or more;~~

~~(2) Any semiautomatic shotgun with a magazine capacity of more than six rounds;~~

~~(3) Any semi-automatic handgun that is:~~

~~(a) A modification of a rifle described in Division (G)(1), or a modification of an automatic firearm; or~~

~~(b) Originally designed to accept a detachable magazine with a capacity of more than twenty rounds.~~

~~(4) Any firearm which may be restored to an operable assault weapon as defined in Division (G)(1), (2) or (3) of this section.~~

~~(5) Any part, or combination of parts, designed or intended to convert a firearm into an assault weapon as defined in Division (G)(1), (2) or (3) of this section, or any combination of parts from which an assault weapon as defined~~

~~in Division (G)(1), (2) or (3) of this section, may be readily assembled if those parts are in the possession or under the control of the same person.~~

(G) "Detachable magazine" means any ammunition feeding device, the function of which is to deliver one or more ammunition cartridges into the firing chamber, and which can be removed from the firearm manually without the use of any tool or device.

(H) "Receiver" means that part of a firearm also referred to as the frame, which houses the firing mechanism and **which is usually threaded at its forward portion to receive the barrel, attached to which is the barrel on the front and the stock on the rear.**

(I) "Thumbhole stock" means a stock with a hole through it to accommodate the thumb of the trigger hand.

(J) "Muzzle brake" means a device attached to the muzzle of a firearm that utilizes escaping gas to reduce recoil.

(K) "Muzzle compensator" means a device attached to the muzzle of a firearm that utilizes escaping gas to control muzzle movement.

(L) "Assault weapon" means any:

(1) Semi-automatic rifle that has the capacity to accept a detachable magazine and has one or more of the following:

(a) A pistol grip that protrudes conspicuously beneath the receiver of the weapon;

(b) Any feature capable of functioning as a protruding grip that can be held by the non-trigger hand;

(c) A folding, telescoping or thumbhole stock;

(d) A shroud attached to the barrel, or that partially or completely encircles the barrel, allowing the bearer to hold the firearm with the non-trigger hand without being burned, but excluding a slide that encloses the barrel; or

(e) A muzzle brake or muzzle compensator;

(2) Semi-automatic pistol **with a fixed magazine**, or any semi-automatic, centerfire rifle with a fixed magazine, that has the capacity to accept more than ten rounds of ammunition;

(3) Semi-automatic pistol that has the capacity to accept a detachable magazine and has one or more of the following:

(a) Any feature capable of functioning as a protruding grip than can be held by the non-trigger hand;

(b) A folding, telescoping or thumbhole stock;

(c) A shroud attached to the barrel, or that partially or completely encircles the barrel, allowing the bearer to hold the firearm with the non-trigger hand without being burned, but excluding a slide that encloses the barrel;

(d) A muzzle brake or muzzle compensator; or

(e) The capacity to accept a detachable magazine at any location outside of the pistol grip;

(4) Semi-automatic shotgun that has ~~one~~ **two** or more of the following:

(a) A pistol grip that protrudes conspicuously beneath the receiver of the weapon;

(b) A folding, telescoping or thumbhole stock;

(c) A fixed magazine capacity in excess of five standard two and three quarters inch (**2 ¾"**), **or longer**, rounds; or

(d) An ability to accept a detachable magazine;

(5) Shotgun with a revolving cylinder;

(6) Conversion kit or combination of parts from which an assault weapon can be assembled if those parts are in the possession or under the control of the same person.

~~(H)~~ (M) Assault weapon does not include any of the following:

(1) Any firearm that uses .22 caliber rimfire ammunition with a detachable magazine with a capacity of twenty-

~~rounds or less.~~

~~(2) Any assault weapon which antique firearm or any firearm that~~ has been modified to either render it permanently inoperable or to permanently make it a device no longer defined as an assault weapon.

~~(N)~~ "Antique firearm" means any firearm manufactured prior to 1898.

~~(O)~~ "Curio or collectible firearm" means any firearm manufactured fifty (50) or more years ago.

2323.31 Unlawful possession of assault weapons.

(A) No person shall knowingly sell, offer or display for sale, give, lend or transfer ownership of, acquire or possess any assault weapon.

(B) This section does not apply:

(1) To law enforcement officers of the United States, this State, this City, and members of the armed forces of the United States or this state if such person is authorized to acquire or possess an assault weapon and is acting within the scope of his duties;

(2) To the transportation of firearms through the City of Columbus in accordance with federal law;

~~(3) To any person who lawfully possessed an assault weapon and who registered that assault weapon pursuant to former Columbus City Codes Section 2323.05 in 1989.~~

(3) To the possession of an assault weapon by any person who lawfully owned and possessed that assault weapon prior to the effective date of the ordinance enacting this paragraph, provided that the person complies with all of the following:

(a) Within ninety days of the effective date of the ordinance enacting this paragraph, the owner of the assault weapon must file a completed registration form with the License Section of the Department of Public Safety, which form shall be prescribed by the Director and which shall require the following information be provided:

(i) the owner's name and address,

(ii) the make, model, and serial number of the assault weapon(s) being registered, and

(iii) a statement by the owner, sworn to before a notary public, that the information provided on the form is complete and accurate and that the owner is in compliance with all applicable Federal and State of Ohio statutes and regulations regarding the ownership and possession of the firearm(s) being registered;

(b) Except as otherwise provided in this section, the owner of an assault weapon registered pursuant to this paragraph shall not sell, give, lend or transfer ownership of a registered assault weapon;

(4) To the transfer to and possession of an assault weapon by a licensed gunsmith for purposes of service to or repair of the firearm, and the transfer of the assault weapon from the gunsmith to the assault weapon's lawful owner;

(5) To the sale or transfer of an assault weapon by a firearms dealer that is properly licensed under federal, state and local laws to any branch of the armed forces of the United States, or to a law enforcement agency for use by that agency or its employees for law enforcement purposes, and to the acquisition and possession of an assault weapon by the licensed firearms dealer for the purpose of such sale or transfer;

(6) To the possession of an assault weapon by any person while the person is either:

(a) Lawfully engaged in shooting while at a shooting range that is operating in accordance with all applicable laws and requirements and that has obtained all licenses, permits, and insurance coverage required for that operation; or

(b) Lawfully participating in a competitive sporting event that is officially sanctioned by USA Shooting, which is the national governing body for Olympic shooting competition in the United States, or by the Civilian Marksmanship Program, which is the program that was created by the United States Congress and that is supervised and controlled by the Corporation for the Promotion of Rifle Practice and Firearms Safety pursuant to 36 U.S.C. Sec. 40701, et seq.;

(7) To any person who receives an assault weapon as the result of the lawful distribution of a decedent's property by will or intestate succession, provided that, within ninety days of acquiring possession of the weapon, that person shall either:

(a) Remove the assault weapon from the City of Columbus;

(b) Render the assault weapon permanently inoperable or to permanently make it a device no longer defined as an assault weapon; or

(c) Relinquish the assault weapon to the Columbus Division of Police for destruction.

(C) Whoever violates this section is guilty of unlawful possession of assault weapons, a misdemeanor of the first degree. If the offender previously has been convicted under this section, upon the second conviction the Court shall impose a sentence of imprisonment of at least thirty days, which sentence is mandatory and may not be suspended, modified, or subject to probation during that thirty day period. If the offender has twice previously been convicted under this section, upon the third or more conviction the Court shall impose a sentence of imprisonment of at least ninety days, which sentence is mandatory and may not be suspended, modified, or subject to probation during that ninety day period.

2323.32 Unlawful possession of a large capacity magazine.

(A) No person shall knowingly possess a large capacity magazine.

(B) (1) This section does not apply to law enforcement officers of the United States, this State, or City, and members of the armed forces of the United States or this state, if such person is authorized to possess such large capacity magazine and is acting within the scope of his duties.

(2) This section does not apply to a large capacity magazine which belongs to a firearm or which is possessed by the owner of a firearm which is registered with federal authorities under the National Firearms Act (26 U.S.C.A. Secs. 5801-5871), or if the large capacity magazine belongs to or is a part of an assault weapon ~~which has been registered under Section 2323.05(C)~~ that is lawfully possessed by the person under Section 2323.31(B) or has been rendered totally inoperable or inert and the firearm cannot be readily rendered operable or activated and which is kept as a trophy, souvenir, curio or museum piece.

(C) Whoever violates this section is guilty of unlawful possession of a large capacity magazine, a misdemeanor of the first degree.

Section 2. That new Section 2323.33 of the Columbus City Codes, 1959, be and is hereby enacted to read as follows:

2323.33 Severability.

If any section, subsection, clause, sentence, or paragraph of this chapter or the application thereof to any person or circumstances shall be held unconstitutional or otherwise invalid by a court of competent jurisdiction, such holding shall not affect the other provisions of this chapter that can be given effect without the invalid provision or application, and to this end the provisions of this chapter are declared to be severable.

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

Legislation Number: 1159-2005

Drafting Date: 06/16/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Department of Development is proposing the establishment under Section 5709.40(B) of the Revised Code of two tax increment financing (TIF) areas, and under Section 5709.40(C) of the Revised Code of three tax increment financing incentive districts on East Broad Street from Taylor Station Road to Waggoner Road.

The attached ordinance establishes the TIF areas and those incentive districts and provides for a 100% exemption on all development within the TIF areas and the incentive districts for a period of not more than 30 years. Annual service payments in lieu of taxes with respect of development within the TIF areas and the incentive districts will be paid into five separate TIF Funds, each established in this ordinance. It is important to note that the Columbus City School District, Reynoldsburg City School District, Jefferson Township-Licking Heights School District, and Gahanna-Jefferson City School District will each receive, at the same time, and in the same manner as usual, all monies that it would have received in real property taxes had the TIF exemptions not been granted. Revenue derived from the service payments in lieu of taxes from the TIF areas will be used to fund various public improvements benefiting the TIF areas and the East Broad Street corridor. Revenue derived from the service payments in lieu of taxes from the incentive districts will be used to fund public infrastructure improvements benefiting the incentive districts and the East Broad Street corridor.

Fiscal Impact: No funding is required for this legislation. The City is foregoing real property tax revenue that it would have received in respect of development within the TIF areas and incentive districts. Instead, that revenue will be diverted to the specified TIF Fund to be used for public infrastructure improvements benefiting the TIF areas and the incentive districts.

Title

An ordinance creating three tax increment financing incentive districts pursuant to Section 5709.40(C) of the Revised Code; creating two TIF areas pursuant to Section 5709.40(B) of the Revised Code; declaring improvements to the real property located in the incentive districts and TIF areas to be a public purpose; exempting from real property taxation 100 percent of those improvements; requiring the owners thereof to make service payments in lieu of taxes; establishing municipal public improvements tax increment equivalent funds for the deposit of the service payments collected from the incentive district and TIF area property owners; protecting the school districts serving the incentive districts and TIF areas against any loss of tax revenue as a result of the exemptions granted by this Ordinance; describing the public infrastructure improvements to be made within the incentive districts and TIF areas; and authorizing the execution of a tax increment financing agreement with respect to the incentive districts and TIF areas (\$0).

Body

WHEREAS, the owners (the "*Commercial Owners*") of the real property located in the City of Columbus, County of Franklin, Ohio (the "*City*") depicted on Exhibit A attached hereto (the "*Commercial Property*", with the real property identified as "Lucent" on Exhibit A referred to herein as the "*Lucent Commercial Property*" and the real property identified as the "Columbus Corporate Center" and "East Broad/Waggoner Road Retail" on Exhibit A referred to herein as the "*East Broad Commercial Property*"), or their successors or assigns, have or will develop various commercial projects in the Commercial Property described in Exhibit E attached hereto (collectively, the "*Commercial Project*") and this Council expects to make the public infrastructure improvements described on Exhibit C hereto (the "*Commercial Public Infrastructure Improvements*"), that once made will directly benefit the Commercial Property; and

WHEREAS, this Council has determined that it is necessary and appropriate and in the best interest of the City to exempt from taxation 100% of the improvements to the East Broad Commercial Property as permitted and provided in Section 5709.40(B) of the Ohio Revised Code (the "*Revised Code*") for up to 30 years, and to simultaneously direct and require the current and future owner(s) of the East Broad Commercial Property to make annual service payments in lieu of the real property tax payments in the same amount as they would have made real property tax payments except for the exemption provided by this Ordinance (the "*East Broad Commercial Service Payments*"), which East Broad Commercial Service Payments shall be made to the Franklin County Treasurer on or before the final dates for payment of real property taxes; and

WHEREAS, this Council has determined that it is necessary and appropriate and in the best interest of the City to exempt from taxation 100% of the improvements to the Lucent Commercial Property as permitted and provided in Section 5709.40(B) of the Ohio Revised Code (the "*Revised Code*") for up to 30 years, and to simultaneously direct and require the current and future owner(s) of the Lucent Commercial Property to make annual service payments in lieu of the real property tax payments in the same amount as they would have made real property tax payments except for the exemption

provided by this Ordinance (the "*Lucent Commercial Service Payments*"), which Lucent Commercial Service Payments shall be made to the Franklin County Treasurer on or before the final dates for payment of real property taxes; and

WHEREAS, the City has determined that a portion of the East Broad Commercial Service Payments and the Lucent Commercial Service Payments shall be paid to the Columbus City School District, Reynoldsburg City School District, Jefferson Township-Licking Heights School District, and Gahanna-Jefferson City School District (together, the "*School Districts*") in an amount equal to the real property taxes that each School District would have been paid if improvements to the Commercial Property located in such School District had not been exempted from taxation pursuant to this Ordinance; and

WHEREAS, pursuant to Section 5709.43(A) of the Revised Code, this Council has determined to establish a municipal public improvement tax increment equivalent fund for the East Broad Commercial Property which there shall be deposited East Broad Commercial Service Payments distributed to the City; and

WHEREAS, pursuant to Section 5709.43(A) of the Revised Code, this Council has determined to establish a municipal public improvement tax increment equivalent fund for the Lucent Commercial Property which there shall be deposited Lucent Commercial Service Payments distributed to the City; and

WHEREAS, the owners (the "*Residential Owners*") of the real property located in the City and depicted on Exhibit B attached hereto (the "*Residential Property*"), or their successors or assigns, have or will develop various residential projects in the Residential Area described in Exhibit F attached hereto (collectively, the "*Residential Project*") and this Council expects to make the public infrastructure improvements described on Exhibit D hereto (the "*Residential Public Infrastructure Improvements*"), that once made will directly benefit the Incentive Districts (as defined below); and

WHEREAS, Section 5709.40(C) of the Revised Code, authorizes the legislative authority of a municipal corporation, by ordinance, to create an incentive district and to declare improvements to parcels of real property located within the incentive district to be a public purpose and exempt from taxation; and

WHEREAS, this Council has determined to create incentive districts known as the Lucent Incentive District (the "*Lucent District*"), Dominion Incentive District (the "*East Broad Dominion District*") and Waggoner Incentive District (the "*Waggoner M/I District*", and together with the Lucent District and the East Broad Dominion District, the "*Incentive Districts*") pursuant to Section 5709.40(C) of the Revised Code, the boundary of which shall be coextensive with the boundary of the Residential Property; and

WHEREAS, by Resolution No. 2124-2004, this Council previously approved an Economic Development Plan for the Residential Property (the "*Development Plan*"), which plan is on file in the office of the City Clerk; and

WHEREAS, the Columbus City Engineer has certified to this Council that (i) each Incentive District is less than 300 acres in size, (ii) the Incentive Districts are enclosed by continuous boundaries, and (iii) the public infrastructure serving the Incentive Districts are inadequate to meet the development needs of the Residential Property; and

WHEREAS, this Council has determined that it is necessary and appropriate and in the best interest of the City to exempt from taxation 100% of the improvements to the Residential Property as permitted and provided in Section 5709.40(C) of the Revised Code for up to 30 years, and to simultaneously direct and require the current and future owner(s) of Residential Property to make annual service payments in lieu of the real property tax payments in the same amount as they would have made real property tax payments except for the exemption provided by this Ordinance ("*Residential Service Payments*"), which Residential Service Payments shall be made to the Franklin County Treasurer on or before the final dates for payment of real property taxes; and

WHEREAS, the City has determined that a portion of the Residential Service Payments shall be paid to the School Districts in an amount equal to the real property taxes that each School District would have been paid if improvements to the Residential Property located in such School District had not been exempted from taxation pursuant to this Ordinance; and

WHEREAS, pursuant to Section 5709.43(A) of the Revised Code, this Council has determined to establish a municipal public improvement tax increment equivalent fund for each Incentive District into which there shall be deposited

Residential Service Payments distributed to the City; and

WHEREAS, this Council has determined to provide for the execution and delivery of a Tax Increment Financing Agreement to provide for the development of the Commercial Property and the Residential Property; and

WHEREAS, notice of this proposed Ordinance has been delivered to the Boards of Education of the School Districts in accordance with and within the time periods prescribed in Sections 5709.40 and 5709.83 of the Revised Code; **NOW, THEREFORE**,

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

- Section 1.** Pursuant to and in accordance with the provisions of Section 5709.40(B) of the Revised Code, this Council hereby finds and determines that 100% of the increase in assessed value in each parcel of the East Broad Commercial Property subsequent to the effective date of this Ordinance (which increase in assessed value is hereinafter referred to as the "*East Broad Commercial Improvement*") is hereby declared to be a public purpose, and shall be exempt from taxation for a period commencing with the first tax year that begins after the effective date of this Ordinance and in which an East Broad Commercial Improvement first appears on the tax list and duplicate of real and public utility property and ending on the earlier of (a) thirty (30) years after such exemption commenced or (b) the date on which the City can no longer require service payments in lieu of taxes, all in accordance with the requirements of Sections 5709.40 and 5709.42 of the Revised Code.
- Section 2.** Pursuant to and in accordance with the provisions of Section 5709.40(B) of the Revised Code, this Council hereby finds and determines that 100% of the increase in assessed value in each parcel of the Lucent Commercial Property subsequent to the effective date of this Ordinance (which increase in assessed value is hereinafter referred to as the "*Lucent Commercial Improvement*") is hereby declared to be a public purpose, and shall be exempt from taxation for a period commencing with the first tax year that begins after the effective date of this Ordinance and in which a Lucent Commercial Improvement first appears on the tax list and duplicate of real and public utility property and ending on the earlier of (a) thirty (30) years after such exemption commenced or (b) the date on which the City can no longer require service payments in lieu of taxes, all in accordance with the requirements of Sections 5709.40 and 5709.42 of the Revised Code.
- Section 3.** Pursuant to Section 5709.40(C) of the Revised Code, the City hereby creates the "*Lucent Incentive District*", "*East Broad Dominion Incentive District*" and "*Waggoner M/I Incentive District*", the boundaries of which shall be coextensive with the boundaries of the Residential Property as depicted on Exhibit B. This Council hereby finds and determines that 100% of the increase in assessed value of each parcel of the Residential Property subsequent to the effective date of this Ordinance (which increase in assessed value is hereinafter referred to as the "*Residential Improvement*") is hereby declared to be a public purpose, and shall be exempt from taxation for a period commencing with the first tax year that begins after the effective date of this Ordinance and in which a Residential Improvement first appears on the tax list and duplicate of real and public utility property and ending on the earlier of (a) thirty (30) years after such exemption commenced or (b) the date on which the City can no longer require service payments in lieu of taxes, all in accordance with the requirements of Sections 5709.40 and 5709.42 of the Revised Code.
- Section 4.** Pursuant to Section 5709.42 of the Revised Code, the City hereby directs and requires the current and future owners of the East Broad Commercial Property to make annual East Broad Commercial Service Payments to the Franklin County Treasurer on or before the final dates for payment of real property taxes.
- Section 5.** Pursuant to Section 5709.42 of the Revised Code, the City hereby directs and requires the current and future owners of the Lucent Commercial Property to make annual Lucent Commercial Service Payments

to the Franklin County Treasurer on or before the final dates for payment of real property taxes.

- Section 6.** Pursuant to Section 5709.42 of the Revised Code, the City hereby directs and requires the current and future owners of the Residential Property to make annual Residential Service Payments to the Franklin County Treasurer on or before the final dates for payment of real property taxes.
- Section 7.** The City hereby designates the Commercial Public Infrastructure Improvements described in Exhibit C attached hereto as public infrastructure improvements that directly benefit and/or serve the Commercial Property as further specified on Exhibit C.
- Section 8.** The City hereby designates the Residential Public Infrastructure Improvements described in Exhibit D attached hereto as public infrastructure improvements that directly benefit and/or serve the Incentive Districts as further specified on Exhibit D.
- Section 9.** In accordance with the Sections 5709.40 and 5709.42 of the Revised Code, and this Ordinance, the Franklin County Treasurer shall pay directly to the School Districts a portion of the East Broad Commercial Service Payments made to the Franklin County Treasurer equal to the amount of the real property taxes that each School District would have received if the East Broad Commercial Improvements had not been exempted from taxation pursuant to this Ordinance. The Franklin County Treasurer shall pay to the City for deposit into the East Broad Commercial TIF Fund (defined in Section 12 hereof) the remainder of those East Broad Commercial Service Payments.
- Section 10.** In accordance with the Sections 5709.40 and 5709.42 of the Revised Code, and this Ordinance, the Franklin County Treasurer shall pay directly to the School Districts a portion of the Lucent Commercial Service Payments made to the Franklin County Treasurer equal to the amount of the real property taxes that each School District would have received if the Lucent Commercial Improvements had not been exempted from taxation pursuant to this Ordinance. The Franklin County Treasurer shall pay to the City for deposit into the Lucent Commercial TIF Fund (defined in Section 13 hereof) the remainder of those Lucent Commercial Service Payments.
- Section 11.** In accordance with the Sections 5709.40 and 5709.42 of the Revised Code, and this Ordinance, the Franklin County Treasurer shall pay directly to the School Districts a portion of the Residential Service Payments made to the Franklin County Treasurer equal to the amount of the real property taxes that each School District would have received if the Residential Improvements had not been exempted from taxation pursuant to this Ordinance. The Franklin County Treasurer shall pay to the City for deposit into the Residential TIF Funds (defined in Section 14 hereof) the remainder of those Residential Service Payments, as appropriate.
- Section 12.** The City hereby establishes the "East Broad Commercial Tax Equivalent Fund" (the "*East Broad Commercial TIF Fund*"), into which the Franklin County Treasurer shall deposit the portion of the East Broad Commercial Service Payments collected from the Commercial Property not required to be distributed to the School Districts pursuant to Section 9 hereof. Any expenditure of East Broad Commercial Service Payments deposited into the East Broad Commercial TIF Fund is subject to the expenditure restrictions and appropriation requirements of Sections 27 through 31 of the Charter of the City. The East Broad Commercial TIF Fund shall remain in existence so long as East Broad Commercial Service Payments are collected and used for the aforesaid purposes, after which the East Broad Commercial TIF Fund shall be dissolved in accordance with Section 5709.43 of the Revised Code.
- Section 13.** The City hereby establishes the "Lucent Commercial Tax Equivalent Fund" (the "*Lucent Commercial TIF Fund*"), into which the Franklin County Treasurer shall deposit the portion of the Lucent Commercial Service Payments collected from the Lucent Commercial Property not required to be distributed to the School Districts pursuant to Section 10 hereof. Any expenditure of Lucent Commercial Service Payments deposited into the Lucent Commercial TIF Fund is subject to the

expenditure restrictions and appropriation requirements of Sections 27 through 31 of the Charter of the City. The Lucent Commercial TIF Fund shall remain in existence so long as Lucent Commercial Service Payments are collected and used for the aforesaid purposes, after which the Lucent Commercial TIF Fund shall be dissolved in accordance with Section 5709.43 of the Revised Code.

Section 14. The City hereby establishes for the Incentive Districts, the "Lucent Tax Equivalent Fund" (the "*Lucent TIF Fund*"), "East Broad Dominion Tax Equivalent Fund" (the "*East Broad Dominion TIF Fund*") and the "Waggoner M/I Tax Equivalent Fund" (the "*Waggoner M/I TIF Fund*", together with the Lucent TIF Fund and the East Broad Dominion TIF Fund, the "*Residential TIF Funds*"), into which the Franklin County Treasurer shall deposit the portion of the Residential Service Payments collected from the Incentive Districts not required to be distributed to the School District pursuant to Section 11 hereof. Any expenditure of Residential Service Payments deposited into the Residential TIF Funds is subject to the expenditure restrictions and appropriation requirements of Sections 27 through 31 of the Charter of the City. The Residential TIF Funds shall remain in existence so long as Residential Service Payments are collected and used for the aforesaid purposes, after which the Residential TIF Funds shall be dissolved in accordance with Section 5709.43 of the Revised Code.

Section 15. The form of Tax Increment Financing Agreement between the City, certain of the Commercial Owners and certain of the Residential Owners (the "*TIF Agreement*") presently on file with the City Clerk, providing for, among other things, filing of exemption applications and the expenditure of amounts in the Commercial TIF Fund and the Residential TIF Funds, is hereby approved and authorized with changes therein not inconsistent with this Ordinance and not substantially adverse to the City and which shall be approved by the Director of the City's Department of Development (the "*Director*"). The Director, for and in the name of the City, is hereby authorized to execute the TIF Agreement in substantially that form with any one or more of the Commercial Owners or Residential Owners, provided that the approval of changes thereto by the Director, and the character of those changes as not being substantially adverse to the City, shall be evidenced conclusively by the execution thereof by the Director. The Director is hereby directed to enter into the TIF Agreement within 10 business days of the effective date of this Ordinance. This Council further hereby authorizes and directs the City Auditor to make such arrangements as are necessary and proper for the receipt of the Service Payments from the Commercial Owners and the Residential Owners.

Section 16. Pursuant to Section 5709.40(G) of the Revised Code, the City Clerk is hereby directed to deliver a copy of this Ordinance to the Director of Development of the State of Ohio within fifteen days after its effective date. Further, and on or before March 31 of each year that the exemptions set forth in Section 1, Section 2 and Section 3 hereof remain in effect, the City Clerk or other authorized officer of the City shall prepare and submit to the Director of Development of the State of Ohio the status report required under Section 5709.40(G) of the Revised Code.

Section 17. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1162-2005

Drafting Date: 06/16/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded a grant from the U.S. Department of Health and Human Services. This ordinance is needed to accept and appropriate \$750,000 in grant money to fund the Healthy Start grant program.

The Healthy Start grant program enables the Columbus Health Department to conduct care coordination services in the project area neighborhoods of South Linden, the Near South, and the Near East, focusing primarily on perinatal and infant

clients and their families. The goal of the program is to improve the health system for women and children in partnership with Neighborhood House , Southside Settlement House, and the Council on Healthy Mothers and Babies.

This grant is for the period June 1, 2005 through May 31, 2006.

Emergency action is requested to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: This program is entirely funded by the U.S. Department of Health and Human Services and does not generate revenue or require a City match.

Title

To authorize and direct the Columbus Health Department to accept a grant from the U.S. Department of Health and Human Services in the amount of \$750,000; to authorize the appropriation of \$750,000 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$750,000)

Body

WHEREAS, \$750,000 in grant funds have been made available through the U.S. Department of Health and Human Services; and,

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

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

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

SECTION 1. That the Columbus Health Department is hereby authorized and directed to accept a grant award of \$750,000 from the U.S. Department of Health and Human Services for the Healthy Start grant program for the period June 1, 2005, through May 31, 2006.

SECTION 2. That from the monies in the Fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources during the twelve months ending December 31, 2005, the sum of \$750,000 is hereby appropriated to the Health Department, Division No. 50-01, as follows:

- OCA: 505017; Grant No.: 505017; OL1:01; Amount: \$366,288
- OCA: 505017; Grant No.: 505017; OL1:02; Amount: \$ 33,168
- OCA: 505017; Grant No.: 505017; OL1:03; Amount: \$350,544

Total for Grant No. 505017: \$750,000

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

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

Legislation Number: 1169-2005

Drafting Date: 06/17/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Wallace and Tiernan Parts for the Division of Water, the biggest user. The term of the proposed option contract would be three years, ending May 31, 2008, with the option to extend for one additional year.

The Purchasing Office solicited 38 vendors for the purchase of Wallace and Tiernan Parts (SA001617). Of those solicited, one had certified M1A status and none had certified F1 status. The formal bid opened May 19, 2005. There was one proposal received (MBE:0; FBE:0).

The Purchasing Office is recommending award of a contract to the responsive, responsible, best and only bidder: BNR, Inc., MAJ, CC#34-1861170.
Estimated Annual Expenditure: \$80,000.00

The company is not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search. This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

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

Title

To authorize and direct the Finance Director to enter into a contract for an option to Purchase Wallace and Tiernan Parts with BNR, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 19, 2005, and selected the lowest responsive, responsible and best bid; and

WHEREAS, this ordinance addresses Purchasing objectives of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, in order to avoid a lapse in our ability to provide for the Purchase of Wallace and Tiernan Parts to maintain water procesing, this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Public Utilities Department, Water Division in that it is immediately necessary to enter into a contract for an option to rent Non-Safety Forces Uniforms and Building Maintenance Supplies, thereby preserving the public health, peace, property, safety, and welfare; now,

therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to Purchase Wallace and Tiernan Parts in accordance with Solicitation No. SA001617 as follows: BNR, Inc., all items.

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

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

Legislation Number: 1170-2005

Drafting Date: 06/17/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance establishes new authorized strength for the Department of Public Safety, Division of Police, the Department of Development, Economic Development Division and Planning Division, Department of Finance, and Department of Public Utilities, Electricity Division. The effective date of these authorized strength changes shall be August 28, 2005 with the exception of the position within the Department of Development, Planning Division that will become effective upon passage of this ordinance.

The Public Safety Director's Office requests an increase of one full-time position within the general fund sanctioned category. This position will replace a previously vacant position within the Director's Office and will provide administrative oversight to police, fire and support services as well as assist the director with grievance hearings.

The Public Safety, Police Division is requesting to increase the complement of police Lieutenants from the normal 53 to 55, and the temporary complement from 55 to 57. This increase will provide adequate coverage for two shifts, as two additional relief officers have to be assigned to patrol.

The Development Department, Economic Development Division is requesting one general fund sanctioned full-time position, for Tax Increment Financing Coordinator, whose responsibility will be to assure that the city's use of this financing mechanism is optimized while achieving public policy objectives as outlined in approved guidelines.

The Development Department, Planning Division is requesting an increase of one general fund sanctioned full-time position and a decrease of one part-time general fund sanctioned position. The division is requesting that the part-time Administrative Secretary position be changed to a full-time position. This position serves as supply clerk, records retention officer, fleet manager, and administrative secretary for a division of 13 full-time and two part-time staff.

The Department of Finance is requesting to transfer various positions within the general fund sanctioned category to reflect the realignment of departmental responsibilities with respect to management of city assets. This realignment, accomplished through separate code change legislation, places within a single agency, the Department of Finance and Management (formerly known as the Department of Finance), the responsibility for overall management of land used for city operations (except rights-of-way and utility easements) and prescribed buildings. The responsibilities of this department will include the management of city real property and certain facilities used for city operations, allowing a centralized decision-making process based upon a cost-benefit analysis that will benefit all departments involved with real estate purchases, leases, new construction, renovation, determination of space utilization, and building management and maintenance. This realignment involves the transfer of the Facilities Management Division (85 full-time and 14 part-time), five employees currently assigned to the Public Service Director's Office, and the creation of a new Office of Real Estate

Management in, the Department of Finance and Management. The Real Estate Management Office will be staffed by transferring six of the thirteen employees currently assigned to Development's Land Management Office. This new office will assume responsibility for the management, acquisition, sale, and leasing of real property used for city operations not involving rights-of-way or utility easements. (The responsibility for non-operating real estate being held for possible redevelopment will remain in the Land Management Office, which will be renamed the Land Redevelopment Office.) A new Assistant Director for Asset Management, within the Department of Finance and Management, will lead the activities outlined above for the realigned department and will coordinate the work of the Facilities Management Division and Real Estate Management Office.

The Department of Public Utilities, Electricity requests the realignment of its authorized strength shift 5 full-time positions to part-time.

The personnel levels for all other city agencies remain unchanged and as presented in the last authorized strength ordinance (0484-2005).

FISCAL IMPACT: The Department of Public Safety plans to utilize savings in other areas within their budget to fund the additional lieutenant positions. Funds for the strength changes within Development Department will require realignment of appropriation authority. Funds for the Department of Finance request will be accomplished through a separate transfer ordinance.

EMERGENCY: Emergency action is needed for this ordinance to allow the Department of Development, Planning Division to begin the hiring process for the additional staff needed.

Title

To establish a new authorized strength ordinance for various city divisions; to repeal ordinance 0484-2005, and to declare an emergency.

Body

WHEREAS, the effective date of these authorized strength changes shall be August 28, 2005 with the exception of the position within the Department of Development, Planning Division that will become effective upon passage of this ordinance, and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to establish a new authorized strength ordinance, to properly align the authorized strength for departments and divisions with budget authority and to reflect various needs within the city, to provide for the efficient operation of the city, and for the immediate preservation of the public health, peace, property, safety and welfare; Now, Therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That pursuant to Section 14, of the City Charter, the maximum number of officers and employees authorized to be employed within the various Departments, Boards and Offices of the City are hereby fixed and established as follows:

Refer to attachment ORD1170-2005strength.xls

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

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

SECTION 2. Such of the positions within the Division of Fire as the Director of Public Safety and Fire Chief shall designate, shall be within the uniformed ranks and all other positions therein shall be deemed civilian positions, provided there shall not be in excess of five (5) Fire Assistant Chiefs and there shall not be in excess of four (4) Fire Deputy Chiefs;

as a normal complement in excess of thirty-two (32) Fire Battalion Chiefs nor as a temporary complement in excess of thirty-three (33) Fire Battalion Chiefs at any one time; fifty-six (56) Fire Captains nor as a temporary complement in excess of fifty-nine (59) Fire Captains at any one time; one (1) Fire Chief; and one-hundred ninety six (196) Fire Lieutenants. The complements of fire captains and fire lieutenants are intended to be temporary, subject to review and change at any time.

Such of the positions within the Division of Police as the Director of Public Safety and the Police Chief shall designate, shall be within the uniformed ranks and all other positions therein shall be deemed civilian positions, provided there shall not be, as a normal complement, in excess of eighteen (18) Police Commanders nor as a temporary complement in excess of nineteen (19) Police Commanders at any one time; one (1) Police Chief; in excess of, as a normal complement five (5) Police Deputy Chiefs nor as a temporary complement in excess of six (6) Police Deputy Chiefs at any one time; in excess of, as a normal complement, fifty-five (55) Police Lieutenants nor as a temporary complement; in excess of fifty-seven (57) Police Lieutenants at any one time; in excess of, as a normal complement; two hundred twenty-four (224) Police Sergeants nor as a temporary complement in excess of two hundred twenty-nine (229) Police Sergeants at any one time.

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

SECTION 4. That Ordinance No. 0484-2005 and all other ordinances relative to the authorization of employees for any department, division, board or commission and all other ordinances in conflict herewith be and the same are hereby repealed.

SECTION 5. The effective date of these authorized strength changes shall be August 28th, 2005 with the exception of the position within the Department of Development, Planning Division that will become effective upon passage of this ordinance.

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

FOOTNOTES:

Previous authorized strength levels. Refer to attachment ORD1170-2005previousstrengthfootnote.xls

Legislation Number: 1175-2005

Drafting Date: 06/17/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation **BACKGROUND:**

Need: This legislation authorizes the Director of Public Safety to modify and extend a contract with Public Safety Systems Incorporated (PSSI); this modification allows for the purchase of user licenses for the Division of Fire's EMBRS Records Management System, as mandated by the users' agreement with PSSI.

Bid Information: The City issued an RFP in 1990 for the purpose of purchasing a Computer Aided Dispatching (CAD) system. PSSI was subsequently awarded the contract; this legislation modifies the current contract.

Contract Compliance: 541302472

Emergency Designation: Emergency action is requested so that the purchase of these licenses, as mandated by the users' agreement with PSSI, can commence immediately.

FISCAL IMPACT:

Budgeted Amount: Funds are available within the Division of Fire's General Fund Budget for this purchase. TitleTo authorize the Director of Public Safety to modify the current contract with Public Safety Systems Incorporated (PSSI) for the purchase of user licenses for the Division of Fire's EMBRS Records Management System; to authorize the expenditure of \$42,500.00 from the General Fund; and to declare an emergency. (\$42,500.00)

Body**WHEREAS,** the City issued an RFP in 1990 for the purchase of a Computer Aided Dispatching (CAD) System, with PSSI selected as the contractor; and

WHEREAS, the Division of Fire is in need to purchase additional user licenses for it's EMBRS Records Management System, as per the current users' agreement with PSSI; and

WHEREAS, a modification of the current contract is necessary for this purchase;

WHEREAS, an emergency exists in the usual daily operation of the Division of Fire, Department of Public Safety in that it is immediately necessary to modify and extend a contract with PSSI, thereby preserving the public health, peace, property, safety and welfare; Now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Public Safety is hereby authorized to modify and extend a contract between the City and PSSI to purchase additional user licenses for the Division of Fire's EMBRS Records Management System.

Section 2. That the expenditure of \$42,500.00 or so much thereof as may be necessary is hereby authorized to be expended from the General Fund 010, Department of Public Safety, Division of Fire 30-04, OCA 301465, OL3 Code 2224 to pay the cost thereof.

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

Legislation Number: 1179-2005

Drafting Date: 06/20/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV05-024

APPLICANT: Jack D. Walters; c/o Jack D. Walters & Associates, Inc.; 5166 Blazer Memorial Parkway; Dublin, OH 43017.

PROPOSED USE: Six-unit apartment building.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The site is developed with a vacant six-unit apartment building. The applicant requests a Council variance to rehabilitate the structure and make it conforming in the C-4, Commercial District. A three-space parking variance and a variance to allow stacked parking are also included in the request. The site is located on the edge of the Mid-Corridor Subarea of the *I-670 Corridor Development Plan* (1989), which recommends office, commercial, and apartment residential uses for this location. This portion of East Fifth Avenue is of a mixed-use nature with residential uses existing in the immediate area. Multi-family residential development also borders the site to north. A hardship exists because the C-4, Commercial District only allows apartments when they are above certain commercial uses.

Title

To grant a Variance from the provisions of Sections 3356.03, C-4, Permitted Uses; 3342.17, Parking lot screening; 3342.19, Parking space; and 3342.28, Minimum number of parking spaces required of the Columbus City Codes for the property located at **2734 EAST FIFTH AVENUE (43219)**, to permit a six-unit apartment building in the C-4, Commercial District with reduced parking standards (Council Variance # CV05-024).

Body

WHEREAS, by application No. CV05-024, the owner of property at **2734 EAST FIFTH AVENUE (43219)**, is requesting a Council variance to allow a six-unit apartment building in the C-4, Commercial District; and

WHEREAS, Section 3356.03, C-4 Permitted Uses, permits apartments only above certain commercial uses, while the applicant proposes to rehabilitate a vacant six-unit apartment building with reduced parking standards; and

WHEREAS, Section 3342.17, Parking Lot Screening, requires minimum five-foot high, 75% opaque screening for parking lots located within eighty feet of residentially zoned property, while the applicant proposes to eliminate parking lot screening due to allow for maneuvering; and

WHEREAS, Section 3342.19, Parking space, allows stacked parking for only single-family and two-family dwellings, while the applicant proposes three stacked parking spaces as shown on the site plan; and

WHEREAS, Section 3342.28, Minimum number of parking spaces required, requires two parking spaces per dwelling unit, while the applicant proposes to reduce the number of required parking spaces from twelve (12) to nine (9); and

WHEREAS, City Departments recommend approval and note a hardship exists because the site is developed with a vacant six-unit apartment building which is prohibited in the C-4, Commercial District. The applicant requests a Council variance to rehabilitate the structure and make it conforming. A three-space parking variance and a variance to allow stacked parking are also included in the request. The site is located on the edge of the Mid-Corridor Subarea of the *I-670 Corridor Development Plan* (1989), which recommends office, commercial, and apartment residential uses for this location. This portion of East Fifth Avenue is of a mixed-use nature with residential uses existing in the immediate area. Multi-family residential development also borders the site to north; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owner of the property located at **2734 EAST FIFTH AVENUE (43219)**, in using said property as desired; now, therefore:

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

SECTION 1. Variance from the provisions of Sections 3356.03, C-4, Permitted Uses; 3342.17, Parking lot screening; 3342.19, Parking space; and 3342.28, Minimum number of parking spaces required of the Columbus City Codes is hereby granted for the property located at **2734 EAST FIFTH AVENUE (43219)**, in that said section prohibits a six-unit apartment in the C-4, Commercial District with no parking lot screening, three (3) stacked parking spaces, and a parking space reduction from twelve (12) spaces to nine (9); said property being more particularly described as follows:

2734 EAST FIFTH AVENUE (43219), being 0.18± acres located on the north side of E. Fifth Avenue, 105± feet east of Cassady Avenue, and being more particularly described as follows:

Situated In The State Of Ohio, County Of Franklin, And In The City Of Columbus:
Being Lot Numbers Four Hundred Seventy-Seven (477) And Four Hundred Seventy-Eight (478), in Charles Norris,
Trustee, and Others, East Columbus Addition as the same is numbered and delineated upon the recorded plat thereof, of
record in Plat Book 5, Page 364 and 365, Recorder's Office, Franklin County, Ohio.

Parcel No. 010-40569

Property Address: 2730-2740 E. Fifth Ave, Columbus, Ohio 43219

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a six-unit apartment building, or those uses permitted in the C-4, Commercial District.

SECTION 3. That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site plan titled, "**EXISTING APARTMENT BUILDING REPAIRS**," drawn by Jack D. Walters and Associates Inc., dated June 9, 2005, and signed by Joseph P. Borghese, architect. The site plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustments to the Zoning Site Plan shall be subject to review and approval by the Director of the Department of Development, or his designee, upon submission of the appropriate data regarding the proposed adjustment.

SECTION 4. That this ordinance is further conditioned upon the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

SECTION 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1184-2005

Drafting Date: 06/21/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

June 21, 2005

BACKGROUND: The Department of Human Resources, Employee Benefits/Risk Management section, requires services to verify the accuracy of the Bureau of Workers' Compensation payroll and claims data for the City of Columbus; to provide occupational injury management data, general workers' compensation consulting services; to calculate the allocation of Workers' Compensation claims experience by department, division, and fund; to conduct claims management on a per request basis; and to attend Industrial Commission hearings on a per request basis.

As a result of a Request For Proposal process in accordance with Section 329.12 of the Columbus City Codes, five actuarial services bid responses were reviewed by the City's Evaluation Committee, comprised of three members. Bidders included: Cantlon & Associates; Compensation Consultants, Inc; CPM Risk Management Services, Inc.; Gates McDonald & Company; and Today's Resources, Inc. Each proposal was evaluated on the following criteria: 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. As a result of a request for proposal (RFP) process, Gates McDonald & Company is the recommended service company based on the ability to assist the City with cost saving strategies in its workers' compensation program. The contract amount reflects the base contract with additional funding for 25 claims management services and 50 hearing representations.

Gates McDonald & Company \$50,000.00

Contract Compliance No. 31-4187660

This ordinance is submitted to authorize and direct the Human Resources Director to enter into contract for workers' compensation actuarial and cost containment services for the City of Columbus with Gates McDonald & Company, and to authorize the expenditure of \$50,000.00 to be paid out of the Employee Benefits fund in the Human Resources Department.

This ordinance is submitted as an emergency so as to allow 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: To enter into contract with Gates McDonald & Company and to authorize the expenditure of \$50,000 for August 1, 2005 through July 31, 2006.

Title

To authorize the Human Resources Director enter into a contract with Gates McDonald & Company to provide Workers' Compensation actuarial and cost containment services from August 1, 2005 through July 31, 2006 and to authorize the expenditure of \$50,000.00, or so much thereof as may be necessary to pay the cost of said contract (\$50,000.00); and to declare an emergency.

Body

WHEREAS, it is in the best interest of the City of Columbus to enter into a contract to provide Workers' Compensation actuarial and cost containment services from August 1, 2005 through July 31, 2006; and

WHEREAS, it is necessary to authorize the expenditure of \$50,000.00, or so much thereof as may be necessary to pay contract costs for actuarial and cost containment services;

WHEREAS, an emergency exists in the usual daily operation of the Human Resources Department in that it immediately necessary to enter into this contract to ensure provision of important services on behalf of all City agencies is maintained uninterrupted; Now, Therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of the Human Resources Department is hereby authorized to enter into a contract with Gates McDonald & Company to provide Workers' Compensation actuarial and cost containment services from August 1, 2005 through July 31, 2006.

SECTION 2. That the expenditure of \$50,000.00, or so much thereof as may be necessary from Fund 502, Human Resources Department, Division No. 46-02, Object Level One 03, Object Level Three 3336, and OCA code 450882 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: 1200-2005

Drafting Date: 06/23/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded additional grant funds from the Ohio Department of Health for the Public Health Infrastructure program in the amount of \$173,417. These additional funds will allow for the purchase of swiper equipment for use in daily clinic operations. The purpose of this legislation is to accept and appropriate these funds for the period ending December 31, 2005.

The primary objective of the Public Health Infrastructure program is to develop an infrastructure system to address terrorism and bio-terrorism activities should they occur in central Ohio.

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

FISCAL IMPACT: The Public Health Infrastructure program is primarily funded by the Ohio Department of Health. The program does require ancillary mileage monies from the City, which are budgeted and available.

Title

To authorize and direct the Columbus Health Department to accept grant funds from the Ohio Department of Health in the amount of \$173,417, to authorize the appropriation of \$173,417 from the Health Department Grants Fund, and to declare an emergency. (\$173,417)

Body

WHEREAS, \$173,417 in additional grant funds have been made available through the Ohio Department of Health for the Public Health Infrastructure grant program for the period ending December 31, 2005; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the Public Health Infrastructure program; and,

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

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

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

SECTION 1. That the Columbus Health Department is hereby authorized and directed to accept additional grant awards totaling \$173,417 from the Ohio Department of Health for the Public Health Infrastructure grant program for the period ending December 31, 2005.

SECTION 2. That from the unappropriated monies in the fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the twelve months ending December 31, 2005, the sum of \$173,417 is hereby appropriated to the Department of Health, Department No. 50-01, as follows:

<u>OCA</u>	<u>Grant No.</u>	<u>Level One</u>	<u>Purpose</u>	<u>Amount</u>
			Object	

505052	505052	02	Supplies and Materials	\$91,977.00
505052	505052	03	Services	\$81,440.00

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

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

Legislation Number: 1204-2005

Drafting Date: 06/23/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Title

To accept the plat titled UPPER ALBANY WEST SECTION 2, from M/I HOMES OF CENTRAL OHIO, LLC, an Ohio limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations and to declare an emergency.

Body:

WHEREAS, the plat titled UPPER ALBANY WEST SECTION 2 (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, M/I HOMES OF CENTRAL OHIO, LLC, an Ohio limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations, owner of the platted land, desires to dedicate to the public use all or such parts of the Drives, Lanes and Street shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; ~~and now, therefore~~

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service and Transportation in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to expedite the sale of the lots and allow for the submittal of building permits for new home construction during construction of the infrastructure for the preservation of the public health, peace, property, safety, and welfare; now therefore

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

Section 1. That the plat titled UPPER ALBANY WEST SECTION 2 on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

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

Legislation Number: 1206-2005

Drafting Date: 06/23/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBackground: The City of Columbus, Public Service Department, Transportation Division, in cooperation with the State of Ohio and the Federal Highway Administration, is engaged in the widening and improvement of Hard Road from Sawmill Road east to State Route 315. The City is currently preparing for construction of the second phase of this three-phase project. This phase, from Linworth Road east to State Route 315, will widen 0.42 miles of existing Hard Road from 2 lanes to 5 lanes and will construct improvements including new turn lanes, raised traffic medians, new pavement, curb and gutter, sidewalk, street lighting, storm sewers, traffic signals, signs and pavement markings. Also included in this phase of the project are the widening of 343 feet of Linworth Road, 1,876 feet of Olentangy River Road and construction of turn lanes on State Route 315. The City acquired some of the parcels needed for this project through "advanced acquisition" as they became available. In May 2004 the City received authorization to proceed with acquisition of the remaining parcels for the Hard Road Phase C project from the Ohio Department of Transportation. Ordinance 1051-2004, passed July 21, 2004, established preliminary funding in the amount of \$1,860,000.00 for this phase of the project. Higher-than-anticipated appraised values and higher-than-anticipated property owner relocation costs require that the funding for acquisition on this phase of the project be increased. Per the City Attorney's Office, Real Estate Division, an additional \$850,000.00 will be needed at this time to purchase the remaining Hard Road Phase C parcels.

Fiscal Impact: This is a City/State/Federal participation project that will be administered by the City of Columbus. Ultimately eighty percent (80%) of the total right-of-way costs for this phase of the project will be paid by the state/federal governments and the City will absorb the remaining twenty (20%) of the cost. Twenty percent (20%) of the monies to pay for the additional acquisition costs are budgeted within the 1995, 1999 Voted Streets and Highways Fund and must be transferred to the Federal-State Highway Engineering Fund, where \$170,000.00 is then appropriated and \$850,000.00 authorized for expenditure.

Emergency action is requested because right-of-way acquisition and utility relocation activities traditionally take two years to complete. Construction of this phase of the improvement project is slated to begin in early 2006 requiring right-of-way acquisition to be complete by November 1, 2005, to allow the utilities time to relocate before construction of this phase begins. Emergency action is being requested to allow right-of-way acquisition related activities to continue so that utility relocation can be authorized by early November 2005 and so that construction can begin as currently scheduled.

TitleTo authorize the City Auditor to transfer \$170,000.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the City Auditor to transfer \$170,000.00 from the 1995, 1999 Voted Streets and Highways Fund to the Federal-State Highway Engineering Fund; to authorize the appropriation of \$170,000.00 within the Federal-State Highway Engineering Fund; to authorize the City Attorney's Office, Real Estate Division, to continue to acquire fee simple title and lesser interests in and to property needed for the Hard Road Phase C Improvement project for the Transportation Division; to authorize the expenditure of an additional \$850,000.00 from the Federal-State Highway Engineering Fund for acquisition related-costs for this project, and to declare an emergency. (\$850,000.00)

Body**WHEREAS**, the City of Columbus, in cooperation with the State of Ohio and the Federal Highway Administration, is engaged in the widening and improvement of Hard Road from Sawmill Road east to State Route 315; and

WHEREAS, this phase of the Hard Road project (Phase C) will widen 0.42 miles of existing Hard Road from 2 lanes to 5 lanes and will construct improvements including new turn lanes, raised traffic medians, new pavement, curb and gutter, sidewalk, street lighting, storm sewers, traffic signals, signs and pavement markings. Also included in this phase of the project are the widening of 343 feet of Linworth Road, 1,876 feet of Olentangy River Road and construction of turn lanes on State Route 315; and

WHEREAS, this City/State/Federal participation project will be administered by the City of Columbus with eighty percent (80%) of the total right-of-way costs being paid out of Federal funds and twenty percent (20%) being paid by the City; and

WHEREAS, this external funding is received on a reimbursement basis; and

WHEREAS, Ordinance 1051-2004, passed July 21, 2004, established preliminary funding in the amount of \$1,860,000.00 for this phase of the project; and

WHEREAS, higher-than-anticipated appraised values and higher-than-anticipated property owner relocation costs require that the funding for acquisition on this phase of the project be increased; and

WHEREAS, per the City Attorney's Office, Real Estate Division, an additional \$850,000.00 is needed at this time to purchase the remaining Hard Road Improvement project (Phase C) parcels; and

WHEREAS, it is necessary to authorize the transfer and appropriation of funds to pay for these acquisition-related expenses; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to authorize the City Attorney to continue acquisition of fee simple title and lesser interests in and to those parcels needed for the Hard Road Phase C project and to authorize the expenditure of those funds required to pay acquisition-related costs to allow right-of-way acquisition related activities to continue so that utility relocation can be authorized by early November 2005 and so that construction can begin as currently scheduled, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the City Auditor be and hereby is authorized to transfer \$170,000.00 between projects within Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Transportation Division, as follows:

TRANSFER FROM:

Project Number / Project / Object Level 01/03 Codes / OCA Code / Amount

530021 / Urban Infrastructure Recovery / 06/6628 / 644385 / \$16,854.00

530303 / Columbus Housing Initiative / 06/6600 / 644385 / \$153,146.00

Total Transfer From: \$170,000.00

TRANSFER TO:

Project Number / Project / Object Level 01/03 Codes / OCA Code / Amount

530208 / Federal/State Match / 06/6601 / 644385 / \$170,000.00

Total Transfer To: \$170,000.00

SECTION 2. That the City Auditor be and hereby is authorized to transfer \$170,000.00 between Object Level One Codes within Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Transportation Division, as follows:

TRANSFER FROM:

Fund / Project Number / Project / Object Level 01/03 Codes / OCA Code / Amount

704 / 530208 / Federal/State Match / 06/6601 / 644385 / \$170,000.00

Total Transfer From: \$170,000.00

TRANSFER FROM:

Fund / Project Number / Project / Object Level 01/03 Codes / OCA Code / Amount

704 / 530208 / Federal/State Match / 10/5501 / 644385 / \$170,000.00

Total Transfer To: \$170,000.00

SECTION 3. That the City Auditor be and hereby is authorized to transfer \$170,000.00 between Funds as follows:

TRANSFER FROM:

Fund / Project Number / Project / Object Level 01/03 Codes / OCA Code / Amount
704 / 530208 / Federal/State Match / 10/5501 / 644385 / \$170,000.00

Total Transfer From: \$170,000.00

TRANSFER TO:

Fund / Project Number / Project / Object Level 01/03 Codes / OCA Code / Amount
765 / 561101 / Hard Road C Real Estate / 0886 / \$170,000.00

Total Transfer To: \$170,000.00

SECTION 4. That from the unappropriated monies in Fund 765, the Federal-State Highway Engineering Fund, and from the monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, the sum of \$170,000.00 be and hereby is appropriated to Department No. 59-09, the Transportation Division, Object Level One Code 06, Object Level Three Code 6601, OCA Code 561101 and Project 561101.

SECTION 5. That the monies appropriated within the foregoing Section 4 shall be paid upon order of the City Attorney and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 6. That the City Attorney be and hereby is authorized to continue acquisition of fee simple title and lesser interests in and to those remaining parcels needed for the Hard Road Phase C Improvement project and to expend those funds required to pay acquisition-related costs.

SECTION 7. That for the purpose of paying for said costs the sum of \$850,000.00, or so much thereof as may be necessary be and hereby is authorized to be expended from Fund 765, the Federal-State Highway Engineering Fund, Department No. 59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6601, OCA Code 561101 and Project 561101.

SECTION 8. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1211-2005

Drafting Date: 06/24/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend the existing city-wide contract for the option to purchase of Truck Tire

Retreading for Fleet Management, the largest user to and including October 31, 2006. Formal bids were opened by the Purchasing Office on July 24, 2003. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA000480 GRW). FL001846, with D & D Retreading Inc. was established in accordance with bids received. Their contract compliance number is 31-116068.

1. Amount of additional funds: The estimated annual expenditure for the contract is \$188,000.00. Fleet Management must obtain approval to expend from their own budgeted funds for their estimated expenditures.
2. Reason additional needs were not foreseen: The need was foreseen. An extension is provided for in the original contract.
3. Reason other procurement processes not used: No better pricing, terms or conditions are expected by re-bidding at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement

This company is not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

FISCAL IMPACT: No funding is required to extend the option contracts. Fleet Management must set aside their own funding for their estimated expenditures.

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

Title

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Truck Tire Retreading with D & D Retreading Inc. and to declare an emergency.

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids for tires used to keep the city's fleet of medium and heavy duty trucks and equipment operational, and,

WHEREAS, the City selected the lowest, responsive, reasonable and best bidder with which to establish a contract; and

WHEREAS, D & D Retreading Inc. has agreed to extend FL001846 at current prices and conditions to and including October 31, 2006, and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to avoid a lapse in our ability to provide Truck Tire Retreading, this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management in that it is immediately necessary to extend FL001846 for an option to purchase Truck Tire Retreading thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL001846 with D & D Retreading Inc. to and including October 31, 2006.

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

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

Legislation Number: 1215-2005

Drafting Date: 06/24/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND

This legislation authorizes the Director of the Department of Development to enter into contract with the Mid-Ohio Board for an Independent Living Environment, Inc. (MOBILE). The contract will provide \$58,201.00 from the General Fund for sponsorship of MOBILIE's Community Education Program. MOBILIE's Community Education Program seeks to increase the ability of individuals with disabilities to make informed decisions regarding disability related issues, expand their knowledge of resources available to them, and to make them aware of choices by providing the most relevant, up-to-date information. This information consists of local, state and national resources, applicable laws, civil rights and Independent Living skills.

The legislation is an emergency due to the immediate need for program services.

FISCAL IMPACT

A total of \$58,201.00 is allocated to Mid-Ohio Board for an Independent Living Environment, Incorporated's Community Education Program. These funds are provided from the FY 2005 City General Fund.

Title

To authorize the Director of the Department of Development to enter into contract with the Mid -Ohio Board for an Independent Living Environment, Inc. (MOBILE) to support its Community Education Program; to authorize the expenditure of \$58,201.00 from the General Fund; and to declare an emergency. (\$58,201.00)

Body

WHEREAS, the Director of the Department of Development desires to enter into a contract with the Mid-Ohio Board for an Independent Living Environment, Inc. (MOBILE); and

WHEREAS, MOBILE through its Community Education program increases the ability of individuals with disabilities to make informed decisions about disability related issues; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to enter into contract with the Mid-Ohio Board for an Independent Living Environment, Inc. (MOBILE) in order to preserve the public health, peace, property, safety, and welfare; **NOW, THEREFORE**,

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

Section 1. That the Director of the Department of Development be and is hereby authorized to contract with the Mid-Ohio Board for an Independent Living Environment, Inc. (MOBILE) for the period of February 1, 2005 through January 31, 2006 for the purpose of increasing through its Community Education Program the ability of individuals with disabilities to make informed decisions regarding disability related issues.

Section 2. That for the purpose as stated in Section 1, the expenditure of \$58,201.00, or so much thereof as may be necessary, be and is hereby authorized to be expended from the General Fund, Department of Development, Department No. 44-05, Fund 010, Object Level One 03, Object Level Three 3337, OCA Code 440280

Section 3. That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 as amended.

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

Legislation Number: 1216-2005

Drafting Date: 06/24/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the appropriation of Emergency Human Services Capital Funds to the Department of Development and authorizes the Director of the Department of Development to enter into contract with The Homeless Families Foundation for costs to update electrical systems in the warehouse building being renovated for the Children's Education Center. The total amount of this contract is \$ 50,000.00.

This legislation supports The Homeless Families Foundation, which serves this academically at-risk student population. The foundation provides tutoring and academic enrichment for children who live in family shelters, transitional housing, and at-risk children in the Columbus Public Schools. This ordinance represents funding for costs to update electrical systems in a converted warehouse at 33 N Grubb Street in the Franklinton area. This renovation project is converting unimproved warehouse space into usable, educational, enrichment and recreational areas, adds handicap accessibility and emergency egress, and upgrades the physical plant's HVAC, wiring, plumbing and kitchen facilities to meet current standards.

This ordinance is an emergency due to the agency's increasing participation of children from other agencies and need for additional space.

FISCAL IMPACT: In 2005, a total of \$50,000.00 has been allocated to fund this project through the Emergency Human Services Capital Fund.

Title

To authorize the appropriation of \$50,000 from the unappropriated balance of the Emergency Human Services Capital Fund to the Department of Development; to authorize the Director of the Department of Development to enter into contract with The Homeless Families Foundation; to authorize the expenditure of \$ 50,000.00 from the Emergency Human Services Capital Fund; and to declare an emergency. (\$ 50,000.00)

Body

WHEREAS, this legislation authorizes the appropriation of Emergency Human Services Capital Funds to the Department of Development; and

WHEREAS, the Director of the Department of Development desires to enter into a contract with The Homeless Families Foundation; and

WHEREAS, this project includes the updating of electrical systems in the warehouse building being renovated for the Children's Education Center at 33 N. Grubb Street; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to appropriate said funds and to enter into contract with The Homeless Families Foundation all for the preservation of the public health, peace, property, safety, and welfare; **NOW, THEREFORE**,

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

Section 1. That from the unappropriated monies in the Emergency Human Services Capital Fund, and from any and all sources unappropriated for any other purpose during the fiscal year ending December 31, 2005, the sum of \$50,000.00 be and is hereby appropriated to the Department of Development, Department No. 44-05, Fund 232, Object Level One 03, Object Level Three 3337, OCA Code 447508, Project 200001.

Section 2. That the Director of the Department of Development be and is hereby authorized to enter into contract with The Homeless Families Foundation for costs to update electrical systems in the warehouse building being renovated for the Children's Education Center located at 33 N. Grubb Street for the period of January 1, 2005 through December 31, 2005.

Section 3. That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, as amended.

Section 4. That for the purpose as stated in Section 2, the expenditure of \$50,000.00 much thereof as may be necessary, be and is hereby authorized to be expended from the Emergency Human Services Capital Fund, Department No. 44-05, Fund 232, Object Level One 03, Object Level Three 3337, OCA Code 447508, Project 200001.

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: 1228-2005

Drafting Date: 06/27/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The State of Ohio, State Education Department, is the owner of a certain private sanitary sewer, which runs along its Deaf and Blind Schools property on North High Street, being more fully described in the body of this legislation. The State of Ohio desires to grant the aforementioned sewer in fee title to the City of Columbus, who will repair and maintain the sewer as it's own. After investigation, the Department of

Public Service has determined that accepting fee title to the sewer will not adversely affect the City and therefore should be allowed. However, in the length of time estimated for the State of Ohio to transfer fee title of the subject property to the City, a Department of Public Utilities project involving the same sewer will be delayed. The State of Ohio has also agreed to grant an easement to the City of Columbus, as not to delay the aforementioned Sewers and Drains Project. Therefore, it is now necessary to authorize the Director of the Department of Public Utilities to execute a quitclaim deed of easement and any ancillary documents necessary to accept the subject real property, as granted from the State of Ohio.

Fiscal Impact: N/A

Emergency Justification: Emergency action is requested to in order to allow for the immediately acceptance of the subject easement, as not to delay the aforementioned Department of Public Utilities project.

Title

To authorize the Director of the Department of Public Utilities to execute a quitclaim deed of easement and any ancillary documents necessary to accept certain sanitary sewers rights, as granted from the State of Ohio, over that real property commonly known as 5220 N. High Street, Columbus, Ohio (Blind & Deaf School), and to declare an emergency.

Body

WHEREAS, the State of Ohio, State Education Department, is the owner of a certain private sanitary sewer which runs along its Deaf and Blind Schools property on North High Street, more fully described in the body of this legislation; and,

WHEREAS, the State desires to grant fee title to the aforementioned sewer to the City of Columbus, who will repair and maintain the sewer as it's own; and

WHEREAS, after investigation, the Department of Public Service has determined that accepting fee title to the sewer will not adversely affect the City and therefore should be allowed; and

WHEREAS, however, in the length of time estimated for the State of Ohio to transfer fee title of the subject property to the City, a Department of Public Utilities project involving the same sewer will be delayed; and

WHEREAS, the State of Ohio has agreed to also grant an easement to the City of Columbus, as not to delay the aforementioned Sewers and Drains Project.

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, that it is immediately necessary to authorize the Director of Public Utilities to execute those instruments as approved by the Real Estate Division, Department of Law, necessary to accept a certain sanitary sewer easement from the State of Ohio over that real property commonly known as 5220 N. High Street, Columbus, Ohio (Blind & Deaf School), for the immediate preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the Director of the Department of Public Utilities be and hereby is authorized to execute a quitclaim deed of easement and any ancillary documents, as approved by the Department of Law, Real Estate Division, necessary to accept certain sanitary sewers rights as granted by the State of Ohio over the following described real property:

Situated in the State of Ohio, County of Franklin, City of Columbus and being a 15-foot wide easement across The State of Ohio original 236.26 acre tract of record in Deed Book 1238, Page 468 of the Recorder's Office, Franklin County, Ohio, said 15 foot wide easement being more particularly described as follows:

Beginning for reference at the intersection of the centerlines of North High Street (66 feet wide) and

Sunny side Lane (50 feet wide);
Thence S 87° 05' 47" E, 33.00 feet, in the centerline of Sunnyside Lane, to a point;
Thence S 2° 35' 13" W, 214.69 feet, in the easterly right-of-way line of North High Street, to the Place Of Beginning of said 15 foot wide easement in the southerly line of the William H. Hadler 1.324 acre tract of record in Instrument #200107130160025 and in a northerly line of said 236.26 acre tract;
Thence S 87° 05' 47" E, 15.00 feet, in the southerly line of said 1.324 acre tract and in a northerly line of said 236.26 acre tract, to a point;
Thence S 2° 35' 13" W, 310.59 feet, to a southerly line of said 236.26 acre tract and the northerly line of the Marjorie H. Bradburn 0.1308 acre tract of record in Official Record 01835, A-07 of said Recorder's Office;
Thence N 87° 19' 07" W, 15.00 feet, in said southerly line of said 236.26 acre tract and in the northerly line of said 0.1308 acre tract, to the easterly right-of-way line of North High Street;
Thence N 2° 35' 13" E, 310.65 feet, in said easterly right-of-way line, to the Place Of Beginning, containing 0.107 acres (4659 square feet), more or less.
This description is based on the results of a field survey in March 2005, by Gary L. Elswick, Professional Surveyor #6395. Bearings are based on Ohio State Plane, South Zone, NAD83. Gary L. Elswick, P.S. #6395, 4/13/05.
Franklin County Tax Parcel No. 010-110291. Commonly known as 5220 N. High Street, Columbus, Ohio (Blind & Deaf School). Prior Instrument Reference: D.B. Vol. 1238, Page 468, Recorder's Office, Franklin County, Ohio.

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

Legislation Number: 1253-2005

Drafting Date: 06/29/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: By Ordinance No. 2069-90, the City formed the Columbus Municipal Airport Authority, and on September 23, 1991, by Ordinance No. 1904-91, the City conferred upon the Authority certain powers authorized to a municipal port authority under Chapter 4582, Ohio Revised Code. That same date, an agreement was entered into between the City and the Authority defining airport operation and use at both Port Columbus International Airport and Bolton Field. That agreement was amended in 1995 and in 1999. As recited in the agreement, the City loaned \$4 million to the former Airport Division in 1983, 1986, and 1990, but before this money could be repaid, with interest, by the Authority, the parties were required to negotiate an agreement to provide to the Authority the fair market rental value for past and future use by the City of airport property at both fields as public golf courses.

This ordinance authorizes the City to enter into a third amendment of the original airport agreement which resolves all outstanding issues between the City and the Authority by netting out against the debt owed by the Authority past and future golf course rental, by providing for transfers of property between the Authority and City, and by providing to the Authority all powers authorized to a port authority under Chapter 4582. The amendment has been approved by the Federal Aviation Administration and the Recreation and Parks Commission.

FISCAL IMPACT: The Authority will pay the City \$2,853,886, to be deposited into the General Fund, as the obligation remaining due to the City after golf course rentals and property exchanges are taken into account. The Authority has also agreed to cancellation of a \$350,000 obligation of the City to the Authority associated with an Executive Jet relocation.

Title

To authorize an amendment to the Airport Operation and Use Agreement between the City of Columbus and the Columbus Airport Authority and to authorize the latter to exercise all powers available to a port authority under Chapter 4582, Ohio

Revised Code, and to declare an emergency.

Body

WHEREAS, the City of Columbus and the Columbus Airport Authority have reached agreement to resolve outstanding issues between them related to payment of an outstanding debt of the Authority to the City, payment by the City to the Authority for past and future rentals of two airport properties being used by the City as public golf courses, and the powers of the Authority under Chapter 4582, Ohio Revised Code; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary and in the City's best interest to receive, without delay, money due and owing from the Authority so as to provide for the efficient operation of the City, and for the immediate preservation of the public health, peace, property, safety, and welfare; Now, Therefore,

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

Section 1. The Mayor of the City of Columbus is authorized and directed to execute on behalf of the City of Columbus Amendment No. 3, attached hereto as Exhibit A, the exhibits to the agreement being on file in the offices of the City Clerk, to the Airport Operation and Use Agreement, dated September 23, 1991, between the City and the Columbus Airport Authority, or a substantially identical agreement that the City Attorney certifies to the Mayor contains no material deviation from the attached exhibit.

Section 2. The City Auditor is authorized and directed to deposit the \$2,853,886 received by the City from the Authority, pursuant to Amendment No. 3, to the credit of the General Fund, Fund No. 10.

Section 3. The City Auditor is authorized and directed to cancel any encumbrance created pursuant to Ordinance No. 1510-98.

Section 4. The Columbus Airport Authority, as of the effective date of Amendment No. 3 and continuously thereafter, shall possess all of the powers and authority provided or available to a port authority under the provisions of Chapter 4582 of the Ohio Revised Code, as the same may be amended from time to time.

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: 1261-2005

Drafting Date: 06/30/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

This ordinance is to authorize the Public Service Director to modify and extend an existing grant agreement, Agreement No. 10970, with the Director of the Ohio Department of Transportation for the Freeway Management program.

The present agreement for the operation and maintenance of the Freeway Management System was established through Ordinance 2016-2000 between the State of Ohio, Department of Transportation and the City of Columbus, Public Service Department.

The State determined that it was in the public interest to proceed with the design, construction, operation and maintenance of a Freeway Management System (FMS) to be located on interstate highways and state and U.S. route numbered freeways and expressways within the City of Columbus. The city previously agreed to design, operate and perform maintenance on a freeway management system within the City of Columbus as authorized by Ordinance 1708-1991.

Fiscal impact: This program will be funded by the State of Ohio for two employees with space provided by the City of Columbus at no charge to the state to house staff, workspace and central equipment.

Emergency action is requested to make these funds available to the Transportation Division as soon as possible for actual and anticipated grant expenses and in order to provide for the uninterrupted operation of this program.

Title

To authorize the Public Service Director to extend the existing agreement with the Director of the Ohio Department of Transportation for the Freeway Management System Grant Program for one year (2005-2006) for the Transportation Division; to authorize the appropriation of \$175,000.00 within the General Government Grant Fund; to authorize the expenditure of \$175,000.00 or so much thereof as may be needed from the General Government Grant Fund for the continued operation of this program and to declare an emergency. (\$175,000.00)

Body

WHEREAS, the Director of Transportation of the State of Ohio desires cooperation from the City of Columbus in the planning and execution of the Freeway Management program; and

WHEREAS, the Public Service Director has identified the need for a program to provide traffic delay information to the public and media suggested alternate routes in order to expedite traffic clearance from such delays; and

WHEREAS, an emergency exists in the usual daily operation of the Transportation Division in that it is immediately necessary to consent to a one-year agreement extension of the program as soon as possible in order to provide for the uninterrupted operation of this program, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the City of Columbus hereby agrees to cooperate with the Director of Transportation of the State of Ohio and grants consent to the Ohio Department of Transportation for its development and execution of the program.

SECTION 2. The City agrees to host the ODOT Freeway Management System in the Traffic Management Center of the Transportation Division at 109 North Front Street and to provide operator staff for the operation of this program.

SECTION 3. That from the unappropriated monies in the General Government Grant Fund, Fund 220, and from all monies estimated to come into said Fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, the sum of \$175,000.00 be and hereby is appropriated to Department No. 59-09, Transportation Division, Object Level One Code 01, Object Level Three Code 1100, OCA Code 595004 and Grant 595004.

SECTION 4. That the monies appropriated in 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 for purposes of paying the cost thereof, the sum of \$175,000.00 or so much thereof as may be needed

be and hereby is authorized to be expended from the General Government Grant Fund, Fund 220, Department No. 59-09, Transportation Division, Object Level One Code 01, Object Level Three Code 1100, OCA Code 595004 and Grant 595004.

SECTION 6. That the Public Service Director of the City of Columbus be and hereby is authorized on behalf of the City to enter into an agreement with the Director of the Ohio Department of Transportation as necessary for the development and execution of the program.

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

Legislation Number: 1689-2003

Drafting Date: 05/19/2003

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV03-006

APPLICANT: Hutchison Media Consultants, Inc.; c/o Joseph S. Streb, Esq.; 736 Neil Avenue; Columbus, Ohio 43215.

PROPOSED USE: Office commercial use in the R-4, Residential District.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant requests a Council Variance to conform an existing office-commercial use in the R-4, Residential District. The building is located mid-block on Siebert Street and is surrounded by single and multi-family dwellings. The block has been zoned in a residential district since the adoption of the Columbus Zoning Code in the 1920's. Building records show an existing "Bake Shop" in 1918 and various "store building" (retail) uses until 1976, thereby establishing a commercial use before the original zoning code. The applicant indicated the current use has existed since 1980, however no City records exist for this office use. The building is one-story and appears to be designed for commercial uses and has no off-street parking.

Title

To grant a Variance from the provisions of Sections 3332.033, R-4, Residential District Use; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; and 3342.28, Minimum number of parking spaces required, for property located at **287 SIEBERT STREET (43206)**, to permit an office commercial use without off-street parking in the R-4, Residential District (CV03-006).

Body

WHEREAS, by application No. CV03-006, the owner of property at **287 SIEBERT STREET (43206)**, is requesting a Council Variance to permit an office commercial use; and

WHEREAS, Section 3332.033, R-4, Residential District Use does not permit commercial uses, while the applicant owns an office building that has existed as a commercial use since 1918 and does not conform to the R-4, Residential District permitted use requirements; and

WHEREAS, Section 3332.25, Maximum side yards required, requires the sum of the widths of each side yard shall equal or exceed twenty percent of the width of the lot, a sum of seven and a half (7.5) feet, while the applicant proposes a sum of four and a half (4.5) feet; and

WHEREAS, Section 3332.26, Minimum side yard permitted, requires a minimum side yard of three (3) feet, while the applicant proposes zero side yard for the east property line; and

WHEREAS, Section 3342.28, Minimum number of parking spaces required, requires one off-street parking space for each 300 square feet of gross floor area for general office use, or seven (7) spaces, while the applicant provides no off-street parking on site; and

WHEREAS, City Departments note a hardship exists in that a commercial use has existed at its current location and the establishment of a commercial zoning district is incompatible with the existing zoning pattern of the area; and

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **287 SIEBERT STREET (43206)**, in using said property as desired; now, therefore:

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

Section 1. That a variance from the provisions of Sections 3332.033, R-4, Residential District Use; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; and 3342.28, Minimum number of parking spaces required; of the Columbus City Codes are hereby granted for the property located at **287 SIEBERT STREET (43206)**, insofar as said sections prohibit an office commercial use with zero side yard along the east property line, total side yard of 4.5 feet, and no off-street parking, said property being more particularly described as follows:

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

BEING ONE HUNDRED NINE (109) FEET OFF OF THE NORTH END OF LOT NUMBER SIX (6) OF CHRISTIAN SCHUMACHER'S SCHILLER PARK ADDITION TO THE CITY OF COLUMBUS, OHIO, AS THE SAME IS NUMBERED AND DELINEATED UPON THE RECORDED PLAT THEREOF, OF RECORD IN PLAT BOOK 7, PAGE 258, RECORD'S OFFICE, FRANKLIN COUNTY, OHIO.

Parcel No. 010-39429
Property: 287 Siebert Street
Columbus, Ohio 43206

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for office commercial or those uses permitted in the R-4, Residential District.

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

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

City RFPs, RFQs, and Bids

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CITY OF COLUMBUS FORMAL BID OPPORTUNITIES ARE UPDATED DAILY AT:
<http://finance.ci.columbus.oh.us/purchasing/openbids/sabids.html>

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts EXCEPT PROFESSIONAL SERVICE CONTRACTS: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$20,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSALS CALL THE LISTED DIVISION

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - July 21, 2005 11:00 am

SA001685 - Sewers-Air Diffuser & Parts

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: The City of Columbus, Division of Sewerage and Drainage is obtaining bids to establish an options contract for the purchase of replacement fine bubble air diffusers and parts. These fine bubble air diffusers are utilized at the Southerly Wastewater Treatment Plant, 6977 South High Street, Lockbourne, Ohio 43137 and the Jackson Pike Wastewater Treatment Plant, 2104 Jackson Pike, Columbus, Ohio 43223 to supply and distribute dissolved oxygen for the aeration process. The City of Columbus estimates to spend \$200,000.00 annually on this contract. The contract will be in effect from the date of execution to and including December 31, 2007.

1.2 Classification: This resulting contract will provide for the purchase of replacement fine bubble air diffusers and parts for WYSS Fine Bubble Flex-A-Tube Air Diffusers; Parkson Corporation Drawing Number B-FTS-100. The City will provide all installation requirements. All component parts listed in the requirement section (3.0) must be compatible. All items make up a whole therefore, the award will be made to the cumulative lowest, responsive and responsible bidder. To be considered for an award, bidders must bid on all items.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: June 22, 2005

BID OPENING DATE - July 27, 2005 3:00 pm

SA001698 - HOOVER EROSION CONTROL IMPROVEMEN NO. 36

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 until 3:00 P.M. local time, on July 27, 2005 and publicly opened and read at the hour and place for construction of the HOOVER RESERVOIR EROSION CONTROL IMPROVEMENT NO. 36 Contract No. 1085, Project No. 690006. The work for which proposals are invited consists primarily of furnishing rock shoreline protection along a single private property abutting HOOVER RESERVOIR and such other work as may be necessary to complete the contract in accordance with the plans and specifications. The protection will require approximately 3,513 tons of dump rock and riprap. Copies of the Contract Documents are on file in the office of the Water Supply & Treatment Coordinator, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio 43215, Phone (614-645-7100) and are available there on or after July 11, 2005. 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:

HOOVER RESERVOIR EROSION CONTROL IMPROVEMENT NO. 36
Contract No. 1085, Project No. 690006

CONTACT PERSON

The City of Columbus Contact Person for this project is Jeff Brooks of the Division of Water's Technical Support Section (614) 645-7100

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.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of The Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

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

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of sixty (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.

PRE-BID CONFERENCE

A pre-bid conference for this project will be held on July 18, 2005 at 9:00 a.m., at the Watershed Management Facility, 7600 Sunbury Road, Westerville, Ohio 43081

CITY BULLETIN DATES

- 1) July 9, 2005
- 2) July 16, 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

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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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 the City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

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 Franklin County Records Office; or (b) holds 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

ORIGINAL PUBLISHING DATE: June 30, 2005

SA001699 - Woodland/5th Ave Stormwater Improvement

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 4002, until 3:00 p.m., Local Time, on Wednesday, JULY 27, 2005, and publicly opened and read at that hour and place for the following project:

WOODLAND AVE / FIFTH AVE STORMWATER SYSTEM IMPROVEMENTS
C.I.P. NO. 610974

The City of Columbus contact person for this contract is Robert Herr, P.E., of the Division of Sewerage and Drainage, (614) 645-0483. The work for which proposals are invited consists of the furnishing or construction of approximately 2729 feet of 60- to 78-inch storm sewer; 1649 feet of 30- to 48-inch storm sewer; 269 feet of 8-ft x 4-ft box culvert across the Fifth Ave/Leonard Ave intersection; an 84,000 cubic yard excavated detention basin; 1650 linear feet of full depth pavement replacement on Woodland Ave; 401 feet of 8- to 12-inch sanitary sewer; 435 feet of 8-inch waterline; tunneling and/or boring of 50 feet of storm, sanitary and water conduits under a railroad spur and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Paper copies of the Contract Documents and digital copies of the plans (00-171, CC-12363 & CC-12259) on a compact disk, are on file 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 and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked:

WOODLAND AVE / FIFTH AVE STORMWATER SYSTEM IMPROVEMENTS
C.I.P. NO. 610974

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 have an AMOUNT EXPRESSED IN DOLLARS AND CENTS in order to be responsive. 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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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.

QUALIFICATION AND RESOURCE FACTORS FORM AND AFFIDAVIT OF BIDDER

Each responsive bidder shall submit with its bid, a completed Qualification and Resource Factors Form and a completed and notarized Affidavit of Bidder.

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

Subsurface data was obtained for project design purposes and is available for reference only. Subsurface data is not a part of this contract.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 365 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.

Cheryl Roberto

Director of Public Utilities

ORIGINAL PUBLISHING DATE: June 30, 2005

BID OPENING DATE - July 28, 2005 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001697 - REQST FOR INFO. - DISASTER RECOVERY SERV

1.0 SCOPE AND CLASSIFICATION

1.1 Scope:

1.1.1 The Department of Technology is seeking information on a Disaster Recovery Solution for the City of Columbus, specifically, for budgetary purposes, a "ballpark" cost for such a solution.

1.1.2 Any and all information regarding the budgetary information will be considered confidential by the City. Any access to such information will require a formal letter requesting same. The letter will be forwarded to the City's Attorney's Office for an opinion of release of any and all requested information.

1.2 Classification:

1.2.1 Any and all answers to this Request for Information (RFI) will have absolutely no bearing on any future endeavors for seeking a solution for Disaster Recovery.

ORIGINAL PUBLISHING DATE: June 25, 2005

SA001700 - REFUSE/AUTOMATED SIDE LOADER TRUCKS

1.1 Scope: It is the intent of the City of Columbus, Refuse Collection Division, to obtain formal bids to establish a contract for the purchase of automated sideloading refuse collection trucks for use by the Refuse Collection Division for refuse collection purposes.

1.2 Classification: Bids requested for (1) cab and chassis; (2) refuse collection bodies; and (3) complete units (cabs, chassis, bodies). There is a local vendor component to this bid.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: July 07, 2005

BID OPENING DATE - August 10, 2005 3:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001702 - FEEDER CIRCUITS FROM ITALIAN VILLAGE SUB

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio, at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on August 10, 2005 and publicly opened and read at the hour and place for the associated Feeder Circuits 14141, 14142, 14151 & 14152 from Italian Village Substation. The work for which proposals are invited consists of setting poles and installing overhead hardware and conductor 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 Division of Electricity, 3568 Indianola Avenue, Columbus, Ohio 43214, upon payment of \$25.00 per set (non-refundable). Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Feeder Circuits 14141, 14142, 14151 & 14152 from Italian Village Substation.

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 percent (10%) 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 indicated in the Proposal Bond shall be expressed as dollars and cents and not as a percent of the bid or alternate bids and shall equal or exceed ten (10) percent of the bid or highest bid submitted.

PREVAILING WAGE RATE

Attention of the Bidder is called to the special requirements, which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

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

CONSTRUCTION AND MATERIAL SPECIFICATIONS

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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of The Construction Inspection Division, 1800 East 17th Avenue, Columbus, Ohio 43219 (614) 645-3182.

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 Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 120 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest 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) July 16, 2005
- 2) July 23, 2005

PRE-BID CONFERENCE

A pre-bid conference for this subject will be held on July 28, 2005 at 10:00 a.m. at 3568 Indianola Avenue, Columbus, Ohio 43214. For all project specific questions, please contact Bob Schneider at (614) 645-7534 or Dan Clark at (614) 645-7543.

BID PACKAGES WILL BE AVAILABLE TO BE PURCHASED MONDAY, JULY 18, 2005.

ORIGINAL PUBLISHING DATE: July 07, 2005

BID OPENING DATE - August 23, 2005 3:00 pm

SA001703 - FMD - RENOV. ROOF 750 PIEDMONT ROAD

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

RENOVATION OF THE ROOF 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, August 23, 2005 for RENOVATION OF THE ROOF AT 750 PIEDMONT ROAD, COLUMBUS, OHIO 43224. The work for which bids are invited consist of renovation of the roof.

Copies of the Contract Documents will be available Monday, July 25, 2005 at the Division of Facilities Management, 90 W. Broad Street, Room B-16. Bid specifications will be available at the pre-bid meeting and after the pre-bid meeting at the Division of Facilities Management, 90 W. Broad Street, Room B-16. The first set of contract documents are available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00 for each set.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: RENOVATION OF THE ROOF 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, July 27, 2005 at 1:30 p.m., at 750 Piedmont Road, South Entrance, Columbus, Ohio 43224. A walk thru of the area will take place after the pre-bid meeting.

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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: July 09, 2005

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001704 - FMD-RENOV. ROOF, POLICE, 544 WOODROW AVE

ADVERTISEMENT FOR BIDS

RENOVATION OF THE ROOF FOR THE DIVISION OF POLICE,
544 WOODROW AVENUE, COLUMBUS, OHIO 43207

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, August 23, 2005 for RENOVATION OF THE ROOF FOR THE DIVISION OF POLICE, 544 WOODROW AVENUE, COLUMBUS, OHIO 43207. The work for which bids are invited consist of renovation of the roof.

Copies of the Contract Documents will be available Monday, July 25, 2005 at the Division of Facilities Management, 90 W. Broad Street, Room B-16. Bid specifications will be available at the pre-bid meeting and after the pre-bid meeting at the Division of Facilities Management, 90 W. Broad Street, Room B-16. The first set of contract documents are available to prospective bidders at no cost. Additional sets are available to prospective bidders at a non-refundable cost of \$25.00 for each set.

Proposals must be submitted on the proper forms contained in the Bid Documents and the Bid Documents containing the Proposals must be submitted IN THEIR ENTIRETY in a sealed envelopment marked: Bid for: RENOVATION OF THE ROOF FOR THE DIVISION OF POLICE, 544 WOODROW AVENUE, COLUMBUS, OHIO 43207.

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.

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CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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, July 27, 2005 at 10:00 a.m., at 544 Woodrow Avenue, Columbus, Ohio 43207. 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.

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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.

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*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: July 09, 2005

Public Notices

The link to the **Columbus City Health Code** pdf shall constitute publication in the City Bulletin of changes to the Columbus City Health Department's Health Code. To go to the Columbus City Health Code, click [here](#) (pdf).

The Columbus City Code's "**Title 7 -- Health Code**" is separate from the Columbus City Health Code. Changes to "Title 7 -- Health Code" are published in the City Bulletin. To go to the Columbus City Code's "Title 7 -- Health Code," click [here](#) (html).

**City of Columbus
City Bulletin Report**

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

Legislation Number: 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 YOUNG, RECORDING SECRETARY
TELEPHONE (614) 645-7471
FAX (614) 645-8912
E-MAIL: lkyoung@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

Version: 1

Current Status: Clerk's Office for Bulletin

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: PN0034-2005

Drafting Date: 01/26/2005

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Recreation and Parks Commission Meeting Notice

Contact Name: Dianne Barlow-Weber

Contact Telephone Number: 645-8431

Contact Email Address: dibarlow@columbus.gov

Body

NOTICE OF REGULAR MEETINGS

COLUMBUS RECREATION AND PARKS COMMISSION

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercises certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at 8:30 a.m. on the following dates and locations (unless otherwise posted):

Wednesday, January 12, 2005 - Operations Complex, 420 W. Whittier Street, 43215

Wednesday, February 9, 2005 - Operations Complex, 420 W. Whittier Street, 43215

Wednesday, March 9, 2005 -- Operations Complex, 420 W. Whittier Street, 43215

Wednesday, April 13, 2005 -- Operations Complex, 420 W. Whittier Street, 43215

Wednesday, May 11, 2005- Franklin Park. Adventure Center, 1747 E. Broad Street, 43203

Wednesday, June 8, 2005 - North Bank Park, 311 W. Long Street, 43215

Wednesday, July 13, 2005 - Cultural Arts Center, 139 W. Main Street, 43215

August Recess - No meeting

Wednesday, September 14, 2005 -Turnberry Retreat, 11680 Refugee Road, Pickerington, 43147

Wednesday, October 12, 2005 - Columbus Performing Arts Center, 549 Franklin Ave., 43215

Wednesday, November 9, 2005 - Operations Complex, 420 W. Whittier Street, 43215

Wednesday, December 14, 2005 - Operations Complex, 420 W. Whittier Street, 43215

In the event no proper business exists the meeting may be cancelled without further notice. For further information you may contact the Recreation and Parks Department, 90 West Broad Street, Room 115, Columbus, Ohio 43215 (Telephone: [614] 645-3300).

Wayne A. Roberts, Executive Director

Legislation Number: PN0042-2005

Drafting Date: 02/02/2005

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: German Village Commission 2005 Meeting Dates

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly meetings of the German Village Commission will be held on the dates listed below at 4:00 p.m. at the German Village Meeting Haus, 588 S. Third Street. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines	Hearing Dates
February 15, 2004	March 1, 2004
March 22, 2005	April 5, 2005
April 19, 2005	May 3, 2005
May 24, 2005	June 7, 2005
June 28, 2005	July 12, 2005
July 19, 2005	August 2, 2005
August 30, 2005	*September 13, 2005
September 20, 2005	October 5, 2005
October 25, 2005	*November 8, 2005
November 22, 2005	December 6, 2005
December 20, 2005	January 3, 2006

*Moved to 2nd Tuesday Due to Holiday/Election

Legislation Number: PN0043-2005

Drafting Date: 02/02/2005

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: German Village Commission Regular Monthly Business Meeting 2005 Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly business meetings of the German Village Commission will be held on the dates listed below at 12:00 noon at 109 N. Front, Columbus, Ohio 43215, in the 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

- February 22, 2005
- March 29, 2005
- April 26, 2005
- May 31, 2005
- June 28, 2005

July 26, 2005
September 6, 2005
September 27, 2005
November 1, 2005
November 29, 2005

Legislation Number: PN0044-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Brewery District Commission 2005 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly meetings of the Brewery District Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street, Columbus, Ohio 43215, in the ground floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines

Hearing Dates

February 17, 1005	March 3, 2005
March 24, 2005	April 7, 2005
April 21, 2005	May 5, 2005
May 19, 2005	June 2, 2005
June 23, 2005	July 7, 2005
July 21, 2005	August 4, 2005
August 18, 2005	September 1, 2005
September 22, 2005	October 6, 2005
October 20, 2005	November 3, 2005
November 17, 2005	December 1, 2005
December 22, 2005	January 5, 2006

Legislation Number: PN0045-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Victorian Village Commission 2005 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly meetings of the Victorian Village Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street in the ground floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to “Sign” this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines	Hearing Dates
February 24, 2005	March 10, 2005
March 31, 2005	April 14, 2005
April 28, 2005	May 12, 2005
May 26, 2005	June 9, 2005
June 30, 2005	July 14, 2005
July 28, 2005	August 11, 2005
August 25, 2005	September 8, 2005
September 29, 2005	October 13, 2005
October 27, 2005	November 10, 2005
November 23, 2005	December 8, 2005
December 29, 2005	January 12, 2006

Legislation Number: PN0046-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Victorian Village Commission 2005 Business Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly business meetings of the Victorian Village Commission will be held on the dates listed below at 12:00 noon at 109 N. Front Street, in the 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov <<mailto:bgmoore@columbus.gov>>. A Sign Language Interpreter, to “Sign” this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

- March 3, 2005
- April 7, 2005
- May 5, 2005
- June 2, 2005
- July 7, 2005
- August 4, 2005
- September 1, 2005
- October 6, 2005
- November 3, 2005
- December 1, 2005
- January 5, 2006

Legislation Number: PN0047-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Historic Resources Commission 2005 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly meetings of the Historic Resources Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street in the ground floor Community Training Center. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines	Hearing Dates
March 3, 2005	March 17, 2005
April 7, 2005	April 21, 2005
May 5, 2005	May 19, 2005
June 2, 2005	June 16, 2005
July 7, 2005	July 21, 2005
August 4, 2005	August 18, 2005
September 1, 2005	September 15, 2005
October 6, 2005	October 20, 2005
November 3, 2005	November 17, 2005
December 1, 2005	December 15, 2005
January 5, 2006	January 19, 2006

Legislation Number: PN0048-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Historic Resources Commission 2005 Business Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly business meetings of the Historic Resources Commission will be held on the dates listed below at 12:00 noon at 109 N. Front Street, in the 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

February 10, 2005
March 10, 2005
April 14, 2005
May 12, 2005
June 9, 2005
July 14, 2005
August 11, 2005
September 8, 2005
October 13, 2005
November 10, 2005
December 8, 2005
January 12, 2006

Legislation Number: PN0049-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Italian Village Commission 2005 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly meetings of the Italian Village Commission will be held on the dates listed below at 6:15 p.m. at 109 N. Front Street in the ground floor Community Training Center, with the exception of the January 18, 2005 meeting that will convene in the 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

Application Deadlines

Hearing Dates

March 1, 2005	March 15, 2005
April 5, 2005	April 19, 2005
May 3, 2005	May 17, 2005
June 7, 2005	June 21, 2005
July 5, 2005	July 19, 2005
August 2, 2005	August 16, 2005
September 6, 2005	September 20, 2005
October 4, 2005	October 18, 2005
November 1, 2005	November 15, 2005
December 6, 2005	December 20, 2005
January 3, 2006	January 17, 2006

Legislation Number: PN0050-2005

Drafting Date: 02/02/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Italian Village Commission 2005 Business Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2005 regular monthly business meetings of the Italian Village Commission will be held on the dates listed below at 12:00 noon at 109 N. Front Street, 1st Floor Conference Room. Copies of the agenda may be obtained by calling 645-8620 or by e-mail bgmoore@columbus.gov. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

February 8, 2005

March 8, 2005

April 12, 2005

May 10, 2005

June 14, 2005

July 12, 2005

August 9, 2005

September 13, 2005

October 11, 2005

November 8, 2005

December 13, 2005

January 10, 2005

Legislation Number: PN0060-2005

Drafting Date: 02/23/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Published Columbus City Health Code

Contact Name: Richard Hicks

Contact Telephone Number: 654-6189

Contact Email Address: rickh@columbus.gov

Body"The Columbus City Health Code is updated and maintained by the Columbus Health Department.

To view the most current City Health Code, please visit:

<http://www.publichealth.columbus.gov/>

Legislation Number: PN0076-2005

Drafting Date: 03/30/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: German Village Commission Guidelines Working Group Meeting Announcement

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The German Village Commission Guidelines Working Group will meet on the second Wednesday of every month from 5:30 - 7:30 p.m., 588 S. 3rd Street, Columbus, OH 43215, unless otherwise notified. The meeting is open to the public. For more information contact Brenda Moore in the City of Columbus Historic Preservation Office, at 645-8620 or bgmoore@columbus.gov.

Legislation Number: PN0119-2005

Drafting Date: 06/01/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Revised 2005 Meeting Schedule - City of Columbus Records Commission

Contact Name: Thamie Freeze

Contact Telephone Number: 614-645-7293

Contact Email Address: tjfreeze@columbus.gov

Body

**CITY BULLETIN NOTICE
REVISED 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

There will also be a Special Meeting to discuss Franklin County Municipal Court Clerk issues on Monday, July 18, 2005.

Please Note: All future Records Commission Meetings will be held in the City Council Conference Room 226 (directly across from the Mayor's Office) on the 2nd Floor in City Hall. These meetings will begin promptly at 10:00 a.m.

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: 6/2005 to 9/2005

Legislation Number: PN0131-2005

Drafting Date: 06/09/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Stormwater Drainage Manual

Contact Name: Jeff Cox

Contact Telephone Number: (614) 645-8442

Contact Email Address: dosd@columbus.gov

Body

CITY OF COLUMBUS
DEPARTMENT OF PUBLIC UTILITIES
PUBLIC NOTICE
STORMWATER DRAINAGE MANUAL

The City of Columbus Department of Public Utilities by this Public Notice solicits public review and comment of the proposed City of Columbus Stormwater Drainage Manual. The City has revised the existing drainage manual in fulfillment of Part III.3.c of the City's National Pollutant Discharge Elimination System (NPDES) permit which requires the development of design criteria for Best Management Practices (BMPs) to control post-construction stormwater runoff quality. The revised manual presents regulations relevant to open watercourse protection, wetland preservation, stormwater conveyance, flood control, stormwater quality control, and erosion and sediment control for future new development and redevelopment projects within the City of Columbus.

To obtain a copy of the revised manual please contact Laura Young Mohr at the address above or by calling (614) 645-2123. The revised manual is available for download at the following web address:

http://utilities.ci.columbus.oh.us/sewers_drains/StormwaterDrainageManual.htm

A public meeting to discuss the manual revisions will be held on July 13, 2005 at the City of Columbus Department of Public Utilities, Lower Level Auditorium, 910 Dublin Road, Columbus, Ohio. The meeting will begin at 5:30 P.M.

All interested persons wishing to submit comment for consideration may do so in writing to the City of Columbus, Department of Public Utilities, 910 Dublin Road, Room 3134, Columbus, OH, 43215, Attn: Laura Young Mohr, by email to dosd@columbus.gov, or by fax at (614) 645-1506 by the close of business August 15, 2005. Comments received after this date may be considered as time and circumstances permit. After consideration of comments, the Director of Public Utilities will formally adopt the regulations presented in the revised manual.

Legislation Number: PN0135-2005

Drafting Date: 06/14/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Transportation and Pedestrian Commission - 2005 Meeting Schedule

Contact Name: Patricia R. Grove

Contact Telephone Number: (614) 645-7881

Contact Email Address: prgrove@columbus.gov

Body

**columbus Transportation and Pedestrian Commission
2005 Meeting Schedule**

January 13, 2005 - Regular

March 10, 2005 - Regular

May 12, 2005 - Regular
June 23, 2005 - Special
July 14, 2005 - Regular
August 11, 2005 - Tentative
September 8, 2005 - Regular
October 13, 2005 - Tentative
November 10, 2005 - Regular
December 8, 2006 - Tentative

All meetings are held at 3:30 p.m., 109 North Front Street, ground floor conference room, room 100. Meetings may be rescheduled if there is not a quorum available on the meeting date. For further information or verification of tentative meetings, you may contact the Transportation Division at 614-645-7881.

Legislation Number: PN0139-2005

Drafting Date: 06/22/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Southwest Area Commission Monthly Meeting Schedule

Contact Name: Bonita Lee

Contact Telephone Number: 614-645-7964

Contact Email Address: btleec@columbus.gov

Body

Southwest Area Commission Monthly meeting
7 p.m. to 9 p.m.
New Horizons UMC, 1665 Harrisburg Pike

July 20, 2005
August 17, 2005
Sept 21, 2005
October 19, 2005
November 16, 2005
December 21, 2005

Legislation Number: PN0140-2005

Drafting Date: 06/22/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Southwest Area Commission Elections

Contact Name: Bonita Lee

Contact Telephone Number: 614-645-7964

Contact Email Address: btleec@columbus.gov

Body

Southwest Area Commission Elections

August 2, 2005
Finland Middle School
1825 Finland Avenue
6 p.m. to 8:30 p.m.
Call 645-7964 for information

Legislation Number: PN0142-2005

Drafting Date: 06/22/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Greater Hilltop Area Commission Monthly Meeting Schedule

Contact Name: Bonita Lee

Contact Telephone Number: 614-645-7964

Contact Email Address: btleec@columbus.gov

Body

Greater Hilltop Area Commission Monthly meeting Schedule

7 p.m. to 9 p.m.

Hilltop Branch Library

511 S. Hague Avenue

July 5, 2005

August 2, 2005

September 6, 2005

October 4, 2005

November 8, 2005

December 6, 2005

Legislation Number: PN0146-2005

Drafting Date: 07/06/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 7/18/2005

Contact Name: Adam Knowlden

Contact Telephone Number: (614) 645-4605

Contact Email Address: apknowlden@columbus.gov

Body

REGULAR MEETING NO. 44 OF CITY COUNCIL (ZONING)

JULY 18, 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: MENDEL, CHR. BOYCE HABASH HUDSON O'SHAUGHNESSY TAVARES THOMAS

0961-2005

To rezone 1903 STELZER ROAD (43219), being 10.65± acres located on the west side of Stelzer Road, 300± feet south of City Gate Drive, From: R, Rural District, To: L-M, Limited Manufacturing and CPD, Commercial Planned Development Districts (Z04-080).

1119-2005

To grant a Variance from the provisions of Sections 3356.03, C-4, Permitted Uses and 3372.609, Setback requirements of the Columbus City Code, for the property located at 858 SOUTH HIGH STREET (43206), to permit an existing two-family dwelling with reduced development standards in the C-4, Commercial District (Council Variance # CV05-010)

1149-2005

To grant a Variance from the provisions of Section 3363.01, M, Manufacturing District, for the property located at 1280 WILLIAMS ROAD (43207), to permit an existing single-family dwelling in the M, Manufacturing District (Council Variance # CV05-023).

1150-2005

To grant a Variance from the provisions of Section 3363.01, M, Manufacturing District, for the property located at 1240 WILLIAMS ROAD (43207), to permit an existing single-family dwelling in the M, Manufacturing District (Council Variance # CV05-026).

1161-2005

To rezone 868 WEST LANE AVENUE (43221), being 0.83± acres located at the northeast corner of West Lane Avenue and Kenny Road, From: R, Rural District, To: CPD, Commercial Planned Development District. (Rezoning # Z05-017)

1174-2005

To grant a Variance from the provisions of Sections 3356.03, C-4, Permitted Uses of the Columbus City Codes for the property located at 499 DERRER ROAD (43204), to permit storage associated with a contractor's office in the C-4, Commercial District (Council Variance # CV05-015).

1187-2005

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District use; 3332.15, Area District requirements; 3332.19, Fronting on a public street; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3332.28, Side or rear yard obstruction; 3332.33, Private access and parking requirements; 3342.24, Surface and 3342.28, Minimum number of parking spaces required; of the City of Columbus codes, for the property located at 410 NACE AVENUE (43223), to permit two existing single-family dwellings on one lot with reduced development standards in the R-4, Residential District. (Council Variance # CV05-013)

1210-2005

To grant a Variance from the provisions of Section 3356.03, C-4 permitted uses, for the property located at 6867 EAST BROAD STREET (43213), to permit motor vehicle fuel sales on a lot zoned in the L-C-4, Limited Commercial District (Council Variance CV05-025).

0892-2005

To amend Ordinance #1207-2004, passed on July 19, 2004 (Z04-015), for property located at 5461 NEW

ALBANY ROAD EAST (43054), by repealing Section 3 and replacing it with a new Section 3 to amend the L-C-2, Limited Commercial District text to modify only the maximum height allowed for lighting standards (Z04-015A).

(TABLED 07/11/2005)

0939-2005

To rezone 2410 HILLIARD-ROME ROAD (43228), being 1.38± acres located on the east side of Hilliard-Rome Road, 400± feet north of Asics Road, From: R, Rural District, To: L-C-4, Limited Commercial District (Z04-105).

(TABLED 07/11/2005)

0955-2005

To rezone 3642 AGLER ROAD (43219), being 7.2± acres located on the north side of Agler Road, 340± feet west of Stelzer Road, From: L-C-4, Limited Commercial District, To: L-C-4, Limited Commercial District (Z04-096).

1201-2005

To rezone 2895 SOUTH HIGH STREET (43207), being 0.53± acres located at the southwest corner of South High Street and Dolby Drive, From: R-3, Residential District, To: C-3, Commercial District. (Rezoning # Z05-025).

1142-2005

To rezone 2635 BILLINGSLEY ROAD (43235), being 5.0± acres located on the south side of Billingsley Road, 620± feet east of Sawmill Road, From: R, Rural District, To: L-C-4, Limited Commercial District (Rezoning # Z05-016).

0965-2005

To rezone 5601 FOREST HILLS BOULEVARD (43231), being 1.03± acres located on the west side of Forest Hills Boulevard, 560± feet north of East Dublin-Granville Road, From: C-4, Commercial District, To: CPD, Commercial Planned Development District (Z05-018).

(HELD 07/11/2005)

1208-2005

To grant a Variance from the provisions of Sections 3332.029, SR Suburban residential district; 3332.035, R-3, Residential district; 3342.08, Driveway; 3342.17, Parking lot screening; 3342.28, Minimum number of parking spaces required; 3356.03, C-4 Permitted Uses; and 3356.05, C-4 District Development Limitations, of the Columbus City Codes for the property located at 1463 COLLEGE AVENUE (43209), to permit two (2) 4-unit dwellings in the C-4, Commercial; SR, Suburban residential; and R-3, Residential Districts.

1183-2005

To rezone 1400 FRANCISCO ROAD (43220), being 11.12± acres located at the northwest corner of Francisco Road and Rossmoor Place, From: R-1, Residential District, To: L-R-2, Limited Residential District. (Rezoning # Z05-030)

0215-2005

To grant a Variance from the provisions of Section 3332.039, R-4, Residential District Use, for the property located at 29 CLARK PLACE (43201), to permit a private parking lot on a parcel zoned in the R-4, Residential District (Council Variance CV04-036).

(TABLED 4/25/2005)

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).

(REQUESTED TO BE DEFEATED AND REPLACED BY ORDINANCE 0923-2005)

(TABLED 07/11/2005)

0923-2005

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).

(TABLED 07/11/2005)

Legislation Number: PN0147-2005

Drafting Date: 07/06/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Records Commission Meeting Notice - 071805

Contact Name: Thmie Freeze

Contact Telephone Number: 645-7293

Contact Email Address: tjfreeze@columbus.gov

Body

**CITY OF COLUMBUS
- RECORDS COMMISSION -**

TO: APPOINTED RECORDS COMMISSION OFFICERS
Mayor Michael Coleman, City Records Commission Chief Executive Officer
Attorney Richard Pfeiffer, City Records Commission Chief Legal Officer
Hugh Dorrian, City Records Commission Chief Fiscal Officer
Andrea Blevins, City Records Commission Secretary
Keith Shumate, City Records Commission Citizen Representative

FROM: Thmie Freeze, City Records Commission Coordinator

DATE: 07/06/05

SUBJECT: RECORDS COMMISSION AGENDA FOR 07/18/05 SPECIAL MEETING

Let this serve as **NOTICE** for the upcoming **SPECIALLY-CALLED RECORDS COMMISSION MEETING** on **Monday, July 18, 2005 at 10:00 a.m. in City Council's Conference Room (226)- 2nd floor, City Hall.** The agenda is as noted below:

- ROLL CALL

- OLD BUSINESS

ITEM #1 - Franklin County Municipal Court - 8 Requests for the addition, removal or modification of items on the Municipal Court Retention Schedule. Note: These items were tabled at the May 9, 2005 Records Commission meeting for reconsideration at the specially-called July 18, 2005 meeting. (Refer to supporting documentation attached to Agenda Packet)

- NEW BUSINESS

No new business will be considered at this specially-called meeting.

- ADJOURN MEETING

If you have an item on the agenda, please have a representative from your office present to answer any questions.

As always, if you have any other records-related questions, please don't hesitate to call 645-7293.

Legislation Number: PN0148-2005

Drafting Date: 07/06/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Building Commission July Meeting Agenda

Contact Name: Barbara Eastman

Contact Telephone Number: 614-645-6416

Contact Email Address: baeastman@columbus.gov

Body

COLUMBUS BUILDING COMMISSION AGENDA

July 19, 2005 - 1:00 p.m.

757 CAROLYN AVENUE

HEARING ROOM - LOWER LEVEL

1. APPROVAL OF JUNE 21, 2005 MEETING MINUTES
2. Continuation: ADJUDICATION ORDER - A/O2005-040FXR
Appeal: Variance to 2004 Residential Code of Ohio, Section 305.1- Minimum Ceiling Height and 311.4.2.1 - Interior Doors.
3. ADJUDICATION ORDER - A/O2005-045FXR
Appeal: Request to remodel existing second floor with existing 2 x 6 rafters to accommodate R-21 insulation with baffles. Columbus City Code 4127.77 requires R-30 insulation.
4. ITEMS FROM THE FLOOR (as approved by the Board)
5. PUBLIC HEARING:
PROPOSED CODE CHANGE - DEMOLITION PERMITS

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: PN0149-2005

Drafting Date: 07/13/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Board of Zoning Adjustment July Meeting Agenda

Contact Name: Denise Powers

Contact Telephone Number: 614-645-1788

Contact Email Address: dapowers@columbus.gov

Body

BOARD OF ZONING ADJUSTMENT AGENDA
CITY OF COLUMBUS, OHIO
JULY 26, 2005

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on TUESDAY, JULY 26, 2005 at 6:00 P.M. in the First Floor Hearing Room of the Building Services Division, 757 Carolyn Avenue.

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Building Services Division, 757 Carolyn Avenue, 645-7314.

SPECIAL NOTE TO THE APPLICANT: It is important that you or your representative be present at the public hearing. It is the rule of the Board to dismiss an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An 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 prior to the scheduled meeting time. To schedule an interpreter, please contact the City of Columbus, Human Resources Department at 645-6373 or TDD 645-3293.

THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M., AFTER ANY APPEAL(S):

1. ODS No.: 05311-00003

Location: 149 SOUTH YALE (43222), located approximately 250' northwest of the Town Street and Yale Avenue intersection.

Area Comm./Civic: Franklinton Area Commission

Existing Zoning: C-4, Commercial District

Request: Special Permit(s) to Section(s):

1. 3307.06, Special Permit Required. To permit the expansion of a non-conforming use by the construction of a 576 square foot, detached garage.

Proposal: To construct a detached garage as an ancillary use to a single-family dwelling.

Applicant(s):

Edward Swaggerty
149 S. Yale Avenue
Columbus, Ohio 43222

Property Owner(s): same as applicant

Case Planner: Jamie Freise, 645-6350

2. ODS No.: 05311-00004

Location: 1644 EAST DUBLIN-GRANVILLE ROAD (43229), located at the northeast corner of Karl and E. Dublin-Granville Rds.

Area Comm./Civic: Northland Community Council

Existing Zoning: C-4, Commercial District

Request: Special Permit(s) to Section(s):

1. 3389.03, Field, park or arcade. To allow for up to 13 coin-/token-activated devices and/or attractions as an ancillary use to a bar.

Proposal: To install up to 13 arcade game machines in a bar.

Applicant(s):

After Hours Sports Club, Inc.
c/o Todd Neuman; Ferris & Neuman, L.L.P.
2733 W. Dublin-Granville Rd.
Columbus, Ohio 43235

Property Owner(s):

H.K. New Plan Karl Plaza L.P.
1620-1672 E. Dublin-Granville Rd.
Columbus, Ohio 43229

Case Planner: Dave Reiss, 645-7973

3. ODS No.: 05311-00005

Location: 1071 GEMINI PLACE (A.K.A. FASHION MALL PARKWAY) (43240), located on the south side of Gemini Pl., approximately 1,100 ft. east of Polaris Pkwy.

Area Comm./Civic: Far North Columbus Communities Coalition

Existing Zoning: LC-4, Commercial District

Request: Special Permit(s) to Section(s):

1. 3389.03, Field, park or arcade. To allow for up to 18 coin-/token-activated devices and/or attractions as an ancillary use to a movie theater.

Proposal: To install up to 18 arcade game machines in a movie theater.

Applicant(s):

Rave Motion Pictures, L.L.C.
c/o Todd Neuman; Ferris & Neuman L.L.P.

2733 W. Dublin-Granville Rd.
Columbus, Ohio 43235

Property Owner(s):
Polaris Theater, L.L.C.
8800 Lyra Dr., Suite 550
Columbus, Ohio 43230

Case Planner: Dave Reiss, 645-7973

4. ODS No.: 05310-00047

Location: 451 ELSMERE STREET (43206), located 50 feet east of the Elsmere Street and Beech Street intersection.

Area Comm./Civic: Schumacher Place Civic Association

Existing Zoning: R-3, Residential District

Request: Variance(s) to Section(s):

1. 3342.22, Prohibited use. To park a commercial vehicle in a residential district.

Proposal: The applicant proposes to install two 9 ft. X 18 ft. parking pads in the rear of his property, one of which he may park a commercial vehicle in a residential neighborhood.

Applicant(s):
Billy Lemley
451 Elsmere Street
Columbus, Ohio 43206

Property Owner(s): same as applicant

Case Planner: Jamie Freise, 645-6350

5. ODS No.: 05310-00049

Location: 3683 WESTON PLACE (43214), located located at the southwest intersection of Montrose Way and Weston Place.

Area Comm./Civic: Clintonville Area Commission

Existing Zoning: R-3, Residential District

Request: Variance(s) to Section(s):

1. 3332.38(G), Private garage. To construct a a garage at a height higher than 15 ft.

Proposal: The applicant proposes to construct a 788 sq. ft. garage at a height of 18'6".

Applicant(s):
Regis and Patricia McKenna
185 West Dunedin Road
Columbus, Ohio 43214

Property Owner(s):
Mary Clare McKenna

3683 Weston Place
Columbus, Ohio 43214

Case Planner: Jamie Freise, 645-6350

6. ODS No.: 05310-00050

Location: 1078 SOUTH EUREKA (43204), located in southwest Columbus, approximately half of a mile south of the intersection of Eakin Road and Eureka Avenue.

Area Comm./Civic: Greater Hilltop Area Commission

Existing Zoning: R-3, Residential District

Request: Variance(s) to Section(s):

1. 3332.21, Building Lines. To reduce the building setback from 25 ft. to 14 ft.

Proposal: The applicant proposes to construct a 10 ft. addition to the front of of the dwelling for a kitchen expansion.

Applicant(s):

Jo Ann Gill
1078 S. Eureka Avenue
Columbus, Ohio 43204

Property Owner(s): same as applicant

Case Planner: Jamie Freise, 645-6350

7. ODS No.: 05310-00051

Location: 800 GEORGESVILLE ROAD (43228), located at the northeast corner of Clime Rd., N. and Georgesville Rd.

Area Comm./Civic: Greater Hilltop Area Commission

Existing Zoning: C-5, Commercial District

Request: Variance(s) to Section(s):

1. 3342.28, Minimum number of parking spaces required. To reduce the required number of parking spaces from 58 to 53 (5 spaces).

Proposal: To raze and rebuild a fast-food restaurant and provide two drive-through lanes.

Applicant(s):

Fred J. Simon
75 E. Wilson Bridge Rd.
Worthington, Ohio 43085

Property Owner(s):

Franchise Realty Interstate Corp.
c/o Fred J. Simon
75 E. Wilson Bridge Rd.
Worthington, Ohio 43085

Case Planner: Dave Reiss, 645-7973

8. ODS No.: 05310-00052

Location: 273 CHATHAM ROAD (43214), located on the south side of Chatham Road, 115± feet west of Sharon Avenue.

Area Comm./Civic: Clintonville Area Commission

Existing Zoning: R-3, Residential District

Request: Variance(s) to Section(s):

1. 3332.26, Minimum side yard permitted. To reduce the minimum side yard from 3 feet to 1 foot along the west side of a detached garage.
2. 3332.38, Private garage. To increase the maximum height of a detached garage from 15 feet to 19 feet.

Proposal: To construct a 594 sq. ft., two-car detached garage.

Applicant(s):

Brock J. Stull
273 Chatham Rd.
Columbus, OH 43214

Property Owner(s): Applicant

Case Planner: Denise Powers, 645-1788

9. ODS No.: 05310-00053

Location: 273 SOUTH BURGESS AVENUE (43204), located on the west side of South Burgess Avenue, 185± feet north of Fremont Street.

Area Comm./Civic: Greater Hilltop Area Commission

Existing Zoning: R-3, Residential District

Request: Variance(s) to Section(s):

1. 3332.21, Building lines. To reduce the building line from 25 feet to not less than 12 feet along South Burgess Avenue.

Proposal: To enclose an existing front porch with glass and screen.

Applicant(s):

Ohio Energy Contractors
40 W. 1st Av.
Columbus, OH 43201

Property Owner(s):

Joanne Sorenson
273 S. Burgess Ave.
Columbus, OH 43204

Case Planner: Denise Powers, 645-1788

10. ODS No.: 05310-00054

Location: 957 CLARENDON (43223), located on the east side of Columbus 50 feet south of the Clarendon Ave. and

Dartmoor Rd. intersection.

Area Comm./Civic: Greater Hilltop Area Commission

Existing Zoning: R-3, Residential District

Request: Variance(s) to Section(s):

1. 3332.25, Maximum side yards required. To reduce the sum of the widths of each side yard from 20% of the width of the lot from 8 feet to 0 feet.
2. 3332.26, Minimum side yard permitted. To reduce the minimum side yard from 5 feet to 0 feet on both sides of the dwelling.
3. 3332.28, Side or rear yard obstruction. To allow parking to occur in the required side yard.
4. 3342.11, Landscaping. To allow the lot area between the right-of-way and the parking setback line to be paved for other than a necessary driveway.

Proposal: To legitimize a concrete driveway expansion and 200 sq. ft. carport that were installed without zoning clearance.

Applicant(s):

Jeffrey Little
3469 Linstrom Drive
Columbus, Ohio 43228

Property Owner(s):

Bonnie Little
957 Clarendon Avenue
Columbus, Ohio 43223

Case Planner: Jamie Freise, 645-6350

THE FOLLOWING CASES WILL NOT BE HEARD BEFORE 7:00 P.M.:

11. ODS No.: 05310-00055

Location: 219 CARDINAL PARK DRIVE (43213), located on the west side of Cardinal Park Drive opposite the terminus of Beverly Hills Drive.

Area Comm./Civic: None

Existing Zoning: L-AR-12, Limited-Apartment Residential District

Request: Variance(s) to Section(s):

1. 3333.255, Perimeter yard required. To reduce the perimeter yard from 25 feet to 13 feet along the north side of Buildings 6 & 7 for deck encroachments.
2. 3333.25, Side or rear yard obstruction. To allow decks to encroach into the perimeter yard.
3. 3342.15, Maneuvering. To allow the maneuvering area to a parking space inside an attached garage to occur over a stacked parking space in front of the garage.
4. 3342.19, Parking space. To allow one required parking space to be stacked behind another for multi-family dwellings.
5. 3342.28, Minimum number of parking spaces required. To allow a stacked parking space to qualify for one of the two required parking spaces per unit.

Proposal: To construct a 142-unit townhouse condominium complex with stacked parking on the driveway in front of an attached garage parking space.

Applicant(s):

Village Communities, Inc.
c/o Jill Tangeman, Esq.
Plank & Brahm
145 E. Rich St.
Columbus, OH 43215

Property Owner(s):
Sexton Development LLC
c/o Jill Tangeman, Esq.
Plank & Brahm
145 E. Rich St.
Columbus, OH 43215

Case Planner: Denise Powers, 645-1788

12. ODS No.: 05310-00056

Location: 5635 FEDER ROAD (43228), located on the south side of Feder Road, 470± feet west of Hilliard-Rome Road.

Area Comm./Civic: None

Existing Zoning: L-AR-12, Limited-Apartment Residential District

Request: Variance(s) to Section(s):

1. 3333.255, Perimeter yard required. To reduce the perimeter yard from 25 feet to not less than 17 feet along the north side of Building 6, the east side of Building 7, and the east side of Buildings 13 and 14, for deck encroachments.
2. 3342.15, Maneuvering. To allow the maneuvering area to a parking space inside an attached garage to occur over a stacked parking space in front of the garage.
3. 3342.19, Parking space. To allow one parking space to be stacked behind another for multi-family dwellings.

Proposal: To construct a 98-unit apartment complex with stacked parking on the driveway in front of an attached garage parking space.

Applicant(s):
Village Communities
c/o Jeffrey L. Brown, Atty.
Smith & Hale
37 W. Broad St., Ste. 725
Columbus, OH 43215

Property Owner(s):
Triangle Properties, Inc.
c/o Jeffrey L. Brown, Atty.
Smith & Hale
37 W. Broad St., Ste. 725
Columbus, OH 43215

Case Planner: Denise Powers, 645-1788

13. ODS No.: 05310-00057

Location: 7189 LINWORTH ROAD (43235), located on the west side of Hard Road, 800± feet south of Hard Road.

Area Comm./Civic: Far Northwest Coalition

Existing Zoning: PUD-4, Planned Unit Development District

Request: Variance(s) to Section(s):

1. 3311.10, Effect of registered planned unit development district. To vary the conditions set forth in the registered plan by reducing the building line from 25 feet to 0.5 foot along Linworth Road, and from 12 feet to 4.8 feet along Bluffway Drive to permit a brick and stone gateway, fence and wall only.
2. 3345.135, Vision clearance. To permit encroachments into the clear vision triangles at the entry into the development from Bluffway Drive and at the intersection of Bluffway Drive and Linworth Road.

Proposal: To construct a streetscape entry for a proposed condominium development.

Applicant(s):

M/I Homes of Central Ohio, LLC
c/o Jeffrey L. Brown, Atty.
Smith & Hale
37 W. Broad St., Ste. 725
Columbus, OH 43215

Property Owner(s): Applicant

Case Planner: Denise Powers, 645-1788

14. ODS No.: 05310-00058

Location: 5437 EDWARDS FARMS ROAD (43221), located on the north west side of Columbus near the I-270 outterbelt approximately 500 feet south of the Hayden Run Rd. and Edwards Farms Rd intersection.

Area Comm./Civic: None

Existing Zoning: L-AR-LD, Apartment Residential- Low Denstiy District

Request: Variance(s) to Section(s):

1. 3333.11, ARLD area district requirements. To reduce the lot area per unit from 2,500 sq. ft. to 2, 430 sq. ft. 280-288 units.

Proposal: The applicant proposes to construct an apartment complex with 16 buildings and 288 units.

Applicant(s):

Edwards Companies
c/o Donald Plank, Esq.
145 East Rich Street
Columbus, Ohio 43215

Property Owner(s):

Byron E. Ford, Jr., et al.
145 East Rich Street
Columbus, Ohio 43215

Case Planner: Jamie Freise, 645-6350

15. ODS No.: 05310-00059

Location: 291 SIEBERT STREET (43206), located on the south side of Columbus, approximately 500 feet west of the

Siebert Street and Parsons Avenue intersection.

Area Comm./Civic: Merion Village Civic Association

Existing Zoning: R-2F, Residential District

Request: Variance(s) to Section(s):

1. 3332.05, Area District Lot Width Requirements. To reduce the lot width from 50' to 31'3".
2. 3332.14, Area District Requirements. To reduce the lot area from 6,000 sq. ft. to 2,562 sq. ft.
3. 3342.28, Minimum Number of Parking Spaces. To reduce the number of on-site parking from 2 to 0 spaces.

Proposal: To convert a one family dwelling to a two family dwelling in the R-4 District.

Applicant(s):

Steven Fisher
c/o Donald Plank, Esq.
145 East Rich Street
Columbus, Ohio 43215

Property Owner(s): same as applicant

Case Planner: Jamie Freise, 645-6350

16. ODS No.: 05310-00060

Location: 442 WETMORE ROAD (43214), located on the north side of Wetmore Rd., 235 ft. east of Sharon Ave.

Area Comm./Civic: Clintonville Area Commission

Existing Zoning: R-3, Residential District

Request: Variance(s) to Section(s):

1. 3332.38, Private garage. To increase the allowable height of a detached garage from 15 ft. to 21 ft. 2 1/8 in. (6 ft. 2 1/8 in. taller).

Proposal: To construct a 704 sq. ft., detached garage.

Applicant(s):

Christopher D. Schwartz
442 Wetmore Rd.
Columbus, Ohio 43214

Property Owner(s):

Christopher D. & Joanna M. Schwartz
442 Wetmore Rd.
Columbus, Ohio 43214

Case Planner: Dave Reiss, 645-7973

17. ODS No.: 05310-00061A

Location: 431 WEST 1ST AVENUE (43215), located at the southeast corner of West 1st Avenue and Thurber Drive West.

Area Comm./Civic: Harrison West Society

Existing Zoning: AR-O, Apartment Office District

Request: Variance(s) to Section(s):

1. 3333.15, Basis of computing area. To increase the maximum lot area allowed to be occupied by building from 50% to 75%.
2. 3333.18, Building lines. To reduce the building line from 25 feet to 10 feet along Thurber Drive West.
3. 3333.24, Rear Yard. To reduce the minimum rear yard from 25% of the total lot area to 7%.
4. 3333.26, Height district. To increase the maximum height of a building from 35 feet to 43 feet for an elevator/stair enclosure.
5. 3333.27, Vision clearance. To reduce or obstruct the clear vision triangle at an intersection.
6. 3333.27, Vision clearance. To reduce the clear vision setback at the vehicular access point to Thurber Drive West from 12 feet to 10 feet by the wall of the building.
7. 3342.17, Parking lot screening. To not screen all portions of a parking lot located within 80 feet of residentially zoned property.
8. 3342.28, Minimum number of parking spaces required. To reduce the minimum number of off-street parking spaces required from 48 to 24.

Proposal: To construct a three-story, 24-unit residential condominium building with a ground-floor parking garage.

Applicant(s):

Santer Communities, Ltd.
c/o James V. Maniace, Atty.
65 E. State St., Ste. 100
Columbus, OH 43215

Property Owner(s):

Lee Smith Family Investments, LLC
c/o James V. Maniace, Atty.
65 E. State St., Ste. 100
Columbus, OH 43215

Case Planner: Denise Powers, 645-1788

18. ODS No.:05310-00061B

Location: 929 HARRISON AVENUE (43215), located at the southwest corner of Harrison and West 1st Avenues.

Area Comm./Civic: Harrison West Society

Existing Zoning: AR-O, Apartment Office District

Request: Variance(s) to Section(s):

1. 3333.18, Building lines. To reduce the building line from 10 feet to 2 feet along West 1st Avenue.
2. 3333.24, Rear Yard. To reduce the minimum rear yard from 25% of the total lot area to 1%.
3. 3333.26, Height district. To increase the maximum height of a building from 35 feet to 42 feet.
4. 3342.17, Parking lot screening. To not screen all portions of a parking lot located within 80 feet of residentially zoned property.
5. 3342.28, Minimum number of parking spaces required. To reduce the minimum number of off-street parking spaces required from 98 to 45.
6. 3342.29, Minimum number of loading spaces required. To reduce the minimum number of off-street loading spaces required from 1 to 0.

Proposal: To legitimize existing site conditions and to displace approximately 31 of 76 parking spaces that were approved for this office building in 1982 (EN82-415) but are located on the abutting parcel, so that parcel can be developed with a three-story, 24-unit residential condominium building.

Applicant(s):

Santer Communities, Ltd.
c/o James V. Maniace, Atty.
65 E. State St., Ste. 100
Columbus, OH 43215

Property Owner(s):

Lee Smith Family Investments, LLC
c/o James V. Maniace, Atty.
65 E. State St., Ste. 100
Columbus, OH 43215

Case Planner: Denise Powers, 645-1788

19. ODS No.: 05310-00062

Location: 1413, 1417 & 1421 GIBBARD AVENUE (43219), located on the south side of Gibbard Avenue, 90± feet east of Joyce Avenue.

Area Comm./Civic: North Central Area Commission

Existing Zoning: R-3, Residential District

Request: Variance(s) to Section(s):

1. 3332.05, Area District lot width requirements. To reduce the minimum width of two lots from 50 feet to 45 feet each.

Proposal: To reconfigure three 30-foot wide original lots to create two new 45-foot wide parcels for the construction of two single-family dwellings.

Applicant(s):

A. Robert Hutchins
411 E. Town St.
Columbus, OH 43215

Property Owner(s):

Samaritan Project Development Corporation
2176 Woodward Av.
Columbus, OH 43219

Case Planner: Denise Powers, 645-1788

20. ODS No.: 05310-00065

Location: 6093 JOURDON DRIVE, et al (18) (43081), located on the north side of Central College Road off Course Drive in the Upper Albany West Sections 1, 2 and 3 subdivisions.

Area Comm./Civic: None

Existing Zoning: NE, Neighborhood Edge; NG, Neighborhood General and NC, Neighborhood Center District

Request: Variance(s) to Section(s):

1. 3320.19(B)(3), Private buildings, Mandatory Elements. To allow the configuration of buildings to not comply with the Building Standards Table by having less than the 30% build-out requirement, that being the portion of the building on the setback line, for homes on the specified properties in the NE, Neighborhood Edge District.
2. 3320.19(B)(3), Private buildings, Mandatory Elements. To allow the configuration of buildings to not comply with the Building Standards Table by having less than the 40% build-out requirement, that being the portion of the building on the setback line, for homes on the specified properties in the NG, Neighborhood General District.
3. 3320.19(B)(3), Private buildings, Mandatory Elements. To allow the configuration of buildings to not comply with the Building Standards Table by having less than the 50% build-out requirement, that being the portion of the building on the setback line, for homes on the specified properties in the NC, Neighborhood Center District.
4. 3320.19(B)(4), Private buildings, Mandatory Elements. To allow the façade of the building to not be parallel to straight frontage lines or parallel to the chord of curved or broken frontage lines for homes on the specified properties.

Proposal: To permit a single-family home to be built on each identified lot.

Applicant(s):

M/I Homes of Central Ohio, LLC
c/o Jeffrey L. Brown, Atty.
37 W. Broad St. Suite 725
Columbus, OH 43215

Property Owner(s): Applicant

Case Planner: Denise Powers, 645-1788

21. ODS No.: 05310-00066

Location: 5712 BOUCHER ROAD, et al (52) (43002), located on the east side of Cosgray Road between Hayden Farms Road and Boucher Road.

Area Comm./Civic: None

Existing Zoning: NE, Neighborhood Edge; NG, Neighborhood General and NC, Neighborhood Center District

Request: Variance(s) to Section(s):

1. 3320.19(B)(3), Private buildings, Mandatory Elements. To allow the configuration of buildings to not comply with the Building Standards Table by having less than the 30 build-out requirement, that being the portion of the building on the setback line, for homes on the specified properties in the NE, Neighborhood Edge District.
2. 3320.19(B)(3), Private buildings, Mandatory Elements. To allow the configuration of buildings to not comply with the Building Standards Table by having less than the 40% build-out requirement, that being the portion of the building on the setback line, for homes on the specified properties in the NG, Neighborhood General District.
3. 3320.19(B)(3), Private buildings, Mandatory Elements. To allow the configuration of buildings to not comply with the Building Standards Table by having less than the 50% build-out requirement, that being the portion of the building on the setback line, for homes on the specified properties in the NC, Neighborhood Center District.
4. 3320.19(B)(4), Private buildings, Mandatory Elements. To allow the façade of the building to not be parallel to straight frontage lines or parallel to the chord of curved or broken frontage lines for homes on the specified properties.

Proposal: To permit a single-family home to be built on each identified lot.

Applicant(s):

M/I Homes of Central Ohio, LLC
c/o Jeffrey L. Brown, Atty.
37 W. Broad St. Suite 725
Columbus, OH 43215

Property Owner(s): Applicant

Case Planner: Denise Powers, 645-1788

HOLDOVER ITEM:

22. ODS No.: 04310-00086

Location: 5228 BRICE ROAD (43110), located at the northeast corner of Winchester Pk. & Brice Rd.

Area Comm./Civic: Southeast Area Commission

Existing Zoning: NE, Neighborhood Edge & NC, Neighborhood Center District

Request: Variance(s) to Section(s):

1. 3320.17, Civic spaces and civic buildings. To provide +/-22.1% greater than the 50% (up to 71%) required space for other than Civic Space as an allocation requirement.
2. 3320.13, Administration. To allow a project of over 100 acres to provide up to 12% greater than 50% (up to 62%) of the project area devoted to a Neighborhood Center district.

Proposal: To create a Traditional Neighborhood Development by increasing the area devoted to creating other than civic space in it's neighborhood edge district and having over 50% of the project allocated to a neighborhood center district.

Applicant(s):

Jeffrey L. Brown
c/o Smith & Hale
37 W. Broad St., Suite 725
Columbus, Ohio 43215

Property Owner(s):

Glen at Schirm Farms, L.L.C.
470 Olde Worthington Rd., Suite 100
Westerville, Ohio 43082

Case Planner: Dave Reiss, 645-7973

Legislation Number: PN0150-2005

Drafting Date: 07/13/2005

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Development Commission July Policy Meeting

Contact Name: Beth Clark

Contact Telephone Number: 614-645-6096

Contact Email Address: eaclark@columbus.gov

Body

Columbus Development Commission July Policy Meeting

The Columbus Development Commission will hold its monthly policy meeting on July 28, 2005 at 6:15 p.m. in the Ground Floor Conference Room at 109 N. Front St., Columbus, OH 43215.

For presentation, discussion, and action

Regional Commercial Overlay - Minor Modifications
For information, contact Suzanne Vais at 645-0664 or sevais@columbus.gov

Draft Near East Area Plan
For information, contact Mark Dravillas at 645-6823 or mcdravillas@columbus.gov

Contact Elizabeth A. Clark at 645-6096 on the day of the meeting to confirm that this item will be heard or go on-line to www.columbusinfobase.org.

A sign language interpreter will be made available provided the Planning Division has at least 48 hours notice before the meeting. Call 645-6096 to make the arrangements.

Legislation Number: PN0151-2005

Drafting Date: 07/15/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 7/25/2005

Contact Name: Adam Knowlden

Contact Telephone Number: 614-645-4605

Contact Email Address: apknowlden@columbus.gov

Body

REGULAR MEETING NO. 46

CITY COUNCIL (ZONING)

JULY 25, 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

0539-2005

To amend Ordinance No. 1675-2004 passed on November 1 2004 (Z02-107), by repealing Section 3 in its entirety and replacing it with a new Section 3 thereby modifying the limitation overlay text to relocate 60 dwelling units from the south side of Chantry Drive to the north side of Chantry Drive to allow the construction of a regional detention basin. (Rezoning #Z02-107A)

1217-2005

To grant a Variance from the provisions of Section 3361.02, Permitted uses, for the property located at 5132 HAYDEN

RUN ROAD (43026), to permit multi-family residential land-use that is not located above certain commercial uses on a lot zoned in the CPD, Commercial Planned Development District (Council Variance CV05-007).

1242-2005

To grant a Variance from the provisions of Section 3333.10, AR-12, AR-12 Area District Requirements, of Columbus City Codes; for the property located at 5542 CHANTRY DRIVE (43232), to permit a 100 dwelling-unit apartment complex in the L-AR-12, Limited Apartment Residential District. (CV05-035)

1290-2005

To rezone 6086 RIVERSIDE DRIVE (43017), being 7.55± acres located on the east side of Riverside Drive, 992± feet south of Martin Road, From: R, Rural District and CPD, Commercial Planned Development Districts, To: CPD, Commercial Planned Development and I, Institutional Districts. (Rezoning # Z05-029).

0775-2005

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential district; 3332.18, Basis of computing area; 3332.21, Building lines; 3332.27, Rear yard; and 3342.28, Minimum number of parking spaces required of the Columbus City codes; for the properties located at 1088 & 1096 PERRY STREET (43201), to permit two existing five-unit apartment buildings on two separate parcels with reduced development standards in the R-4, Residential District (Council Variance # CV05-005).

0776-2005

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential district; 3332.18, Basis of computing area; 3332.21, Building lines; 3332.27, Rear yard; and 3342.28, Minimum number of parking spaces required of the Columbus City codes; for the properties located at 1104 & 1112 PERRY STREET (43201), to permit two existing five-unit apartment buildings on two separate parcels with reduced development standards in the R-4, Residential District (Council Variance # CV05-006).

0772-2005

To grant a Variance from the provisions of Sections 3363.01, M, Manufacturing districts, 3342.28, Minimum number of parking spaces required; and 3372.611, Design standards; of the Columbus City Codes for the property located at 803 NORTH FOURTH STREET (43215), to permit a maximum of forty-six apartment units with reduced development standards in the M, Manufacturing District (Council Variance # CV03-039).

1209-2005

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District Use; 3332.26, Minimum side yard permitted; and 3332.27, Rear yard, for the property located at 63 NORTH MIAMI AVENUE (43203), to permit a two-family dwelling and carriage house with reduced development standards on the same lot zoned in the R-2F, Residential District (Council Variance CV05-011).

1274-2005

To rezone 3558 WEST HENDERSON ROAD (43228), being 2.72± acres located on the north side of West Henderson Road, 165± feet east of Brynwood Drive, From: R, Rural District, To: PUD-4, Planned Unit Development District (Rezoning # Z05-019).

Legislation Number: PN0214-2004

Drafting Date: 12/08/2004

Version: 1

Current Status: Clerk's Office for Bulletin

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

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.