

Columbus City Bulletin



Bulletin #30
July 23, 2005

Proceedings of City Council

Saturday, July 23, 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 18, 2005*; Mayor, Michael B. Coleman on Wednesday, *July 20, 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 18, 2005

5:00 PM

Columbus City Council

Columbus City Council

Journal

July 18, 2005

**REGULAR MEETING NO. 43 OF COLUMBUS CITY COUNCIL, JULY 18, 2005 at
5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

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

READING AND DISPOSAL OF THE JOURNAL

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

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

C0024-2005

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY
CLERK'S OFFICE AS OF WEDNESDAY, JULY 13, 2005:

Transfer Type: C1, C2
To: Umer Inc
DBA G & W Market
1827 S 5th St 1st Fl Unit B
Columbus, Ohio 43207
From: Muhammad Hamed
DBA G & W Market
1827 S 5th St 1st Fl Unit B
Columbus, Ohio 43207
permit # 9147682

Transfer Type: D5
To: Millers One More Inc
2461 Sullivant Av
Columbus, Ohio 43223
From: Millers One More Inc
DBA Daves Tavern
2233 Eakin Rd
Columbus, Ohio 43223
Barbara Ankrum

permit # 60082010006

Transfer Type: D1
To: Buccelli Holdings LLC
5091 N Hamilton Rd
Columbus, Ohio 43230
From: Fire Dance LLC
DBA Garretts Saloon
1071 Parsons Av & Bsmt
Columbus, Ohio 43206
permit # 10630000010

Advertise 7/23/05

Return 8/06/05

Read and Filed

RESOLUTIONS OF EXPRESSION

BOYCE

0107X-2005

To recognize and pay tribute to the dedicated safety professionals who have contributed to furnishing a place of City employment free from hazards, reducing incidences of injuries and lost days and who are committed to the prevention and control of unsafe working conditions.

Sponsors: Kevin L. Boyce

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

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

MENTEL

0115X-2005

To recognize and commend the National Association of Town Watch (NATW) for sponsoring a unique, nationwide crime, drug and violence prevention program on August 2, 2005, entitled "National Night Out."

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:

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

THOMAS

0114X-2005

To recognize and honor the Frontiers International Inc. in celebration of their 64th Annual Convention.

Sponsors: Patsy Thomas

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

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

ADDITIONS OR CORRECTIONS TO THE AGENDA

THE FOLLOWING ORDINANCES WERE TAKEN FROM THE TABLE IN TWO MOTIONS:

MOTION ONE: ADMINISTRATION: 0603-2005, 1114-2005, 1123-2005; DEVELOPEMENT: 1254-2005, 1260-2005; JOBS & ECONOMIC DEVELOPMENT: 1245-2005; UTILITIES: 1013-2005, 1028-2005; RECREATION & PARKS: 1125-2005; RULES & REFERENCE: 1102-2005

MOTION TWO: DEVELOPMENT: 0925-2005; UTILITIES: 1075-2005, 1111-2005

FIRST READING OF 30-DAY LEGISLATION

ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH

1232-2005 FR To authorize the Public Service Director to enter into contract for the Facilities Management Division with General Maintenance and Engineering Company, for the renovation of the roof at the Police Division Firing Range, 2609 McKinley Avenue, and to authorize the expenditure of \$228,493.00 from the Safety Voted Bond Fund. (\$228,493.00)

Read for the First Time

1280-2005 FR To authorize and direct the City Auditor to enter into an agreement with Deloitte and Touche LLP for professional auditing services for calendar year 2005 and to authorize the expenditure of \$417,450 from the General Fund. (\$417,450)

Read for the First Time

1299-2005 FR To authorize the City Auditor to enter into contracts for services regarding rebates to the Internal Revenue Service with respect to various bond issues and other IRS related matters; to authorize an expenditure not to exceed \$200,000 and to waive the competitive bidding provisions of Columbus City Codes. (\$200,000)

Read for the First Time

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

1304-2005 FR To authorize the release of \$6,000,000 of 2004 Series A Bond monies on deposit in the RiverSouth Authority Project Fund in support of continuing improvements to the former Lazarus properties to prepare them for reuse by new tenants; and to reappoint two members of the Board of Trustees of The RiverSouth Authority.

Read for the First Time

1312-2005 FR To authorize the City to enter into a Second Supplemental Lease Agreement with The RiverSouth Authority in connection with and supporting redevelopment and revitalization of the RiverSouth District and the surrounding area; and to authorize the Director of the Department of Development to execute the Second Supplemental Lease Agreement.

Read for the First Time

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

2221-2004 FR To adopt amendments to the Historic District Guidelines of the Italian Village Commission, the Victorian Village Commission, the Brewery District Commission, the Historic Resources Commission and the German Village Commission pursuant to City Code sections 3116.03 (Guidelines required)

and 3116.11 (Standards for Alteration).

Read for the First Time

- 1285-2005 FR To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of two parcels of real property held in the Land Bank pursuant to the Land Reutilization Program.

Read for the First Time

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

- 1256-2005 FR To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant an underground encroachment easement into East Broad Street, at 62 East Broad Street, for the Dispatch Printing Company.

Read for the First Time

- 1281-2005 FR To raise the speed limit on New World Drive between Alum Creek Drive and Watkins Road to 35 miles per hour from the posted speed of 25 miles per hour, and to repeal any and all previous speed limit resolutions on New World Drive.

Read for the First Time

- 1321-2005 FR To accept the plats titled HAYDENS CROSSING SECTION 2 PART 3, HAYDENS CROSSING SECTION 5 PART 1, HAYDENS CROSSING SECTION 5 PART 2, HAYDENS CROSSING SECTION 5 PART 3, VILLAGE AT ALBANY CROSSING SECTION 3 PART 1, VILLAGE AT ALBANY CROSSING SECTION 3 PART 2 (A RESUBDIVISION OF A PART OF VILLAGE AT ALBANY CROSSING SECTION 2 PART 1), VILLAGE AT STONECLIFF SECTION 1 PART 1, and VILLAGE AT STONECLIFF SECTION 1 PART 2, from JOSEPH A. SUGAR, III., Vice President-Land Acquisition, of DOMINION HOMES INC., an Ohio corporation.

Read for the First Time

- 1322-2005 FR To accept the plats titled RESUBDIVISION OF PART OF HAYDEN FARMS SECTION 1, RESUBDIVISION OF PART OF UPPER ALBANY WEST SECTION 1 and TOWNE PARK SECTION 1, 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.

Read for the First Time

UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH

- 0908-2005 FR To authorize the Director of Public Utilities to enter into an agreement with Burgess & Niple, Inc. for professional engineering services in connection with the Jackson Pike Wastewater Treatment B-Plant Final Clarifier Upgrade; to authorize the appropriation, transfer and expenditure of \$872,190.00 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; to amend the 2004 Capital Improvements Budget; for the Division of Sewerage and Drainage. (\$872,190.00)

Read for the First Time

- 0947-2005 FR To authorize the Finance Director to enter into a contract with Lift-All, Division of Hydra-Tech, Inc., for the purchase of a Bucket Truck for the Division of Electricity, and to authorize the expenditure of \$148,909.00 from

the Division of Electricity Operating Fund. (\$148,909.00)

Read for the First Time

- 1151-2005** FR To authorize the Director of Public Utilities to modify the contract with E M H & T, Inc. for the design of the S.R. 317 - London/Groveport 24" Water Main project for the Division of Water, and to authorize the expenditure of \$27,000.00 from the Water Works Enlargement Voted 1991 Bonds Fund. (\$27,000.00)

Read for the First Time

- 1173-2005** FR To authorize the Director of Public Utilities to enter into an agreement with BBS Corporation for professional engineering services in connection with the Jackson Pike Wastewater Treatment Plant Disinfection Chemical Handling Facility Improvements; to authorize the appropriation, transfer, and expenditure of \$350,000.00 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; for the Division of Sewerage and Drainage. (\$350,000.00)

Read for the First Time

- 1219-2005** FR To authorize the Director of Public Utilities to enter into a contract with Red Oak Consulting, a Division of Malcolm Pirnie, Inc. for professional services for the Development of Rate Models and Comprehensive Rates and Charges Analysis for the Divisions of Water and Sewerage and Drainage, and to authorize the expenditure of \$49,250.00 from the Water Systems Operating Fund and \$49,250.00 from the Sewerage System Operating Fund. (\$98,500.00)

Read for the First Time

- 1270-2005** FR To authorize the Director of Public Utilities to enter into an agreement on behalf of the City of Columbus between the Solid Waste Authority of Central Ohio and Kurtz Brothers, Inc., for the design, construction and operation of the Organic Waste Recovery and Reuse System project.

Read for the First Time

RULES & REFERENCE: HABASH, CHR. MENDEL HUDSON TAVARES

- 2229-2004** FR To repeal existing Chapters 3321, 3325, 3327, 3331 in Title 33, "Zoning" of the Columbus City Code, 1959; to reorganize the code language found in those chapters into a new Chapter 3119 in Title 31, "Planning and Platting," in order to better organize and centralize the historic preservation related codes and incorporates recent code changes; to rename two articles in the Columbus Zoning Code in order to prepare for further reorganization; and to renumber the Adequate Public Facilities code in Title 31 to accommodate these changes without changing any code language.

Sponsors: Maryellen O'Shaughnessy

Read for the First Time

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

- 0539-2005** FR 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)

Read for the First Time

- 1217-2005** FR 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).
- Read for the First Time**
- 1242-2005** FR 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)
- Read for the First Time**
- 1290-2005** FR 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).
- Read for the First Time**
- 0775-2005** FR 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).
- Read for the First Time**
- 0776-2005** FR 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).
- Read for the First Time**
- 0772-2005** FR 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).
- Read for the First Time**
- 1209-2005** FR 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).

Read for the First Time

- 1274-2005 FR 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).

Read for the First Time

CONSENT ACTIONS

ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH

- 1059-2005 CA To authorize the Director of the Department of Technology to modify and extend a contract with Unisys Corporation for hardware, license and software support services for the Department of Technology Information Services Division, to authorize the expenditure of \$117,557.00 from the information services fund, and to declare an emergency. (\$117,557.00)
This Matter was Approved on the Consent Agenda.
- 1064-2005 CA To authorize the Director of the Department of Technology to modify and extend a contract with Xerox Corporation for the renewal of the laser printer maintenance services and supplies for the Information Services Division, to authorize the expenditure of \$103,320.00 from the internal services fund, and to declare an emergency. (\$103,320.00)
This Matter was Approved on the Consent Agenda.
- 1088-2005 CA To authorize the Public Service Director to enter into contract for the Facilities Management Division with Harris Design Services, Inc. for professional engineering services related to the renovation of 2609 McKinley Avenue, to authorize the expenditure of \$213,700.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$213,700.00).
This Matter was Approved on the Consent Agenda.
- 1238-2005 CA To authorize the Public Service Director to enter into contract for the Facilities Management Division with Carrier Commercial Service to replace the bearings in the chiller at 375 South High Street; to authorize the expenditure of \$56,200.00 from the Facilities Management Capital Improvement Fund; and to declare an emergency. (\$56,200.00)
This Matter was Approved on the Consent Agenda.
- 1239-2005 CA To authorize the Public Service Director to enter into contract for the Facilities Management Division with VEC Systems, for the renovation of the roof at Fire Station 20, to authorize the expenditure of \$131,000.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$131,000.00)
This Matter was Approved on the Consent Agenda.
- 1241-2005 CA To authorize the Public Service Director to enter into a contract for the Facilities Management Division with Axiom Mechanical Services for the replacement of the HVAC system at the Impound Lot; to authorize the expenditure of \$57,735.00 from the Facilities Management Capital Improvement Fund, and to declare an emergency. (\$57,735.00)
This Matter was Approved on the Consent Agenda.

- 1248-2005 CA To authorize the Public Service Director to enter into contract for the Facilities Management Division with General Temperature Control, Inc. for the replacement of the cooling tower at 1393 East Broad Street; to authorize the expenditure of \$115,675.00 from the Facilities Management Capital Improvement Fund; and to declare an emergency. (\$115,675.00).
This Matter was Approved on the Consent Agenda.
- 1266-2005 CA To authorize the Public Service Director to enter into contract for the Facilities Management Division with Carrier Commercial Service for the replacement of the boilers at the Municipal Court building, 375 South High Street, to authorize the expenditure of \$222,500.00 from the Facilities Management Capital Improvement Fund, and to declare an emergency. (\$222,500.00)
This Matter was Approved on the Consent Agenda.
- 1287-2005 CA To authorize and direct the Director of the Office of Education to accept, appropriate and expend a grant in the amount of \$230,000 which will be administered in increments of \$70,000 in year one and \$80,000 each in year two and three, to enter into agreement with First Church of God African American Church Call to Buckle Up program to provide the day to day administration of the grant; and to declare an emergency. (\$230,000)
This Matter was Approved on the Consent Agenda.
- DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH**
- 1178-2005 CA To assess certain properties for the cost for demolishing structures found to be public nuisances.
This Matter was Approved on the Consent Agenda.
- 1207-2005 CA To authorize the acceptance of a deed for a parcel of land to be included in the Land Bank inventory (1096 McAllister Avenue).
This Matter was Approved on the Consent Agenda.
- 1267-2005 CA To authorize the Director of the Department of Development to enter into a short-term lease agreement to lease a city owned property at 2300 West Broad Street to the Greater Hilltop Community Development Corporation; and to declare an emergency.
This Matter was Approved on the Consent Agenda.
- 1268-2005 CA To authorize the Director of the Department of Development to enter into a short-term lease agreement to lease city owned property at 773 East Long Street to Columbus Housing Partnership and Stenson Powell Partnership; and to declare an emergency.
This Matter was Approved on the Consent Agenda.
- 1289-2005 CA To authorize the Director of Development to modify the Neighborhood Life contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.
This Matter was Approved on the Consent Agenda.
- 1296-2005 CA To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN05-010) of 11.1± Acres in Jackson Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1300-2005 CA To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN05-012) of 9.4± Acres in Madison Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

This Matter was Approved on the Consent Agenda.**PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR. HUDSON
TAVARES HABASH**

- 1168-2005 CA To authorize the Public Service Director to submit applications for Round 20 of the Local Transportation Improvement Program and State Capital Improvement Program and to execute project agreement forms for approved projects for the Transportation Division on behalf of the City of Columbus and to declare an emergency. (\$-0-)

This Matter was Approved on the Consent Agenda.

- 1177-2005 CA To accept the plat titled MCCUTCHEON PLACE SUBDIVISION, from RAY E. ROBINSON, Director of LIFE EMPOWERMENT DEVELOPMENT CENTER.

This Matter was Approved on the Consent Agenda.

- 1185-2005 CA 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

This Matter was Approved on the Consent Agenda.

- 1195-2005 CA 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.

This Matter was Approved on the Consent Agenda.

- 1196-2005 CA 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.

This Matter was Approved on the Consent Agenda.

- 1199-2005 CA To authorize the City Auditor to transfer \$49,922.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to enter into contract with Ribway Engineering Group, Incorporated, to design solutions and perform survey work necessary to mitigate ponding problems at nine (9) roadway intersections for the Transportation Division; to authorize the expenditure of \$49,922.00 or so much thereof as may be needed from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$49,922.00)

This Matter was Approved on the Consent Agenda.

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

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

- 1048-2005 CA To authorize and direct the Board of Health to enter into a contract with Gentle Stork Childbirth Services for the provision of childbirth education services for the Health Department's Perinatal Program, to authorize a total expenditure of \$20,800 from the Health Department Grants Fund, and to declare an emergency. (\$20,800)

This Matter was Approved on the Consent Agenda.

- 1164-2005 CA To authorize the Board of Health to enter into a contract with JABR Software to enhance the current appointment system for the Healthy Start grant program; to authorize the expenditure of \$33,115 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency, (\$33,115)

This Matter was Approved on the Consent Agenda.

- 1165-2005 CA To authorize the Board of Health to enter into a contract with Neighborhood House Inc. to provide outreach and care coordination for the Healthy Start grant program; to authorize the expenditure of \$94,825 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency, (94,825)

This Matter was Approved on the Consent Agenda.

- 1166-2005 CA To authorize the Board of Health to enter into a contract with the Southside Settlement House to provide outreach and care coordination services for the Healthy Start grant program; to authorize the expenditure of \$85,825 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency. (85,825)

This Matter was Approved on the Consent Agenda.

- 1302-2005 CA To amend Ordinance No. 0844-05, passed May 23, 2005, to correct the name and identifying information of the contractor under that Ordinance to reflect the current information for that entity; and to declare an emergency.

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

- 1031-2005 CA 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)

This Matter was Approved on the Consent Agenda.

- 1103-2005 CA 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)

This Matter was Approved on the Consent Agenda.

- 1153-2005 CA To authorize the Director of Finance to establish a purchase order with Mythics Corporation for the purchase of Oracle licenses for the Enterprise Asset Management program for the Division of Sewerage and Drainage, to authorize the expenditure of \$110,004.76 from the Sewerage System Operating Fund, and to declare an emergency. (\$110,004.76)

This Matter was Approved on the Consent Agenda.

- 1246-2005 CA To authorize and direct the City Auditor to assign the rights and obligations of several contracts with Benatec Associates, Inc. to the Floyd Browne Group and to declare an emergency.

This Matter was Approved on the Consent Agenda.

RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL THOMAS

- 1143-2005 CA To authorize the Executive Director of the Recreation and Parks Department to execute those documents necessary to grant Columbia Gas of Ohio, Inc. an easement to extend its existing gas line through that real property known as the Columbus Zoo and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1172-2005 CA To authorize the Executive Director of the Recreation and Parks Department to execute those documents necessary to grant Columbia Gas of Ohio, Inc. an easement to repair and maintain existing gas lines through that real property known as the Hilltop Senior Housing and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1190-2005 CA To authorize the transfer and appropriation of \$20,700.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund, to authorize the Director of Recreation and Parks to modify the contract with Sheedy Paving for additional services related to the 2004 Tennis Court Improvement Project, to authorize the expenditure of \$20,700.00 from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency. (\$20,700.00)

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

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

Affirmative: 7 - Mr. Boyce, Ms. 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

1301-2005

Authorizing the issuance and sale of special assessment bonds in the amount of \$181,533 for the Brookshire Park Street Light Assessment Project. (\$181,533).

Section 55(b) of the City Charter

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

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

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

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

ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH

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 Mr. Boyce, seconded by Ms. Hudson, that this matter be Taken from the Table. The motion carried by the following vote:

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

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

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

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

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

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.

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

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

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

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

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).

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

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

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

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

1188-2005

To authorize and direct the transfer of \$107,800 within the General Fund and to authorize the Director of Human Resources to purchase needed equipment, supplies, software, training, and training materials; to authorize the expenditure of \$107,800 from the General Fund and to declare an emergency.

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

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

1247-2005

To authorize the Public Service Director to enter into contract for the Facilities Management Division for the renovation of 2077 Parkwood Avenue with Gutknecht Construction Co., Inc., to authorize the expenditure of \$466,000.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$466,000.00)

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

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

1275-2005

To accept Memorandum of Understanding #2005-02 executed between

representatives of the City of Columbus and American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, which amends the Collective Bargaining Contract, April 1, 2005 through March 31, 2008; and to declare an emergency.

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

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

1293-2005

To accept Memorandum of Understanding #2005-03 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502, which amends the Collective Bargaining Contract, August 24, 2002 through August 23, 2005; and to declare an emergency.

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

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

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

1213-2005

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.

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

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

1218-2005

To authorize the transfer of \$100,000 within the CDBG Fund; to authorize the appropriation of \$33,333 to the Development Department within the Jobs Growth Fund; to authorize the Director of the Department of Development to enter into a contract with the Economic and Community Development Institute; to authorize the expenditure of \$100,000 from the CDBG Fund; to authorize the expenditure of \$33,333 from the Jobs Growth Fund; and to declare an emergency. (\$133,333.00)

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

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

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 Mr. Boyce, that this matter be Taken from the Table. The motion carried by the following vote:

Abstained: 1 - Ms. O'Shaughnessy

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

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

Abstained: 1 - Ms. O'Shaughnessy

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

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 Mr. Boyce, seconded by Ms. Hudson, that this matter be Taken from the Table. The motion carried by the following vote:

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

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

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

1271-2005

To authorize the Director of the Department of Development to enter into a 10 year/75% Enterprise Zone Agreement on personal property and a 65%/10 year Jobs Creation Tax Credit Agreement with Stone Barn, LLC DBA Steve & Barry's University Sportswear; and to declare an emergency.

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

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

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 Mr. Boyce, that this matter be Taken from the Table. The motion carried by the following vote:

Abstained: 1 - Ms. Hudson

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

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

Abstained: 1 - Ms. Hudson

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

1249-2005

To authorize and direct the Finance Director to enter into a contract for the

purchase of laptops with docking stations for the Division of Police, to authorize the expenditure of \$33,760.00 from the Law Enforcement Seizure Fund, to waive the provisions of Columbus City Codes Chapter 329; and to declare an emergency. (\$33,760.00)

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

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

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

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

Absent@vote: 1 - President Pro-Tem Mentel

Abstained: 1 - Ms. Hudson

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

Absent@vote: 1 - President Pro-Tem Mentel

Abstained: 1 - Ms. Hudson

Affirmative: 5 - Mr. Boyce, 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 Approved as Amended. The motion carried by the following vote:

Absent@vote: 1 - President Pro-Tem Mentel

Abstained: 1 - Ms. Hudson

Affirmative: 5 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President 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@vote: 1 - President Pro-Tem Mentel

Abstained: 1 - Ms. Hudson

Affirmative: 5 - Mr. Boyce, 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 Approved. The motion carried by the following vote:

Absent@vote: 1 - President Pro-Tem Mentel
Abstained: 1 - Ms. Hudson
Affirmative: 5 - Mr. Boyce, 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 and to declare an emergency.

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

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

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@vote: 1 - President Pro-Tem Mentel
Affirmative: 6 - Mr. Boyce, 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 Approved as Amended. The motion carried by the following vote:

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

0109X-2005

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)

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

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

1180-2005

To authorize the transfer of \$10,000 within the General Fund from the Department of Finance to the Department of Development; to authorize the appropriation of \$76,000 from the Miranova TIF Fund - City Riverfront Vision Account; to enter into contracts as needed for services, materials and facilities necessary to support the fall 2005 national launch to select a master developer for the neighborhood portion of the Whittier Peninsula; to authorize the expenditure of up to \$76,000 from the Miranova TIF Fund - City Riverfront Vision Account; to authorize the expenditure of up to \$10,000 from the General Fund; and to declare an emergency. (\$86,000)

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

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

1250-2005

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)

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

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

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 Approved. The motion carried by the following vote:

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

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. Hudson, seconded by Mr. Boyce, that this matter be Taken from the Table. The motion carried by the following vote:

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

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

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

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

0036X-2005

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-)

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

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

0675-2005

To authorize the City Auditor to transfer \$3,147,285.40 between projects within the Streets and Highways Improvement Fund; to authorize the City Auditor to transfer \$3,147,285.40 from this fund to the Federal-State Highway Engineering Fund; to authorize the City Auditor to transfer

\$465,714.60 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the City Auditor to transfer \$465,714.60 from this fund to Federal-State Highway Engineering Fund; to appropriate \$3,613,000.00 within the Federal-State Highway Engineering Fund; to authorize the Public Service Director to modify and increase the existing contract with Burgess and Niple, Limited, for the design of the Town Street bridge; to authorize the expenditure of \$3,613,000.00 from the Federal-State Highway Engineering Fund, and to declare an emergency. (\$3,613,000.00).

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

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

1145-2005

To authorize the City Auditor to transfer \$495,911.32 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to enter into a contract for the Transportation Division with American Pavements, Incorporated, for construction of the Slurry Seal 2005 Improvement project; to authorize the expenditure of \$495,926.58 from the 1995, 1999 Voted Streets and Highways Fund for the Transportation Division, and to declare an emergency. (\$495,926.58)

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

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

1321-2005

To accept the plats titled HAYDENS CROSSING SECTION 2 PART 3, HAYDENS CROSSING SECTION 5 PART 1, HAYDENS CROSSING SECTION 5 PART 2, HAYDENS CROSSING SECTION 5 PART 3, VILLAGE AT ALBANY CROSSING SECTION 3 PART 1, VILLAGE AT ALBANY CROSSING SECTION 3 PART 2 (A RESUBDIVISION OF A PART OF VILLAGE AT ALBANY CROSSING SECTION 2 PART 1), VILLAGE AT STONECLIFF SECTION 1 PART 1, and VILLAGE AT STONECLIFF SECTION 1 PART 2, from JOSEPH A. SUGAR, III., Vice President-Land Acquisition, of DOMINION HOMES INC., an Ohio corporation 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:

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

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

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

1322-2005

To accept the plats titled RESUBDIVISION OF PART OF HAYDEN FARMS SECTION 1, RESUBDIVISION OF PART OF UPPER ALBANY WEST SECTION 1 and TOWNE PARK SECTION 1, 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:

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

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

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

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

1046-2005

To authorize and direct the Board of Health to enter into a contract with The Ohio State University for the provision of high risk perinatal care services; to authorize the expenditure of \$150,000 from the Health Department Grants Fund; to waive the provisions for competitive bidding. and to declare an emergency. (\$150,000)

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

Abstained: 2 - Ms. O'Shaughnessy and Ms. Thomas

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

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

Abstained: 2 - Ms. O'Shaughnessy and Ms. Thomas

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

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

Abstained: 2 - Ms. O'Shaughnessy and Ms. Thomas

Affirmative: 5 - Mr. Boyce, Ms. Hudson, Ms. Tavares, 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:

Abstained: 1 - Ms. Thomas

Affirmative: 6 - Mr. Boyce, 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 Approved. The motion carried by the following vote:

Abstained: 1 - Ms. Thomas

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

1163-2005

To authorize the Board of Health to enter into a contract with the Columbus Medical Association Foundation to provide needs assessment and consultation services for the Healthy Start grant program; to authorize the expenditure of \$77,139 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency, (77,139)

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

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

1278-2005

To authorize and direct the Columbus Health Department to accept a grant from the U.S. Department of Homeland Security, Federal Emergency Management Agency in the amount of \$227,592.00; to authorize the appropriation of \$227,592.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$227,592.00)

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

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

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

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 Mr. Boyce, seconded by Ms. Hudson, that this matter be Taken from the Table. The motion carried by the following vote:

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

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

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

1028-2005

To authorize the Director of Public Utilities to modify and increase a service agreement with Ohio Mulch Supply Inc. for Yard Waste and Log Grinding Services for the Division of Sewerage and Drainage, to authorize the expenditure of \$150,000.00 from the Sewerage System Operating Fund and to declare an emergency. (\$150,000.00)

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

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

A motion was made by Ms. Thomas, seconded by Ms. Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 07/25/05 The motion carried by the following vote:

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

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. Hudson, seconded by Mr. Boyce, that this matter be Taken from the Table. The motion carried by the following vote:

Abstained: 1 - President Pro-Tem Mentel

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

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

Abstained: 1 - President Pro-Tem Mentel

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

1073-2005

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)

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

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

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. Hudson, seconded by Mr. Boyce, that this matter be Taken from the Table. The motion carried by the following vote:

Abstained: 1 - President Pro-Tem Mentel

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

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

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

1158-2005

To authorize the Director of Public Utilities to execute contract modifications with Concrete Restoration Specialist LLC for construction services and Prime Engineering and Architecture for professional engineering services in connection with the Sanitary System Rehabilitation, Clinton No. 2 Aerial Sewer Support Project; to authorize the transfer and expenditure of \$97,382.58 from within the Voted Sanitary Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget, for the Division of Sewerage and Drainage; and to declare an emergency.

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

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

1160-2005

To amend the 2004 CIB, to authorize the transfer of \$125,531.70 within the Voted Street Lighting and Electricity Distribution Improvements Fund; to authorize the Director of Public Utilities to enter into a contract with M. P. Dory Company to replace and upgrade the existing underground street lighting system on Alum Creek Drive; to authorize payment to the Transportation Division for inspection services provided to the Division of Electricity for said project; to authorize the expenditure of \$125,531.70 from Voted Street Lighting and Electricity Distribution Improvements Fund; and to declare an emergency. (\$125,531.70)

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

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

1176-2005

To amend the 2004 Capital Improvements Budget; to transfer \$161,420.00 within the Voted Street Lighting and Electricity Distribution Improvements Fund; to authorize the Finance Director to enter into blanket purchase orders in accordance with terms and conditions of established universal term contracts with WESCO Distribution, Inc., McFarland Cascade Holdings, Becker Electric Supply, Consolidated Electrical Distributors, Reed City Power Line Supply, and F.W. Slotter, Inc. for the purchase of various materials required for the Italian Village Substation circuits; to authorize the expenditure of \$161,420.00 from the Voted Street Lighting and Electricity Distribution Improvements Fund; and to declare an emergency. (\$161,420.00)

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

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

1194-2005

To authorize the Director of Public Utilities to enter into contract with Evans, Mechwart, Hambleton & Tilton, Inc for providing Geographic Information System (GIS) data conversion services for the Division of Water, to amend the 2004 C.I.B., to authorize the City Auditor to transfer funds within the Water Works Enlargement Voted 1991 Bonds Fund to authorize the expenditure of \$3,775,000.00 from the Water Works Enlargement Voted

1991 Bonds Fund, and to declare an emergency. (\$3,775,000.00)

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

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

1264-2005

To authorize the Director of the Department of Public Utilities to execute a State of Ohio Easement and any ancillary documents necessary to accept certain sanitary sewers rights in and to certain real property under the jurisdiction of OSU, necessary to the relocation of certain portions of the Franklin Main Interceptor Sewer, and to declare an emergency.

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

Abstained: 1 - Ms. Thomas

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

RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL THOMAS

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 Ms. Hudson, seconded by Mr. Boyce, that this matter be Taken from the Table. The motion carried by the following vote:

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

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

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

Negative: 1 - Ms. Tavares

1094-2005

To authorize and direct the Director of Recreation and Parks to modify and extend various contracts for the provision of PASSPORT home care services for older adults in Central Ohio, to authorize the expenditure of \$40,000,000.00 from the Recreation and Parks Grant Fund. and to declare an emergency. (\$40,000,000.00)

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

Absent@vote: 2 - Ms. Hudson and Ms. Thomas

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

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

Absent@vote: 2 - Ms. Hudson and Ms. Thomas
 Affirmative: 5 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, President
 Pro-Tem Mentel and President Habash

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

Absent@vote: 2 - Ms. Hudson and Ms. Thomas
 Affirmative: 5 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, President
 Pro-Tem Mentel and President Habash

1198-2005

To authorize and direct the Director of Recreation and Parks to enter into
 eighteen (18) contracts for the provision of services to older adults in Central
 Ohio in connection with various grant programs, to authorize the expenditure
 of \$477,337.00 from the Recreation and Parks Grant Fund. and to declare
 an emergency. (\$477,337.00)

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

Absent@vote: 2 - Ms. Hudson and Ms. Thomas
 Affirmative: 5 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, President
 Pro-Tem Mentel and President Habash

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

Absent@vote: 2 - Ms. Hudson and Ms. Thomas
 Affirmative: 5 - Mr. Boyce, Ms. O'Shaughnessy, Ms. Tavares, President
 Pro-Tem Mentel and President Habash

RULES & REFERENCE: HABASH, CHR. MENDEL HUDSON TAVARES

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 Mr. Boyce, seconded by Ms. Hudson, that this
 matter be Taken from the Table. The motion carried by the following
 vote:**

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

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

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

ADJOURNMENT

A motion was made by President Pro-Tem Mentel, seconded by Mr. Boyce, to adjourn this Regular Meeting ADJOURNED: 6:55 p.m. The motion carried by the following vote:

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



City of Columbus

Journal - Final

Zoning Committee

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

Michael C. Mentel, Chair*
All Members

Monday, July 18, 2005

6:30 PM

Zoning Committee

Zoning Committee

Journal

July 18, 2005

REGULAR MEETING NO. 44 OF CITY COUNCIL (ZONING), JULY 18, 2005 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

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

READING AND DISPOSAL OF THE JOURNAL

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

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

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

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)

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

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

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).

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

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

1150-2005

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).

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

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

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)

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

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

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

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

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)

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

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

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 and to declare an emergency. (Council Variance CV05-025)

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

Abstained: President Habash

Affirmative: Chair Mentel, Mr. Boyce, 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:

Abstained: President Habash

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

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).

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

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

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

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

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 Taken from the Table. The motion carried by the following vote:

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

A motion was made by Chair Mentel, seconded by Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 07/25/05 The motion carried by the following vote:

Affirmative: Chair Mentel, Mr. Boyce, 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 Taken from the Table. The motion carried by the following vote:

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

A motion was made by Chair Mentel, seconded by Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 07/25/05 The motion carried by the following vote:

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

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).

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

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

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).

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

Abstained: Ms. Hudson
Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares and 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 and to declare an emergency (Z04-080).

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

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

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

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

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.

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

Absent@vote: Chair Mentel
Affirmative: Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas 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).

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

- Absent@vote: Chair Mentel and Thomas
Affirmative: Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares and Ms. Hudson
- 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).
- A motion was made by Chair Mentel, seconded by Tavares, that this matter be Approved. The motion carried by the following vote:**
Affirmative: Chair Mentel, Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson
- 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)
- A motion was made by Habash, seconded by Boyce, that this matter be Approved. The motion carried by the following vote:**
Absent@vote: Chair Mentel
Affirmative: Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares, Thomas and Ms. Hudson
- 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).
- A motion was made by Habash, seconded by Boyce, that this matter be Taken from the Table. The motion carried by the following vote:**
Absent@vote: Chair Mentel and Ms. Hudson
Affirmative: Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares and Thomas
- A motion was made by Habash, seconded by Thomas, that this matter be Amended as submitted to the Clerk. The motion carried by the following vote:**
Absent@vote: Chair Mentel and Ms. Hudson
Affirmative: Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares and Thomas
- A motion was made by Habash, seconded by Thomas, that this matter be Approved as Amended. The motion carried by the following vote:**
Absent@vote: Chair Mentel and Ms. Hudson
Affirmative: Mr. Boyce, President Habash, Ms. O'Shaughnessy, Tavares and Thomas
- 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@vote: Chair Mentel and Ms. Hudson

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

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

Absent@vote: Chair Mentel and Ms. Hudson

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

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@vote: Chair Mentel and Ms. Hudson

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

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

Absent@vote: Chair Mentel and Ms. Hudson

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

A motion was made by Boyce, seconded by Thomas, to adjourn this Regular Meeting ADJOURNED 9:10 p.m. The motion carried by the following vote:

Absent@vote: Chair Mentel and Ms. Hudson

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

Ordinances and Resolutions

**City of Columbus
City Bulletin Report**

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

Legislation Number: 0036X-2005

Drafting Date: 03/02/2005

Current Status: Passed

Version: 1

Matter Type: Resolution

ExplanationBackground: This resolution declares the necessity of constructing the Clintonville Streetscape Improvement project under the assessment procedure. Property owners have submitted a valid petition for the construction of streetscape improvements consisting of concrete sidewalks, curb ramps, straight curb, under drain, concrete bus pads, storm sewer, street lighting, brick pavers, trees, tree grates, litter receptacles, bike racks, benches, pavement planning, asphalt concrete resurfacing and pavement markings on North High Street between Arcadia Avenue and Torrence Road.

Fiscal Impact: The Transportation Division's share of the total cost of this improvement under the assessment procedure is \$3,417,165.78 (subject to any cost increases that might, as required, be approved by City Council). Ordinance 1092-2004 passed by City Council on July 19, 2004, authorized the Public Service Director to enter into contract with Columbus Asphalt Paving Company for \$3,847,724.85 to construct these improvements and pay up to \$505,814.00 for construction inspection services. The amount subject to assessment to the individual property owners was capped at \$936,373.07 by Resolution 060X-2004 adopted by City Council on July 19, 2004.

TitleTo 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-)

Body**WHEREAS**, property owners have submitted a valid petition for constructing the Clintonville Streetscape Improvement project under the assessment procedure with improvements to include concrete sidewalks, curb ramps, straight curb, under drain, concrete bus pads, storm sewer, street lighting, brick pavers, trees, tree grates, litter receptacles, bike racks, benches, pavement planning, asphalt concrete resurfacing and pavement markings on North High Street between Arcadia Avenue and Torrence Road; and

WHEREAS, action is necessary to proceed with the construction of this project in accordance with the citizens' approved petition for this improvement under the assessment procedure; and

WHEREAS, it is necessary to declare the necessity of making said improvement in order that the same may be completed, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the necessity of constructing the Clintonville Streetscape Improvement project under the assessment procedure in accordance with the plans, specifications and estimate of the proposed improvement prepared by the Transportation Division Administrator which are by reference made a part hereof and which are hereby approved, be and hereby is declared.

SECTION 2. That the assessed portion of the cost of said improvement (\$936,373.07) shall be assessed per contiguous lot in proportion to the special benefits which may result from the improvement upon the following described residential lots and lands [see attachment].

SECTION 3. 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 resolution and proper notification of the property owners, or at the option of the owner, in twenty semi-annual installments over a ten (10) year period with interest calculated at an annual rate of 4.850 percent at the at the Office of the County Treasurer of Franklin County, Ohio, provided that the owner of any property assessed may, at his or her option, pay any number of installments of the same at any time after such assessment has been levied after the same have been certified to the County Auditor of Franklin County, Ohio, for collection in the

manner provided by law.

SECTION 4. That the Transportation Division's share of the total cost of this improvement under the assessment procedure is \$3,417,165.78 and shall be paid from the 1995, 1999 Voted Streets and Highways Fund.

SECTION 5. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0107X-2005

Drafting Date: 06/23/2005

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Title

To recognize and pay tribute to the dedicated safety professionals who have contributed to furnishing a place of City employment free from hazards, reducing incidences of injuries and lost days and who are committed to the prevention and control of unsafe working conditions.

Body

WHEREAS, Ohio Revised Code Chapter 4167: Public Employment Risk Reduction Program, 144 v H 308 (Effective 4-20-93) requires each public employer to furnish a place of employment free from recognized hazards that are causing or likely to cause death or serious physical harm to its public employees; and

WHEREAS, it is the intent of the city to achieve compliance with Ohio Revised Code Chapter 4167 in an organized, effective and efficient manner; and

WHEREAS it is a goal of the Department of Human Resources to promote a safe and healthy working environment for all City employees by designing and administering a comprehensive, integrated Occupational Safety and Health Program Citywide; and

WHEREAS, the purpose of the Occupational Safety and Health Programs (OSHP) within the Department of Human Resources, is to reduce the incidence of occupational injuries and diseases, protect employees against hazards and risks of hazards and control identified hazards; and

WHEREAS The Department and Division Safety Professionals, through their participation in the Citywide Occupational Safety and Health Advisory Committee (COSHAC) and the Technical Advisory Safety Committee (TASC) have implemented safety policies procedures and processes that have contributed significantly to a reduction in the frequency and severity of workplace injuries in the City of Columbus; and

WHEREAS during the period from 2001 to 2004, the City reduced its' total number of lost days by 124,234 (*as reported by BWC and Careworks as of 2/15/05*) and as a result saved over 3 million dollars in Workers Compensation premium cost; and

WHEREAS in 2004 several City facilities experienced record days worked without a lost workday and in some cases this continued from 2005 into 2005; now, therefore

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

That this Council does hereby recognize and pay tribute to the dedicated safety professionals who have contributed to furnishing a place of City employment free from hazards, reducing incidences of injuries and lost days and who are committed to the prevention and control of unsafe working conditions.

Legislation Number: 0109X-2005

Drafting Date: 06/29/2005

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

BACKGROUND:

This resolution declares the necessity 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 under the assessment procedure. Property owners have submitted a petition for 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. This petition has been submitted to the Columbus City Council through the City Clerk's office.

FISCAL IMPACT:

No funding is required for this legislation.

Title

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)

Body

WHEREAS, the owners of 100% of the lots and lands to be assessed for the Improvement (described in Section 2) have petitioned this Council (that Petition for Special Assessments and Affidavit is attached hereto as Exhibit A and incorporated herein by reference and is referred to herein as the "*Petition*") for the construction of the Improvement, and further, that there be assessed against the real property described in the Petition certain costs of the Improvement; and

WHEREAS, this Council has heretofore directed that the plans, specifications, profiles and estimate of cost be prepared for the Improvement; and

WHEREAS, this Council has determined to adopt this Resolution to accept the Petition and approve the plans, specifications, profiles and estimate of cost of the Improvement, as approved by the City Engineer and to further provide for such other terms and provisions relating to the Improvement as are set forth in this Resolution; **NOW, THEREFORE,**

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

- Section 1.** This Council hereby finds that the Petition has been signed by the owners of 100% of the lots and lands to be assessed for the Improvement.
- Section 2.** It is declared necessary to improve public streets and easements by: the improvement of Lancaster Avenue, a public road; the improvement of East Broad Street, a public road; the improvement of the approaches and intersection of Lancaster Avenue and East Broad Street; the improvement of the approaches and intersection of East Broad Street and Brannockburn Boulevard; the construction of Tatum Way, a new road; the construction of Shallotte Drive, a new road; and the construction of Reynolds Crossing Drive, a new 2600 foot collector road connecting Lancaster Avenue and East Broad Street (beginning from Lancaster Avenue approximately 1000 feet south of the intersection, continuing in a northeasterly direction, and ending at East Broad Street approximately 2400 feet east of the intersection), by excavating, grading, and paving the public streets and parking areas, planting of hedges and trees including street trees, installing drainage, street and parking area lighting, decorative street lamps, conduit, curbs and gutters, sidewalks, bicycle parking, ADA compliant handicapped ramps, traffic pavement markings, street signs, traffic signalization, loop detectors, and controllers together with all necessary and related appurtenances (the "*Improvement*").
- Section 3.** The plans, specifications, profiles and estimate of cost of the Improvement, which have been prepared by the City Engineer, Bauer Davidson & Merchant, Inc., consulting engineers, and R.D. Zande & Associates, Inc., consulting engineers, and which are now on file in the office of the Clerk of Council, are approved. The Improvement shall be made in accordance with, and the grade of the Improvement and of any street shall be the grade as shown on, the plans, specifications and profiles for the Improvement.
- Section 4.** This Council finds and determines that (a) the Improvement is conducive to the public health, convenience and welfare of this City and the inhabitants thereof and (b) the lots and lands to be assessed as described in Section 5 hereof and in the Petition are specially benefited by the Improvement.
- Section 5.** This Council hereby accepts the Petition. Subject to the provisions of and limitations set forth in the Petition, \$2,022,060.80 of the costs of the Improvement (plus any interest on the special assessments to be computed at a rate of 5%) shall be assessed against the real property described in and pursuant to the Petition. Any additional costs of the Improvement shall be paid by Dominion Homes, Inc. (the "*Developer*").
- Section 6.** The Director of Public Service is authorized and directed to execute that Guaranteed Maximum Price Agreement For Lancaster Avenue, East Broad Street, and New Collector Road Improvements attached hereto as Exhibit B and incorporated herein by reference.
- Section 7.** The cost of the Improvement shall include the cost of preliminary and other surveys, plans, specifications, profiles and estimates and of printing, serving and publishing notices, resolutions and ordinances, the amount of any damages resulting from the Improvement and the interest thereon, the costs incurred in connection with the preparation, levy and collection of the special assessments, the cost of purchasing, appropriating, and otherwise acquiring any real estate or interest therein required for the Improvement, expenses of legal services including obtaining legal opinions, cost of labor and material and interest on securities issued in anticipation of the levy and collection of the special assessments, together with all necessary expenditures.
- Section 8.** The City Engineer is authorized and directed to prepare and file, or cause to be prepared and filed, in the office of the Clerk of Council the estimated special assessments of the cost of the Improvement described in this Resolution. Those estimated special assessments shall be based upon the estimate of cost of the Improvement now on file in the office of the Clerk of Council and shall be prepared pursuant to the provisions of this Resolution and the Petition.
- Section 9.** The special assessments to be levied shall be paid in 20 annual installments (each annual installment to be

payable semi-annually at the time real estate taxes in Franklin County, Ohio are payable), together with interest on the unpaid principal amount of each special assessment as provided for by law or in the ordinance levying the final special assessments.

Section 10. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

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

Legislation Number: 0114X-2005

Drafting Date: 07/12/2005

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

Explanation

Title

To recognize and honor the Frontiers International Inc. in celebration of their 64th Annual Convention.

Body

WHEREAS, The Frontiers International Inc. was founded in Columbus, Ohio in 1936 by Nimrod Allen in 1936 when he was Executive Director of the Columbus Urban League to bring together professionals for community service and to establish an outreach vehicle to the youth in the Columbus community; and

WHEREAS, In the beginning the Frontiers International Inc. raised money for charity by selling light bulbs and by obtaining contributions from corporations; and

WHEREAS, Since that time the organization has grown and established clubs throughout the United States; and

WHEREAS, The Frontiers International Inc. has hosted various events for the youth as well as supporters of health issues that affect African Americans; and

WHEREAS, The 64th annual convention will be held July 19-23, 2005 at the Columbus Renaissance Hotel; and

WHEREAS, The theme of this year's convention is "Coming Home"; now therefore

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

That this Council does hereby recognize and applaud the Frontiers International Inc. for their outstanding commitment and outreach to the youth of the City of Columbus.

Legislation Number: 0115X-2005

Drafting Date: 07/12/2005

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Title

To recognize and commend the National Association of Town Watch (NATW) for sponsoring a unique, nationwide crime, drug and violence prevention program on August 2, 2005, entitled "National Night Out."

Body

WHEREAS, the 22nd Annual National Night Out" provides the opportunity for the City of Columbus to join forces with thousands of other communities across the country in promoting cooperative, police-community crime prevention efforts; and

WHEREAS, it is essential that all citizens on the City of Columbus be aware of the importance of crime prevention programs and the impact that their participation can have on reducing crime, drugs and violence in the City of Columbus; and

WHEREAS, awareness, cooperation, police-community partnerships and neighborhood safety are the central themes of "Columbus' Night Out 2005" program;

WHEREAS, Several Columbus organizations including American Electric Power, Giant Eagle, SBC, and are providing key underwriting support; now; therefore

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

That this Council of the City of Columbus does recognize Tuesday, August 2, 2005, as "Columbus' Night Out 2005" and calls upon all citizens of the City Of Columbus to join the Columbus Division of Police and the National Association of Town Watch in supporting the "22nd Annual National Night Out" and herby proclaim Tuesday, August 2, 2005 as "Columbus' Night Out."

Legislation Number: 0215-2005

Drafting Date: 01/26/2005

Current Status: Passed

Version: 3

Matter Type: Ordinance

Explanation

Council Variance: CV04-036

APPLICANT: North Central Mental Health Service Inc.; c/o Donald Plank, Atty.; Plank and Brahm; 145 East Rich Street, Columbus, OH 43215.

PROPOSED USE: Private parking lot.

UNIVERSITY AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This council variance will allow a private parking lot in the R-4, Residential District to provide additional parking for North Central Mental Health Service, Inc., which is located east of the subject site between Wall Street and North High Street. The site is currently developed with two residential dwellings that will be removed. The proposed parking lot is consistent with the existing development pattern along Wall Street south of The Ohio State University. Several parking lots have been developed west of Wall Street between the subject site and the university. Applicant's rezoning request (R-4 to CPD) was converted to a council variance at the request of community representatives. A hardship exists in that a parking lot is not permitted in the R-4, Residential District. The applicant is committing to a registered site plan developed in consultation with the Transportation and Refuse Divisions. The site plan includes landscaping detail, a total of twenty-eight (28) parking spaces, lighting restrictions, and a five (5) foot high masonry wall along the west property line that was requested by the University Area Commission.

Title

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).

Body

WHEREAS, by application No. CV04-036, the owners of property at **29 CLARK PLACE (43201)**, are requesting a Council Variance to permit a private parking lot on a parcel zoned in the R-4, Residential District; and

WHEREAS, the University Area Commission recommends approval; and

WHEREAS, City Departments note a hardship exists and recommend approval because expansion of the North Central Mental Health Service, Inc. office requires additional parking, the proposed parking lot is consistent with the location of other parking lots west of Wall Street between the subject site and The Ohio State University and a parking lot is not permitted in the R-4, Residential District except by means a council variance. The applicant is committing to a registered site plan developed in consultation with the Transportation and Refuse Divisions. The site plan includes landscaping detail, a total of twenty-eight (28) parking spaces, lighting restrictions, and a five (5) foot high masonry wall along the west property line that was requested by the University Area Commission; and

WHEREAS, ~~e) There are two (2) existing wall/surface mounted light fixtures on the west wall of 1301 North High Street, near the intersection of Clark Place and Wall Street, at two entrance doors. Applicant has agreed to change these two (2) fixtures will be changed to cut-off style fixtures within 60 days of the effective date of this ordinance and incorporate the requirement to change these 2 fixtures into a Good Neighbor Agreement, if desired by neighborhood representatives.~~

WHEREAS, the drawing referenced in Section 3 has been amended to reflect that parking for use(s) other than the use(s) located at 1301 North High Street (Tax District/Parcel 010-016153) shall be permitted on the subject parking lot, subject to approval of the owner of 1301 North High Street, and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at 29 CLARK PLACE (43201), in using said property as desired; now, therefore:

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

SECTION 1. That a variance is granted from the provision of Section 3332.039, R-4 Residential District Use, of the Columbus City codes, for the property located at 29 CLARK PLACE (43201), insofar as said section prohibits a private parking lot on a parcel zoned in the R-4, Residential District; said property being more particularly described as follows:

LEGAL DESCRIPTION FOR 29 CLARK PLACE

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

Being Lots Numbered Sixty (60) and Sixty-One (61) of DENNISON PLACE ADDITION, as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 3, Page 13, 14 and 15, Recorder's Office, Franklin, County, Ohio.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a private parking lot, or those uses permitted in C.C. 3332.039, R-4 Residential District Use.

SECTION 3. That this ordinance is further conditioned on substantial compliance with the registered site plan titled, "SUPPLEMENTARY PARKING FOR NORTH CENTRAL MENTAL HEALTH SERVICES," signed on ~~November 18, 2004~~ July 15, 2005 by Donald Plank, attorney for the applicant. Any minor revision to said site plan is subject to review and approval by the Director of Development Department, or his or her designee.

SECTION 4. That this ordinance is further conditioned in that parking lot lighting shall be as depicted on the registered site plan referenced in Section 3, above.

SECTION 5. That this ordinance is further conditioned on the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

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

SECTION 7. That this ordinance is further conditioned on the following:

~~a) The west side of the masonry wall depicted on the plan referenced in Section 3 shall be painted to match the east side of the wall.~~

~~b) There is an existing air conditioning compressor on the roof of the building at 1301 North High Street that is unscreened on the west side of the compressor. The air conditioning compressor existed prior to the 2003 building expansion. Part of the air conditioning compressor is visible to the west. Applicant shall install screening to screen the west side of the air conditioning compressor within 90 days of the effective date of this ordinance.~~

~~e) There are two (2) existing wall/surface mounted light fixtures on the west wall of 1301 North High Street, near the intersection of Clark Place and Wall Street, at two entrance doors. These two (2) fixtures will be changed to cut-off style fixtures within 60 days of the effective date of this ordinance.~~

d) A sign (maximum 2 sq. ft., non-illuminated) shall be posted within the parking lot, readable from the interior of the parking lot, advising drivers that they are adjacent to a residential area and the speed limit as permitted by law.

e) There is an existing pole mounted light along Wall Street at approximately the mid-point of the property between Clark Place and the east/west alley adjacent to the south side of the property. Applicant will ~~work with the owner (American Electric Power) of the fixture to reduce the projection of light from this light to the west by either shielding the fixture, changing the fixture, reducing the height of the fixture or removing the fixture.~~ remove the light fixture in conjunction with construction of the parking lot, as designated on the plan referenced in Section 3.

SECTION 8. That this ordinance is amended to require that the headlight screening plant material in front of the four (4) parking spaces perpendicular to Clark Place shall be not less than three (3) feet high at time of planting.

Legislation Number: 0603-2005

Drafting Date: 03/18/2005

Version: 2

Current Status: Passed

Matter Type: Ordinance

ExplanationBackground: This legislation authorizes the Public Service Director to enter into a professional services contract for the Facilities Management Division with Physical Planning Technologies, LTD (PPT) for software and professional engineering services for a Comprehensive Municipal Capital Planning and Asset Management System. PPT will provide the software application for a Capital Planning Management System and provide training and software support. Additionally, PPT, by utilizing a subcontractor (Dynamix - a local engineering firm) will provide architectural, electrical, mechanical, and civil building evaluations services. The system will be used to evaluate and plan capital assets needs and replacement schedules for buildings owned and maintained by the City. The total square footage of the buildings owned covered by this contract is approximately three million square feet. Facilities Management is responsible for most of this total. Eight Recreation and Parks facilities will also be serviced under this contract. These buildings account for approximately 152,000 square feet. The age of these buildings range from brand new to nearly a century old (see attachment).

This legislation will also authorize the appropriation and transfer of funds within fund 747, from the unallocated balance of the Recreation and Parks Permanent Improvement Fund to Facility Renovations Project. Eight Recreation and Parks facilities will be serviced under this professional service contract.

Formal proposals were solicited in the City Bulletin. Five firms submitted minimally responsive proposals. Proposals were then formally evaluated by a seven-member evaluation committee comprised of representatives from Public Service, Public Safety, Recreation and Parks, Development, Public Utilities, and Technology. The top three-ranked firms were interviewed by the evaluation committee. Following formal presentations of the three top ranked offers, the evaluation committee unanimously ranked PPT as the first ranked offeror.

Emergency action is requested so that work may begin as quickly as possible to ensure the proper management of city capital and operational projects is not delayed.

Fiscal Impact: The Facilities Management Division budgeted \$750,000.00 in the 2004 Capital Improvements Budget for this project. To date, \$60,000.00 was re-allocated for the Lincoln Theatre project and \$194,000 is being re-allocated to the Piedmont HVAC project. Therefore, \$496,000.00 remains in the budget for the asset management system. This ordinance authorizes an expenditure from the Facilities Management Capital Improvement Fund of \$480,070.00. Of this amount, \$217,900.00 is for the software and \$262,170.00 is for the building evaluations services. Additional funds of \$17,043.00 are being transferred within the Recreation and Parks Permanent Improvement Fund for its portion of the project. The latter amount is budgeted in the Recreation and Parks Permanent Improvement fund. The total cost of these contracts is \$497,113.00. Physical Planning Technologies Ltd. Contract Compliance Number 98-0400011, exp. 02/18/2008. Dynamix Engineering Ltd. Contract Compliance Number 31-1536631, exp. 06/27/2005.

TitleTo 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).

Body**WHEREAS**, it is necessary for the City of Columbus to develop a system to manage and plan capital renewal and operating costs for buildings and facilities maintained by the City, and

WHEREAS, it is necessary to contract with a professional engineer in order to develop said system, and

WHEREAS, five firms submitted proposals and Physical Planning Technologies achieved the highest score from a seven-person evaluation committee, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Facilities Management Division, and the Recreation and Parks Department, in that it is immediately necessary to authorize the Public Service Director to contract with Physical Planning Technologies for software and professional engineering services necessary to

develop a Comprehensive Municipal Capital Planning and Asset Management System, so that there is no further delay in this project, thereby preserving the public health, peace, property, safety and welfare; now, therefore:

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

SECTION 1. That from the unappropriated monies in the Recreation and Parks Permanent Improvement Fund (Fund 747), 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 \$17,043.00 be and hereby is appropriated to the Recreation and Parks Department, Dept./Div. No. 51-01, Object Level Three Code 05, Object Level Three Code 5501, OCA Code 900747 and Project ~~510747~~ **747999**:

SECTION 2. That the City Auditor is hereby authorized and directed to transfer funds within the Recreation and Parks Permanent Improvement Fund as follows:

FROM; Dept 51-01, Fund 747, \ Project : ~~510747~~ **747999**, Amount \$17,043.00

TO; , Dept 51-01, Fund 747, Project 510035, Amount \$17,043.00

SECTION 3. That the Public Service Director is hereby authorized to enter into contracts with Physical Planning Technologies, LTD for software and professional engineering services necessary to develop a Comprehensive Municipal Capital Planning and Asset Management System.

SECTION 4. That the expenditure of \$497,113.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 59-07, Fund: 733, Project: 570030, OCA Code: 643437, Object Level 1: 06

Object Level 3: 660, Amount: \$480,070.00

Division: 51-01, Fund: 747, Project: 510035, OCA Code: 640862, Object Level 3: 6621

Amount: \$17,043.00

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 or vetoes the same.

Legislation Number: 0675-2005

Drafting Date: 03/29/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationThis legislation authorizes a modification to an existing contract with Burgess and Niple, Limited, for the design of the Town Street Bridge project. When constructed this project will replace the existing bridge on a new alignment and construct a new pedestrian bridge on the current alignment.

Due to the continuous development of the downtown area, the purchase of the Lazarus building and the associated Town Street Streetscape project it became obvious that the existing Town Street bridge should be relocated to a new alignment. Changing the alignment will remove most of the vehicular traffic from Town Street between Civic Center Drive and High Street. Town Street between these limits will be redevelopment into a more pedestrian-friendly street. The new Town Street bridge will connect with Rich Street on the east side and Town Street on the west side of the Scioto River. The design will also include a new pedestrian bridge, to be built on the existing alignment, if funding can be identified.

This modification is an addition to the original scope of services but is a continuation of the existing work being performed and it would not be practical to contract with a different consultant.

The current hourly rate, overhead rate and percentage of profit that were negotiated at the beginning of this project were used to determine the amount of this modification. Burgess and Niple, Limited, contract compliance #31-0885550 (expires December 12, 2005), was selected in April 2001 in accordance with Chapter 329 for professional service contracts.

The original contract amount was \$2,127,727.00. The total of all modifications including this one is \$4,641,788.00. The

contract amount including all modifications is \$6,769,515.00.

Fiscal Impact: The amount of this contract modification is \$3,613,000.00. Funds totaling \$3,147,285.40 are available in the Unallocated Balance within the Streets and Highway Improvement Fund. This ordinance transfers between funds and appropriates to the Federal-State Highway Engineering Fund within this ordinance. The balance needed, \$465,714.60, is available within the 1995, 1999 Voted Streets and Highways Fund within several different projects. This ordinance transfers these funds from these projects to the Bridge Rehabilitation project. They are then transferred to the Federal-State Highway Engineering Fund and appropriated there. The total expenditure is authorized within the Federal-State Highway Engineering Fund.

Emergency action is requested for immediate modification of the design contract for the earliest possible completion of the design to stay on schedule for construction and preserve the safety and welfare of the public.

TitleTo authorize the City Auditor to transfer \$3,147,285.40 between projects within the Streets and Highways Improvement Fund; to authorize the City Auditor to transfer \$3,147,285.40 from this fund to the Federal-State Highway Engineering Fund; to authorize the City Auditor to transfer \$465,714.60 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the City Auditor to transfer \$465,714.60 from this fund to Federal-State Highway Engineering Fund; to appropriate \$3,613,000.00 within the Federal-State Highway Engineering Fund; to authorize the Public Service Director to modify and increase the existing contract with Burgess and Niple, Limited, for the design of the Town Street bridge; to authorize the expenditure of \$3,613,000.00 from the Federal-State Highway Engineering Fund, and to declare an emergency. (\$3,613,000.00).

Body**WHEREAS**, Contract no. EA0294959-002 & 004 was authorized by Ordinance 0563-2001, passed April 2, 2001, executed and approved by the City Attorney on April 18, 2001; and

WHEREAS, this contract was modified and increased by \$153,000.00 by Ordinance 1337-2002 passed by City Council on July 29, 2002; and

WHEREAS, this contract was modified and increased by \$875,788.00 by Ordinance 1265-2004 passed by City Council on July 19, 2004; and

WHEREAS, it is necessary to modify this contract to \$6,769,515.00 per the consultant's email dated March 14, 2005 for the Town Street Bridge Replacement project; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that the contract should be modified and increased immediately so that the work may proceed without delay in order to maintain the proposed construction schedule, 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 appropriate and transfer \$3,147,285.40 between projects within Fund 766, the Streets and Highway Improvement Fund, Department No. 59-09, Transportation Division, as follows:

TRANSFER FROM:

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

766999 / Unallocated Balance /06/6600 / 642728 / \$3,147,285.40

Total Transfer From: \$3,147,285.40

TRANSFER TO:

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

766999 / Unallocated Balance / 10/5501 /642728 / \$3,147,285.40

Total Transfer To: \$3,147,285.40

SECTION 2. That the City Auditor be and hereby is authorized to transfer \$3,147,285.40 between Funds as follows:

TRANSFER FROM:

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

766 / 766999 / Unallocated Balance / 10/5501 / 642728 / \$3,147,285.40

Total Transfer From: \$3,147,285.40

TRANSFER TO:

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

765 / 565186 / Town Street Bridge / 80/0886 /640375 / \$3,147,285.40

Total Transfer To: \$3,147,285.40

SECTION 3. That the City Auditor be and hereby is authorized to transfer \$465,714.60 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

530010 / Krumm Park / 06/6600 / \$3,945.00

530086 / Miscellaneous Intersection Improvements / 06/6600 / \$631.25

530087 / ADA Ramp Projects / 06/6600 / \$223.06

530103 / Arterial Street Rehabilitation / 06/6600 / 70.45

530161 / Roadway Improvements / 06/6600 / \$64,854.39

530208 / Federal/State Match / 06/6600 / \$3,406.12

530210 / Curb Replacement / 06/6600 / 7.65

540002 / Bikeway Development / 06/6600 / \$2,924.97

540007 / Signal Installation / 06/6600 / \$53,080.91

540008 / Sign Upgradings/Streetname Signs / 06/6600 / \$329,669.30

540010 / Safety Congestion Improvements / 06/6600 / \$5,210.00

540023 / Traffic Calming / 06/6600 / \$1,691.50

Total Transfer From: \$465,714.60

TRANSFER TO:

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

530301 / Bridge Rehabilitation 06/6682/ 644385 / \$465,714.60

Total Transfer To: \$465,714.60

SECTION 4. That the City Auditor be and hereby is authorized to transfer \$465,714.60 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 / 530301 / Bridge Rehabilitation 06/6682/ 644385 / \$465,714.60

Total Transfer From: \$465,714.60

TRANSFER FROM:

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

704 / 530301 / Bridge Rehabilitation 10/5501/ 644385 / \$465,714.60

Total Transfer To: \$465,714.60

SECTION 5. That the City Auditor be and hereby is authorized to transfer \$465,714.60 between Funds as follows:

TRANSFER FROM:

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

704 / 530301 / Bridge Rehabilitation 10/5501/ 644385 / \$465,714.60

Total Transfer To: \$465,714.60

TRANSFER TO:

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

765 / 565186 / Town Street Bridge / 80/0886 /640375/ \$465,714.60

Total Transfer To: \$465,714.60

SECTION 6. That the sum of \$3,613,000.00 be and hereby is appropriated from the unallocated balance of Fund 765, the Federal-State Highway Engineering Fund, and from any and 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, to the Transportation Division, Department No. 59-09, Object Level One Code 06, Object Level Three Code 6682, OCA Code 640375 and Project 565186.

SECTION 7. That the monies appropriated in Section 5 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 8. That the Public Service Director be and is hereby authorized to modify and increase Contract no. EA029459-002 & 004, with Burgess and Niple, Limited, 5085 Reed Road, Columbus, Ohio 43220 to complete the design, construction plans and permits for the Town Street Bridge Replacement project in accordance with the plans on file in the office of the Public Service Director.

SECTION 9. That for the purpose of paying the cost thereof, the sum of \$3,613,000.00 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, Object Level One Code 06, Object Level Three Code 6682, OCA Code 640375 and Project 565186.

SECTION 10. 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: 0740-2005

Drafting Date: 04/08/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN04-028

BACKGROUND: This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN04-028 a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since March 15, 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 (AN04-028) of Lloyd J. Kurtz, et al. for the annexation of certain territory containing 322.41 ± Acres in Washington & Brown Townships.

Body

WHEREAS, a petition for the annexation of certain territory in Washington & Brown Townships was duly filed by Lloyd J. Kurtz, et al. on December 3, 2004; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated March 8, 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 March 15, 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 Lloyd J. Kurtz, 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 December 3, 2004 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated March 8, 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, Townships of Brown and Washington, located in Virginia Military Survey Numbers 1618, 6953 and 7835 and being part of the tract as conveyed to Lloyd J. Kurtz by deed of record in

Instrument Number 199801150010236 and all of those tracts as conveyed to Al. A. Helmuth, Trustee by deed of record in Official Record 19885B03, and Raymond W. S. and Stella C.Y Huang by deed of record in Official Record 11764F17, and Dominion Homes, Inc. by deeds of record in Instrument Number 200306230188896, Instrument Number 200501120007777, Instrument Number 200501120007778, Instrument Number 200501120007780, Instrument Number 200501120007781 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning at a point at the southeasterly corner of said Dominion Homes, Inc. tract, being at the southwesterly corner of the Charlie Z. and Geralyn J. Page tract of record in Instrument Number 200012280261425;

thence westerly, with the southerly line of said Dominion Homes, Inc. tract a distance of approximately 1701 feet to a point;

thence northerly, with the westerly line of said Dominion Homes, Inc. tract, being in the easterly line of the Columbus Power Company tract of record in Instrument Number 200001030000361, a distance of approximately 670 feet to a point;

thence with the perimeter of said Kurtz tract, the following courses:

westerly, a distance of approximately 2881 feet to a point;

southerly, a distance of approximately 252 feet to a point;

northwesterly, a distance of approximately 2456 feet to a point;

easterly, a distance of approximately 11 feet to a point;

northwesterly, a distance of approximately 425 feet to a point;

northerly, across said Kurtz tract, a distance of approximately 715 feet to a point in a northerly line of said Kurtz tract;

thence continuing with the perimeter of said Kurtz tract, the following courses:

northeasterly, a distance of approximately 479 feet to a point;

thence easterly, with the northerly line of said Kurtz tract and said Helmuth tract; a distance of approximately 1975 feet to a point;

thence northerly, with the westerly line of said Huang tract, a distance of approximately 1197 feet to a point in the southerly right-of-way line of Rings Road;

thence easterly, with said southerly right-of-way line, a distance of approximately 1096 feet to a point;

thence southerly, with the easterly lines of said Huang, Helmuth, and Kurtz tracts, a distance of approximately 3051 feet to a point;

thence easterly, with a northerly line of said Kurtz tract, a distance of approximately 1438 feet to a point;

thence with the perimeter of said Dominion Homes, Inc. tract, the following courses:

northerly, a distance of approximately 492 feet to a point;

easterly, a distance of approximately 1042 feet to a point;

southerly, a distance of approximately 511 feet to a point;

easterly, a distance of approximately 1346 feet to a point in the existing City of Columbus Corporation line by Ordinance No. 1533-02 and of record in Instrument Number 200212260331528, being in the easterly right-of-way line of Cosgray Road;

thence southerly, with said easterly right-of-way line and existing City of Columbus Corporation line, a distance of approximately 2661 feet to a point;

thence westerly, across said Cosgray Road to a point in the westerly right-of-way line of said Cosgray Road, being in the southerly line of Donald Michael and Marylou B. Rings tract of record in Official Record 22978D06 , a distance of approximately 60 feet to a point;

thence northerly, with said westerly right-of-way line, being the easterly line of the Vaughn M. Burgey tract of record in Instrument Number 200201220019414, said Dominion Homes, Inc. tract, said Page tract and said Rings tract a distance of approximately 1914 feet to a point;

thence westerly, with the southerly line of said Dominion Homes, Inc. tract, a distance of approximately 601 feet to a point;

thence southerly, with said easterly line of said Dominion Homes, Inc. tract, being the westerly line of said Vaughn M. Burgey tract, a distance of approximately 230 feet to a point;

thence easterly, with the northerly line of said Dominion Homes, Inc. tract, being the southerly line of said Vaughn M. Burgey tract, a distance of approximately 611 feet to a point in said westerly right-of-way line;

thence southerly, with said westerly right-of-way line, being the easterly line of said Dominion Homes, Inc. tract, a distance of approximately 169 feet to a point;

thence westerly, with the southerly line of said Dominion Homes, Inc. tract, being the northerly line of said Page tract, a distance of approximately 619 feet to a point;

thence southerly, with said easterly line of said Dominion Homes, Inc. tract, being the westerly line of said Page tract, a distance of approximately 169 feet, to the Point of Beginning and containing 322.41 acres of land, more or less, of which 18.19 acres lies within Brown Township, Franklin County, and 304.22 acres lies within Washington Township, Franklin County.

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: 0925-2005

Drafting Date: 05/16/2005

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

AN04-029

BACKGROUND: This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN04-029 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 (AN04-029) of Dominion Homes, Inc. for the annexation of certain territory containing 3.8± Acres in Washington Township **and to declare an emergency.**

Body

WHEREAS, a petition for the annexation of certain territory in Washington Township was duly filed by Dominion Homes, 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 March 8, 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; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because of the need for the acceptance of a 3.8 acre annexation by applicant Dominion Homes, Inc. to the City of Columbus; 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 proposed annexation as applied for in the petition of Dominion Homes, 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 March 8, 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, City of Columbus, lying in Virginia Military Survey 3453, being all of a 1.003 acre tract conveyed to Dominion Homes, Inc. by deed of record in Instrument Number 200307310239928 and part of the right-of-way of Avery Road (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and more particularly described as follows:

BEGINNING at a point in the westerly right-of-way of said Avery Road, being in the line common to said 1.003 acre tract and a 93.195 acre tract conveyed to Dominion Homes by deed of record in Instrument Number 200409220221891,

also being in the existing City of Columbus Corporation Line Ordinance Number 1553-02, of record in Instrument Number 200212260331528;

Thence with the lines common to said 1.003 and 93.195 acre tracts and said existing City of Columbus Corporation Line the following courses and distances;

Southwesterly, a distance of approximately 261 feet, to a point;

Northwesterly, a distance of approximately 150 feet, to a point;

Northeasterly, a distance of approximately 261 feet, to a point, in the westerly right-of-way line of said Avery Road;

Thence Northwesterly, a distance of approximately 1651 feet, with the westerly right-of-way line of said Avery Road;

Thence Northeasterly, a distance of approximately 60 feet, across the right-of-way of said Avery Road, to a point in the easterly right-of-way line of said Avery Road;

Thence Southeasterly, a distance of approximately 2124 feet, with the easterly right-of-way line of said Avery Road, to a point;

Thence Southwesterly, a distance of approximately 62 feet, across the right-of-way of said Avery Road, to a point in the westerly right-of-way line of said Avery Road;

Thence Northwesterly, a distance of approximately 339 feet, with the westerly right-of-way line of said Avery Road, to the POINT OF BEGINNING. Containing 3.8 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.~~ **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: 0955-2005

Drafting Date: 05/18/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z04-096

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

PROPOSED USE: Trade school.

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

NORTHEAST AREA COMMISSION RECOMMENDATION: Disapproval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant's request for the L-C-4, Limited Commercial District to add "trade school" to land-uses permitted on the subject site is consistent with the *Northeast Area Plan* (1994). The proposed limitation text revises permitted land-uses to add trade school and makes minor changes to current development standards to modify traffic commitments, limit the height of lighting to 18-feet, screen loading zones from off-site view to a minimum height of six-feet and restrict ground sign type and height.

Title

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).

Body

WHEREAS, application #Z04-096 is on file with the Building Services Division of the Department of Development requesting rezoning of 7.2± acres from L-C-4, Limited Commercial District to L-C-4, Limited Commercial District, and

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

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

WHEREAS, the City Departments recommend approval of this rezoning proposal because the applicant's request for the L-C-4, Limited Commercial District to add "trade school" to land-uses permitted on the subject site is consistent with the *Northeast Area Plan* (1994). The proposed limitation text revises permitted land-uses to add trade school and makes minor changes to current development standards to modify traffic commitments, limit the height of lighting to 18-feet, screen loading zones from off-site view to a minimum height of six-feet and restrict ground sign type and height; 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:

3642 AGLER ROAD (43219), being 7.2± acres located on the north side of Agler Road, 340± feet west of Stelzer Road, and being more particularly described as follows:

SIX LEGAL DESCRIPTIONS, TOTAL OF 7.2± ACRES, CURRENTLY ZONED L-C-4, LIMITED COMMERCIAL

DESCRIPTION ONE: 3.491± ACRES:

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 17, United States Military Lands, being all of a 3.486 acre tract of land deeded to Northside Church of God, Inc. in Deed Book 3792, Page 735, said 3.491 acres being more particularly bounded and described as follows:

Beginning for reference at a Franklin County Engineer Survey Monument found (FCGS 6620) in the centerline of Agler Road (variable width), said monument being **N 86° 24' 58" W** a distance of **604.19 feet** from a Franklin County Engineer Survey Monument found (FCGS 2264) at the centerline intersection of said Agler Road and Stelzer Road;

Thence **S 86° 24' 58" E** along the centerline of said Agler Road a distance of **6.95 feet** to a point;

Thence **N 03° 26' 48" E** leaving said centerline a distance of **35.00 feet** to a ¾" iron pin set ("Advanced 7661" cap) in the

northerly right-of-way of said Agler Road, the southwest corner of said 3.486 acre tract, said iron pin being the **TRUE PLACE OF BEGINNING** for the tract herein to be described;

Thence **N 03° 26' 48" E** along the westerly line of said 3.486 acre tract and along the easterly line of "Asherton Woods" as shown and delineated in Plat Book 102, Page 94, and the easterly line of Reserve "B" in the Plat of "Lifestyle Boulevard and Stelzer Road Dedication and Easements Part 1" as shown and delineated in Plat Book 96, Page 78 a distance of **952.60 feet** (passing iron pins found at 15.00 feet and 900.43 feet) to a ¾" iron pin set ("Advanced 7661" cap) at the northeast corner of said Reserve "B", the southwest corner of Reserve "A" of said Plat Book 96, Page 78, and on a curve in the southerly right-of-way of Lifestyle Boulevard as shown and delineated in said Plat Book 96, Page 78;

Thence **S 86° 09' 31" E** along the northerly line of said 3.486 acre tract, the southerly line of said Reserve "A" a distance of **224.32 feet** to a ¾" iron pin set ("Advanced 7661" cap) in the westerly line of a 1.00 acre tract deeded to Synergy Capital Company LTD in Instrument #199909150233876;

Thence **S 03° 05' 22" W** along the easterly line of said 3.486 acre tract, a portion of the westerly line of said 1.00 acre tract, the westerly line of a 1.073 acre tract deeded to Synergy Capital Company LTD in Instrument #199905140123044, the westerly line of a 0.927 acre tract deeded to Winston W White in Official Record Volume 10310 H05, the westerly line of a 0.666 acre tract deeded to Jerry L Jones et al in Instrument #200307310239014, and a portion of the westerly line of a 1.334 acre tract deeded to John E. Cook & Susan A Demers in Deed Book 3759, Page 821 a distance of **499.46 feet** to a ¾" iron pin set ("Advanced 7661" cap) at an angle point;

Thence **S 03° 51' 58" W** along a portion of the westerly line of said 1.334 acre tract and a portion of the westerly line of a 0.906 acre tract deeded to Clinton L & Charlene F Roese in Instrument #200108150189286 a distance of **93.28 feet** to a ¾" iron pin set ("Advanced 7661" cap) at a southeast corner of said 3.486 acre tract, the northeast corner of a 1.381 acre tract deeded to Synergy Capital Company LTD in Instrument #199905140123044;

Thence **N 86° 23' 03" W** along the northerly line of said 1.381 acre tract, a southerly line of said 3.486 acre tract a distance of **176.64 feet** to a ¾" iron pin set ("Advanced 7661" cap) at the northwest corner of said 1.381 acre tract;

Thence **S 03° 26' 30" W** along the westerly line of said 1.381 acre tract, an easterly line of said 3.486 acre tract a distance of **358.96 feet** to a ¾" iron pin set ("Advanced 7661" cap) in the northerly right-of-way of said Agler Road, a southeast corner of said 3.486 acre tract;

Thence **N 86° 24' 58" W** along the northerly right-of-way of said Agler Road a distance of **50.14 feet** to the **TRUE PLACE OF BEGINNING** for the tract herein to be described containing **3.491 acres**, more or less, as calculated by the above courses. Subject, however, to all legal highways, easements, and restrictions of record. The above description was prepared by Douglas R. Hock, P.S. #7661 on December 10, 2003.

All references used in this description can be found at the Franklin County Recorder's Office, Franklin County, Ohio. The **Basis of Bearings** used in this description are based upon the NAD83 Ohio State Plane Coordinate System, South Zone which determines the bearing between found Franklin County Engineer Survey Monument (FCGS 6621) and said Franklin County Engineer Survey Monument (FCGS 2264) as **N 03° 31' 40" E** for the centerline of said Stelzer Road.

ADVANCED CIVIL DESIGN, INC., Douglas R. Hock, Ohio P.S. #7661.

DESCRIPTION TWO: 0.996± ACRES:

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 17, United States Military Lands, being all of that 1.000 acre tract of land as conveyed to Synergy Capital Company, Ltd. by deed of record in Instrument Number 199909150233876, said 0.996 acre tract being more particularly bounded and described as follows:

Beginning, for reference, at Franklin County Geodetic Survey Monument Number 6621 at an angle point in the centerline of Stelzer Road, said monument being **N 03° 31' 40" E** a distance of **1076.02 feet** from Franklin County Geodetic Survey

Monument 2264 at the centerline intersection of said Stelzer Road and Agler Road;

Thence **S 03° 31' 40" W**, with the centerline of said Stelzer Road, a distance of **23.54 feet** to a P.K. nail set at a point marking the intersection of the southerly right-of-way line of Lifestyle Boulevard extended with the centerline of said Stelzer Road, as shown in the Plat of "Lifestyle Boulevard and Stelzer Road Dedication and Easements Part 1" of record in Plat Book 96, Pages 78 and 79, being the **True Point of Beginning** for the tract herein to be described;

Thence **S 03° 31' 40" W**, continuing with the centerline of said Stelzer Road, a distance of **116.08 feet** to a P.K. nail set at the northeasterly corner of that 1.038 acre tract as conveyed to Synergy Capital Company, Ltd. by deed of record in Instrument Number 199905140123044;

Thence **N 86° 33' 19" W**, with the northerly line of said 1.038 acre tract, (passing an iron pin found at 29.91 feet) a distance of **373.94 feet** to an iron pin found in the easterly line of that 3.486 acre tract as conveyed to Northside Church of God, Inc. by deed of record in Deed Book 3792, Page 735, being the northwesterly corner of said 1.038 acre tract;

Thence **N 03° 05' 22" E**, with the easterly line of said 3.468 acre tract, a distance of **50.97 feet** to an iron pin set at the southeasterly corner of Reserve "A" of said "Lifestyle Boulevard", being the northeasterly corner of said 3.486 acre tract;

Thence **N 03° 56' 28" E**, with the easterly line of said Reserve "A", a distance of **65.01 feet** to an iron pin set in the southerly right-of-way line of said Lifestyle Boulevard;

Thence **S 86° 34' 13" E**, with the southerly line of said Lifestyle Boulevard and across said Stelzer Road, (passing an iron pin found at 349.32 feet) a distance of **373.86 feet** to the **True Point of Beginning**, and containing **0.996 acres**, more or less, as calculated by the above courses. Subject, however, to all legal highways, easements, and restrictions of record. The above description was prepared by Clark E. White, P.S. #7868 on March 11, 2004.

All iron pins set are 3/4" diameter, 30" long with plastic cap inscribed "Advanced 7661".

All references used in this description can be found at the Franklin County Recorder's Office, Franklin County, Ohio. The **Basis of Bearings** used in this description are based upon the NAD83 Ohio State Plane Coordinate System, South Zone which determines the bearing between found Franklin County Geodetic Survey Monument 6621 and said Franklin County Geodetic Survey Monument 8858 as **N 03° 52' 47" E** for the centerline of said Stelzer Road.

ADVANCED CIVIL DESIGN, INC., Clark E. White, Ohio P.S. #7868.

DESCRIPTION THREE: 1.038± ACRES:

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 17, United States Military Lands, being all of that 1.038 acre tract of land as conveyed to Synergy Capital Company, Ltd. by deed of record in Instrument Number 199905140123044, said 1.038 acre tract being more particularly bounded and described as follows:

Beginning, for reference, at Franklin County Geodetic Survey Monument Number 6621 at an angle point in the centerline of Stelzer Road, said monument being **N 03° 31' 40" E** a distance of **1076.02 feet** from Franklin County Geodetic Survey Monument 2264 at the centerline intersection of said Stelzer Road and Agler Road;

Thence **S 03° 31' 40" W**, with the centerline of said Stelzer Road, a distance of **139.62 feet** to a P.K. nail set at the southeasterly corner of that 1.00 acre tract as conveyed to Synergy Capital Company, Ltd. by deed of record in Instrument Number 199909150233876, being the **True Point of Beginning** for the tract herein to be described;

Thence **S 03° 31' 40" W**, continuing with the centerline of said Stelzer Road, a distance of **121.11 feet** to a P.K. nail set at the northeasterly corner of that 0.927 acre tract as conveyed to Winston W. White by deed of record in Official Record 10310H05;

Thence **N 86° 32' 22" W**, with the northerly line of said 0.927 acre tract, (passing an iron pin found at 25.38 feet) a distance of **373.01 feet** to an iron pin set in the easterly line of that 3.486 acre tract as conveyed to Northside Church of God, Inc. by deed of record in Deed Book 3792, Page 735, being the northwesterly corner of said 0.927 acre tract;

Thence **N 03° 05' 22" E**, with the easterly line of said 3.468 acre tract, a distance of **121.01 feet** to an iron pin found at the southwesterly corner of said 1.00 acre tract;

Thence **S 86° 33' 19" E**, with the southerly line of said 1.00 acre tract, (passing an iron pin found at 344.02 feet) a distance of **373.94 feet** to the **True Point of Beginning**, and containing **1.038 acres**, more or less, as calculated by the above courses. Subject, however, to all legal highways, easements, and restrictions of record. The above description was prepared by Clark E. White, P.S. #7868 on March 11, 2004.

All iron pins set are ¾" diameter, 30" long with plastic cap inscribed "Advanced 7661".

All references used in this description can be found at the Franklin County Recorder's Office, Franklin County, Ohio. The **Basis of Bearings** used in this description are based upon the NAD83 Ohio State Plane Coordinate System, South Zone which determines the bearing between found Franklin County Geodetic Survey Monument 6621 and said Franklin County Geodetic Survey Monument 8858 as **N 03° 52' 47" E** for the centerline of said Stelzer Road.

ADVANCED CIVIL DESIGN, INC., Clark E. White, Ohio P.S. #7868.

DESCRIPTION FOUR: 0.225± ACRES:

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 17, United States Military Lands, and being all of Reserve "A" of that plat entitled "Lifestyle Boulevard and Stelzer Road Dedication and Easements Part 1" of record in Plat Book 96, Page 78, said 0.225 acres being more particularly bounded and described as follows:

Beginning at an iron pin set in the southerly right-of-way line of Lifestyle Boulevard, being the northeasterly corner of said Reserve "A", and being the northwesterly corner of that tract as conveyed to Synergy Capital Company Ltd. by deed of record in Instrument Number 199909150233876;

Thence **S 03° 56' 28" W**, with the westerly line of said Synergy tract, being the easterly line of said Reserve "A", a distance of **65.01 feet** to an iron pin set at the southeasterly corner of said Reserve "A", being the northeasterly corner of that 3.486 acre tract as conveyed to Northside Church of God by deed of record in Deed Book 3792, Page 735;

Thence **N 86° 09' 31" W**, with the southerly line of said Reserve "A", being the northerly line of said 3.486 acre tract, a distance of **224.32 feet** to an iron pin set in the southerly right-of-way line of said Lifestyle Boulevard, being the southwesterly corner of said Reserve "A", and being the northwesterly corner of said 3.486 acre tract;

Thence Northeasterly, with said southerly right-of-way line, with a curve to the left having a **Radius of 430.00 feet, a Delta of 1° 37' 58"**, an **Arc length of 12.25 feet** and a chord which bears **N 64° 13' 59" E** a distance of **12.25 feet** to an iron pin set at a point of reverse curvature;

Thence Northeasterly, continuing with said northerly right-of-way line, with a curve to the right having a **Radius of 428.22 feet, a Delta of 30° 00' 48"**, an **Arc length of 224.31 feet** and a chord which bears **N 78° 25' 24" E** a distance of **221.76 feet** to the **PLACE OF BEGINNING**, containing **0.225 acres**, more or less, as calculated by the above courses. Subject, however, to all legal highways, easements, and restrictions of record. The above description was prepared by Douglas R. Hock, P.S. #7661 on February 17, 2004.

All iron pins set are ¾" diameter, 30" long with plastic cap inscribed "Advanced 7661".

All references used in this description can be found at the Franklin County Recorder's Office, Franklin County, Ohio. The **Basis of Bearings** used in this description are based upon the NAD83 Ohio State Plane Coordinate System, South Zone

which determines the bearing between found Franklin County Engineer Survey Monument (FCGS 6621) and said Franklin County Engineer Survey Monument (FCGS 2264) as **N 03° 31' 40" E** for the centerline of said Stelzer Road.

ADVANCED CIVIL DESIGN, INC., Douglas R. Hock, Ohio P.S. #7661.

DESCRIPTION FIVE: 0.073± ACRES:

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 1, Range 17, United States Military Lands, and being part of Reserve "B" of that plat entitled "Lifestyle Boulevard and Stelzer Road Dedication and Easements Part 1" of record in Plat Book 96, Page 78, said 0.073 acres being more particularly bounded and described as follows:

Beginning at an iron pin set in the southerly right-of-way line of Lifestyle Boulevard, being the northeasterly corner of said Reserve "B", and being the northwesterly corner of that 3.486 acre tract as conveyed to Northside Church of God by deed of record in Deed Book 3792, Page 735;

Thence **S 03° 26' 48" W**, with the westerly line of said 3.486 acre tract, being the easterly line of said Reserve "B", a distance of **52.21 feet** to an iron pin set at the southeasterly corner of said Reserve "B", being the northeasterly corner of lot 21 of that subdivision entitled "Asherton Woods" of record in Plat Book 102, Page 94;

Thence **N 86° 25' 16" W**, with the southerly line of said Reserve "B", being the northerly line of said lot 21, a distance of **118.54 feet** to an iron pin set in the easterly right-of-way line of Ashpoint Street of said "Asherton Woods";

Thence Northeasterly, with said easterly right-of-way line, with a curve to the right having a **Radius of 20.00 feet, a Delta of 54° 33' 07"**, an **Arc length of 19.04 feet** and a chord which bears **N 52° 44' 33" E** a distance of **18.33 feet** to an iron pin set in the southerly right-of-way line of said Lifestyle Boulevard, at a point of reverse curvature;

Thence Northeasterly, with said southerly right-of-way line, with a curve to the left having a **Radius of 430.00 feet, a Delta of 14° 58' 10"**, an **Arc length of 112.34 feet** and a chord which bears **N 72° 32' 03" E** a distance of **112.02 feet** to the **PLACE OF BEGINNING**, containing **0.073 acres**, more or less, as calculated by the above courses. Subject, however, to all legal highways, easements, and restrictions of record. The above description was prepared by Douglas R. Hock, P.S. #7661 on February 17, 2004.

All iron pins set are 3/4" diameter, 30" long with plastic cap inscribed "Advanced 7661".

All references used in this description can be found at the Franklin County Recorder's Office, Franklin County, Ohio. The **Basis of Bearings** used in this description are based upon the NAD83 Ohio State Plane Coordinate System, South Zone which determines the bearing between found Franklin County Engineer Survey Monument (FCGS 6621) and said Franklin County Engineer Survey Monument (FCGS 2264) as **N 03° 31' 40" E** for the centerline of said Stelzer Road.

ADVANCED CIVIL DESIGN, INC., Douglas R. Hock, Ohio P.S. #7661.

DESCRIPTION SIX: 1.4423± ACRES:

Situated in the State of Ohio, County of Franklin, City of Columbus, being located in Quarter Township 2, Township 1, Range 17, United States Military Lands and being all of that Parcel 3 as conveyed to David S. Gutridge, Trustee of Benchmark Land Trust, by deed of record in Official Record 16546G03, all references being to records of the Recorder's Office, Franklin County, Ohio, and being described as follows:

Beginning for reference at Franklin County Geodetic Survey Monument No. 2264 at the centerline intersection of Stelzer Road and Agler Road;

Thence North 86 degrees 25' 16" West, along the centerline of said Agler Road, a distance of 373.88 feet to a P.K. Nail set at the southeasterly corner of that 0.140 acre tract as conveyed to the Franklin County Commissioners by deed of record in

Official Record 7596F05;

Thence North 03 degrees 52' 57" East, along the easterly line of said 0.140 acre tract, a distance of 35.00 feet to an iron pin set in the northerly right-of-way line of said Agler Road, being the northeasterly corner of said 0.140 acre tract;

Thence North 86 degrees 25' 16" West, along said northerly right-of-way line, being the northerly line of said 0.140 acre tract, a distance of 173.64 feet to an iron pin set at a southeasterly corner of that tract as conveyed to the Northside Church of God, Inc. by deed of record in Deed Book 3792, Page 735;

Thence North 03 degrees 26' 48" East, along an easterly line of said Northside Church of God, Inc. tract, a distance of 358.99 feet to an iron pin set at a southeasterly corner of said Northside Church of God, Inc. tract;

Thence South 86 degrees 25' 16" East, along a southerly line of said Northside Church tract, a distance of 176.37 feet to an iron pin set in the westerly line of that tract as conveyed to Clinton L. Roese by deed of record in Official Record 12751H14;

Thence South 03 degrees 52' 57" West, along the westerly line of said Roese tract and the westerly line of that 1.809 acre tract as conveyed to Virginia M. Baker by deed of record in Official Record 12339A03, a distance of 358.99 feet to the True Point of Beginning and containing 1.442 acres of land, more or less.

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

Bearings for this description are based on the Ohio State Plane Coordinate System as per NAD83. Control for bearings was from coordinates of Monuments 7778 and 8858 having a bearing of South 03 degrees 57' 06" West, established by the Franklin County Engineering Department, using Global Positioning System procedures and equipment.

EXCEPTING THEREFROM:

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 part of that 1.442 acre tract conveyed to Synergy Capital Company, Ltd. Of record in Instrument Number 199905140123044, all references are to the Recorder's Office, Franklin County, Ohio and described as follows:

Beginning at Franklin County Engineers Monument FCGA 2264 found, marking the centerline intersection of Stelzer Road with Agler Road;

Thence North 86 degrees 25' 16" West, with the centerline of Agler Road, a distance of 373.88 feet to a southeasterly corner of that 0.140 acre tract conveyed to Franklin County Commissioners of record in Official Record 7596F05, being South 86 degrees 25' 16" East, 230.32 feet from Franklin County Engineers Monument FCGS 6620;

Thence North 03 degrees 31' 40" East, with easterly line of said 0.140 acre tract, a distance of 35.00 feet to the northeasterly corner of said 0.140 acre tract and the southeasterly corner of said 1.442 acre tract, being the True Point of Beginning;

Thence North 86 degrees 25' 16" West, with the southerly line of said 1.442 acre tract and the northerly line of said 0.140 acre tract, a distance of 173.64 feet to the southwesterly corner of said 1.442 acre tract, the northwesterly corner of said 0.140 acre tract, and the southeasterly corner of that 3.256 acre tract conveyed to Northside Church of God, Inc. of record in Deed Book 3792, Page 735;

Thence North 03 degrees 26' 16" East, with the westerly line of said 1.442 acre tract and the easterly line of said 3.256 acre tract, a distance of 15.00 to an iron pin set;

Thence South 86 degrees 25' 16" East, across said 1.442 acre tract, a distance of 173.76 feet to an iron pin set in an

easterly line of said 1.442 acre tract and the westerly line of that original 3.000 acre tract conveyed to Virginia M. Baker of record in Official Record 12339A03;

Thence South 03 degrees 52' 57" west, with said easterly line and said westerly line, a distanced of 15.00 feet to the True Point of Beginning, containing 0.060 acre, more or less, out of Auditor's Parcel No. 010-012075.

Subject to any rights-of-way, easements and restrictions of record.

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

This description was prepared under the supervision of Jeffrey A. Miller, P.S., Ohio Registered Surveyor No. 7211, of EMH&T, Inc. and is based on existing records and actual field survey.

Bearings are based on the Ohio State Plan Coordinate System, NAD 83, South Zone (1986 Adjustment). Control for bearings is from Franklin County Engineers Monuments FCGS 2264 and 2265, having a bearing of North 03 degrees 33' 01" East.

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

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

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

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-C-4, Limited Commercial District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text titled, "**LIMITATION TEXT**," signed on May 16, 2005 by Jeffrey L. Brown, attorney for the applicant, and the text reading as follows:

LIMITATION TEXT

PROPOSED DISTRICT: L-C-4

PROPERTY ADDRESS: 3642 Agler Road

OWNER: Gamma Columbus II, LLC

APPLICANT: Bradford Schools, Inc.

DATE OF TEXT: 5/16/05

APPLICATION NUMBER: Z04-096

INTRODUCTION: The current zoning is L-C-4 and the zoning application modifies the uses to reflect the current zoning classification and permits a trade school, as defined below, on the subject site. The applicant has established an educational facility to the north and wants to expand its facility.

1. **PERMITTED USES:** The only uses permitted are those uses described in Columbus City Code Sections 3351.03 (C-1), 3353.03 (C-2), 3355.03(C-3) (B) and permitting the following C-4, Commercial uses as specified in Section 3356.03:

- a. Cafes, Delicatessens and Restaurant (2,000 square feet or less)

- b. Florists
- c. Rooftop telecommunications - (screened from view)
- d. Administrative and Support Services
- e. HMO Medical Center (Urgent Care)
- f. Kidney Dialysis Center
- g. Physical, Occupational & Speech Therapist and Audiologist
- h. Human Resources and Executive Search Consulting Services
- i. Management Consulting, Public Opinion Polling and Research Services
- j. Educational Facility, Business, Computer, Management and Training Facilities
- k. Educational Facility, Professional, Secretarial, Technical and Trade Library
- l. Public Park and Recreation Center
- m. School (as defined in C.C. 3303)
- n. College
- o. Trade School- an institution of higher learning that provides vocational, technical, or professional instruction, with a focus on teaching skilled occupations, except that no truck driver or heavy equipment operator training, or construction trades (including welding) training or automotive service and repair training shall be permitted.
- p. Dwelling units may be located on the first floor; if a council variance request is approved for that use.

2. **DEVELOPMENT STANDARDS:** Unless otherwise indicated in the text the applicable development standards are contained in Chapter 3356 (C-4, Commercial) of the Columbus City Code.

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

- 1. The setback along Agler Road shall be twenty-five feet for parking and maneuvering. The setback from the internal east, west and south property lines of the subject site shall be 10 feet for parking and maneuvering and twenty-five (25) feet for buildings.
- 2. No building shall be closer than fifty (50) feet from Agler Road.
- 3. Setback from widened Stelzer Road shall be seventy-five (75) feet for all buildings and thirty (30) feet for parking/maneuvering areas.

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

- 1. Prior to obtaining a zoning clearance the property owner shall dedicate at no cost to the City of Columbus fifty (50) feet and ~~sixty (60) feet~~ from the centerline of Agler Road ~~and Stelzer Road, respectively, as additional right-of-way; and shall dedicate forty-two (42) feet of right-of-way from the centerline of Stelzer Road and grant an eighteen (18) foot wide highway easement along its Stelzer Road frontage, for a total of sixty (60) feet (combined right-of-way and easement).~~
 - 2. If required by the county or the city depending on who has jurisdiction, a left turn lane shall be installed on Stelzer Road at its intersection with the proposed public street north of Sub-area 2 (as designated in Case Z97-127).
 - 3. The subject site shall have a right-in/right-out curb-cut to Agler Road; a right-in/right-out curb-cut to Stelzer Road and a full access curb-cut to Lifestyle Boulevard. These access points may be modified with the approval of the County Engineer.
- break**24. At the time of development the applicant shall pay the County Engineer \$25,000 for the proposed traffic signal at the intersection of Lifestyle Boulevard and Stelzer Road.

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

- 1. Within the parking and maneuvering setback area along Agler Road, and Stelzer Road, one tree for every thirty (30) feet of frontage shall be planted. Trees may be group or evenly paced along Agler Rd and Stelzer Road.

2. All parking lots adjacent to Agler Road, or Stelzer Roshall have headlight screening of minimum thirty (30) inches height parallel to such road frontage as measured from the elevation of the nearest section of the adjacent parking area.
3. Loading areas shall be screened by wood fence and/or wall built of similar materials as used in the building from off-site views to a minimum height of six (6) feet. In addition there shall be landscaping installed along the perimeter of the site which meets the screening requirement of Section C.4 of this text to block the loading areas from off-site view from the adjacent single family zoned ground.
4. If an adjacent property is zoned single family residential at the time of development, then the developer shall install within the parking setback area a row of evergreen trees fifteen feet on center along the entire length of the single family property line adjacent to that portion of the subject site being developed. Said evergreen trees shall be a minimum height of five (5) feet at installation.
5. Landscaping shall be maintained in a healthy condition and dead material shall be replaced with new landscaping which meets the size requirements contained in the text within six (6) months weather permitting. The property owner shall maintain the balance of the undeveloped site by keeping the grass mowed on a regular basis.
6. Minimum tree sizes at installation: deciduous 2 ½ inch caliper; ornamental 1 ½ inch caliper and evergreens five (5) feet. Tree caliper is measured 6 inches from the ground.

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

1. The building elevation of any building ~~facing residentially zoned property~~ shall not contain any exposed concrete block or split face block. ~~The restriction shall not prohibit the use of split face block in said building elevation as long as the split face block does not appear on a public street facing elevation.~~ Bricks, glass, and EFIS maybe used as building materials.

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

1. Dumpsters shall be screened on three sides by a solid fence, wall, building and/or landscaping to a minimum height of six (6) feet with the fourth side being a gate.
2. No materials, supplies, equipment or products shall be stored or permitted to remain on any portion of the parcel outside a permitted structure or opaque enclosure (except a garden center).
3. All external outdoor lighting shall be cut-off fixtures (down-lighting) except that the building and landscaping may be up-lighted, provided that landscape lighting does not spill over into the public right-of-way.
4. All external outdoor lighting fixtures in the sub-area shall be from the same or a similar manufacturer's type to insure aesthetic compatibility.
5. Parking lot lighting shall be no higher than eighteen (18) feet.

F. Graphics and Signage commitments

1. All signage and graphics shall conform to Article 15 of the Columbus City Graphic Code as it applies to the C-4 zoning district. Any variance to the sign requirements or a graphics plan shall be submitted to the Columbus Graphics Commission.
2. An on-site ground sign shall be a monument style sign with a maximum height of ten (10) feet.

G. Miscellaneous commitments

1. The developer shall install a sidewalk along the north side of Agler Road. A sidewalk shall be installed along the west

side of Stelzer Road unless the sidewalk is included in the Stelzer Road improvement plan. The developer shall install a sidewalk along the south side of Lifestyle Boulevard.

2. At the time of submission for a certificate of zoning clearance the developer shall comply with the City's Parkland dedication ordinance by contributing cash on the basis of \$400/acre.

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

Legislation Number: 0961-2005

Drafting Date: 05/19/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z04-080

APPLICANT: Trinity Companies, LLC; c/o Michael Shannon, Atty.; Crabbe, Brown and James, LLP; 500 South Front Street, Suite 1200; Columbus, Ohio 43215.

PROPOSED USE: Office/warehouse and retail commercial development.

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

NORTHEAST AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The proposed limitation and CPD texts include appropriate use restrictions and customary development standards that address transportation issues, setbacks, landscaping and buffering, protection of a watercourse located in the proposed L-M district, lighting restrictions, and a variance to reduce the building setback for a fuel center canopy. Staff can support deviation from the *Northeast Area Plan* recommendation that this site be developed with airport related office uses because the proposed L-M, Limited Manufacturing District is consistent with the adjacent Citygate complex and the CPD, Commercial Planned Development District can provide convenient neighborhood scale services to the surrounding business and residential community. The proposed height districts are consistent with those already established for nearby L-M and CPD zoning districts.

Title

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 **and to declare an emergency** (Z04-080).

Body

WHEREAS, application #Z04-080 is on file with the Building Services Division of the Department of Development requesting rezoning of 10.65± acres from R, Rural District to L-M, Limited Manufacturing and CPD, Commercial Planned Development Districts, 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 keep contractual obligations for the immediate preservation of the public peace, property, health and safety; and**

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

WHEREAS, the City Departments recommend approval because staff can support deviation from the *Northeast Area Plan* recommendation that this site be developed with airport related office uses because the proposed limitation and CPD texts include appropriate use restrictions and customary development standards that address transportation issues, setbacks, landscaping and buffering, protection of a watercourse located in the proposed L-M district, lighting restrictions, and a variance to reduce the building setback for a fuel center canopy. The proposed L-M, Limited Manufacturing District is consistent with the adjacent Citygate complex and the CPD, Commercial Planned Development District can provide convenient neighborhood scale services to the surrounding business and residential community. The proposed height districts are consistent with those already established for nearby L-M and CPD zoning districts; 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:

1903 STELZER ROAD (43219), being 10.65± acres located on the west side of Stelzer Road, 300± feet south of City Gate Drive, and being more particularly described as follows:

L-M ZONING DESCRIPTION FOR 7.50± ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 3, Township 1, Range 17, United States Military Lands, being part of the 5.414 acre tract conveyed to Trinity Companies LLC by deed of record in Instrument Number 200103130050974, the 2.707 acre tract conveyed to Trinity Companies LLC by deed of record in Instrument Number 200202190044699, and the 2.707 acre tract conveyed to Riverbend Investment Co. by deed of record in Instrument Number 200009280197450, (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 the southeasterly corner of Parcel 18 WD as conveyed to the Franklin County Commissioners by deed of record in Instrument Number 200410260247434, in the centerline of Stelzer Road;

Thence North 86° 36' 09" West, a distance of 358.00 feet, with the southerly line of said Parcel 18 WD and 5.414 acre tract, to the TRUE POINT OF BEGINNING;

Thence North 86° 36' 09" West, a distance of 818.24 feet, continuing with the southerly line of said 5.414 acre tract, to the southwest corner thereof;

Thence North 03° 00' 41" East, a distance of 397.95 feet, with the westerly line of said 5.414 acre, 2.707 acre Trinity, and 2.707 acre Riverbend tracts, to the northwest corner of said 2.707 acre Riverbend tract;

Thence South 86° 40' 52" East, a distance of 822.12 feet, with the northerly line of said 2.707 acre Riverbend tract, to a point;

Thence South 03° 34' 11" West, a distance of 399.07 feet, across said 2.707 acre Riverbend, 2.707 acre Trinity, and 5.414 acre tracts, to the TRUE POINT OF BEGINNING, containing 7.50 acres of land, more or less.

This description was prepared from record data only, and is not to be used for deed transfer.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

To Rezone From: R, Rural District,

To: L-M, Limited Manufacturing District.

CPD ZONING DESCRIPTION FOR 2.73± ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 3, Township 1, Range 17, United States Military Lands, being part of the 5.414 acre tract conveyed to Trinity Companies LLC by deed of record in Instrument Number 200103130050974, the 2.707 acre tract conveyed to Trinity Companies LLC by deed of record in Instrument Number 200202190044699, and the 2.707 acre tract conveyed to Riverbend Investment Co. by deed of record in Instrument Number 200009280197450, (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 the southeasterly corner of Parcel 18 WD as conveyed to the Franklin County Commissioners by deed of record in Instrument Number 200410260247434, in the centerline of Stelzer Road;

Thence North 86° 36' 09" West, a distance of 58.00 feet, with the southerly line of said Parcel 18 WD, to a point in the westerly right-of-way line of Stelzer Road at the southwesterly corner of Parcel 18 WD, being the TRUE POINT OF BEGINNING;

Thence North 86° 36' 09" West, a distance of 298.00 feet, continuing with the southerly line of said 5.414 acre tract, to a point;

Thence North 03° 34' 11" East, a distance of 399.07 feet, across said 5.414 acre, 2.707 acre Trinity, and 2.707 acre Riverbend tracts, to a point in the northerly line of said 2.707 acre Riverbend tract;

Thence South 86° 40' 52" East, a distance of 298.00 feet, with the northerly line of said 2.707 acre Riverbend tract, to a point in said westerly right-of-way line of Stelzer Road;

Thence South 03° 34' 11" West, a distance of 399.48 feet, across said 2.707 acre Riverbend, 2.707 acre Trinity, and 5.414 acre tracts, and with said westerly right-of-way line, to the TRUE POINT OF BEGINNING, containing 2.73 acres of land, more or less.

This description was prepared from record data only, and is not to be used for deed transfer.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

To Rezone From: R, Rural District,

To: CPD, Commercial Planned Development District.

SECTION 2. That a Height District of Sixty (60) feet is hereby established on the CPD, Commercial Planned Development District on this property and a Height District of One-hundred ten (110) feet is hereby established on the L-M, Limited Manufacturing District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-M, Limited Manufacturing and CPD, Commercial Planned Development Districts and Application among the records of the Building Services Division as required by Sections 3370.03 and 3311.12 of the Columbus City Codes; said text titled, "**L-M, LIMITED MANUFACTURING DISTRICT AND CPD, COMMERCIAL PLANNED DEVELOPMENT DISTRICT TEXTS, 10.23± ACRES**," and CPD site plan titled, "**STELZER ROAD CPD SITE PLAN**," both signed on June 15, 2005 by Michael Shannon, attorney for the applicant, and the text reading as follows:

L-M, LIMITED MANUFACTURING DISTRICT AND CPD, COMMERCIAL PLANNED DEVELOPMENT DISTRICT TEXTS, 10.23± ACRES

EXISTING DISTRICT: R, Residential

PROPOSED DISTRICT: LM, Limited Manufacturing and CPD, Commercial Planned Development

PROPERTY ADDRESS: 1903 Stelzer Road

OWNERS: Trinity Companies, LLC; Riverbend Investment Company, c/o CRABBE, BROWN & JAMES, LLP: Michael T. Shannon, Esq., 500 S. Front St., Suite 1200, Columbus, Ohio 43215, Mshannon@cbjlawyers.com.

APPLICANT: Trinity Companies, LLC, c/o CRABBE, BROWN & JAMES, LLP: Michael T. Shannon, Esq., 500 S. Front St., Suite 1200, Columbus, Ohio 43215, Mshannon@cbjlawyers.com.

APPLICATION NO.: Z04-080

DATE OF TEXT: June 15, 2005

I. INTRODUCTION:

The subject site ("Site"), comprised of three (3) parcels totaling 10.23± acres, is located at 1903-1933 Stelzer Road, within the jurisdiction of the Northeast Area Commission. Situated on the west side of Stelzer Road, the Site is approximately three hundred (300) feet south of the CityGate Business Park. These parcels, along with two contiguous parcels to the north and two contiguous parcels to the south, are the only remaining residential zonings on the west side of Stelzer Road in this area. Surrounding these parcels to the north, west and south are properties either zoned L-M, Limited Manufacturing or CPD, Commercial Planned Development, to reflect the continual office/warehouse and commercial developments that have occurred consistent with the Northeast Area Plan.

Applicant proposes to rezone these three parcels fronting Stelzer Road from R, Residential to L-M and CPD. These two (2) sub-areas and proposed text are remarkably similar to the 8-acre rezoning at 2015 Stelzer Road, approved by the Northeast Area Commission and City Council in July 1999, which also consists of two sub-areas zoned L-M and CPD at the entrance to the CityGate complex.

II. SUB-AREA "A": L-M, LIMITED MANUFACTURING DISTRICT (7.50± ACRES)

1. PERMITTED USES:

All uses of Columbus City Code §3363.01- §3363.08 (M, Manufacturing District), except uses as prohibited in Section 2 (Prohibited Uses), below. Additionally, all types of offices; residence(s) for a resident watchman; commercial radio transmitting or television station and appurtenances thereto; rooftop telecommunication installations and all accessory use(s) related to any permitted principal use shall be permitted.

- (a) All permitted uses shall be constructed, equipped and operated with such approved devices and methods as to insure against the emission of obnoxious noise, vibrations, smoke, dust, fly ash, or other solid particulate matter, odor, glare, heat, sewage waste, and other obnoxious conditions.
- (b) Retail sales of products on the premises incidental to the above-stated uses shall be allowed in Sub-Area A, provided however, that such retail sales shall not exceed fifty (50%) percent of the square footage of the structure.
- (c) Underground storage tanks shall only be permitted for the purpose of providing distribution of liquid fuels, petroleum products, petroleum, and volatile oils to vehicles of uses in this sub-area. No individual user within this sub-area shall have more than an aggregate capacity of 20,000 gallons. The location of any such tanks shall be determined under the direction and supervision of the Fire Department.

2. PROHIBITED USES:

Adult entertainment, inclusive of bookstore; adult motion picture theater; adult-only entertainment facility; bars, cabarets and nightclubs; billboard(s); manufacturing, compounding, processing, assembling, packaging or treatment of goods, materials and products involving operations which are obnoxious or offensive by reason of odor, dust, smoke, gas, fumes, vibration, noise, fly ash, or other solid particulate matter, odor, glare, heat, sewage waste, or obnoxious conditions.

3. DEVELOPMENT STANDARDS:

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

1. Sub-Area A shall be designated in the H-110 Height District. Buildings and structures shall not exceed an absolute height of 65 feet. This absolute height restriction shall not include the additional height associated with building-mounted mechanicals or aerials. Mechanicals shall not exceed 10 additional feet above the 65-foot absolute height. Building-mounted antennas and aerials shall not exceed 20 additional feet above the 65-foot absolute height.
2. Lot coverage for structures and paved areas shall not exceed eighty-five (85%) percent.

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

1. The Applicant is proposing one full-service access point to Stelzer Road, near the southern boundary of the Site. Applicant is proposing a private drive along the southern perimeter to provide access to warehouse/office parcels in Sub-Area A. Applicant acknowledges that access easements may be necessary at the time of development of this Site, for proper access from Sub-Area B (CPD) to Sub-Area A (L-M).

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

1. A minimum of one tree shall be planted for every 10 parking spaces. The minimum size of all trees shall be 2.5 inch caliper for deciduous; 6 feet high for evergreens; and 1.5 inch caliper for ornamentals. Caliper shall be measured 6 inches above grade. Trees may be equally spaced or grouped. Tree species shall be selected and planted in a manner that does not obstruct motorists' vision.
2. In accordance with §3342.17 (Parking Lot Screening), a minimum 10-foot landscaped buffer area shall be established along the northern boundary, where the Site abuts residential property. The landscape buffer shall consist predominately of pine trees, and be installed and maintained at a minimum height of 5 feet above the parking lot grade. Said buffer shall be maintained for as long as the adjacent property is zoned residentially.
3. Any dead materials shall be replaced within six (6) months or the next planting season, whichever occurs first.

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

1. All building exteriors shall be constructed of wood, brick, real or synthetic stone, real or synthetic stucco, glass, vinyl siding, wood shingles, textured or coated metal, concrete, marble, textured concrete, or a combination of these materials.
2. Any mechanical equipment or utility hardware on the roof of a building shall be screened from view from the right-of-way of Stelzer Road, to the height of the equipment, by the same material utilized on the building roof or exterior. Decorative cornices may be used. Color shall also match the building exterior or roof. Ground-mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping, or any fence or wall utilizing comparable and compatible materials as the building materials.

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

1. All external outdoor lighting shall be cutoff down-style fixtures (down-lighting), except there may be accent lighting (up-lighting) on landscaping in the front of structures and ground signs, provided the fixtures are screened with landscaping to prevent glare.
2. All external outdoor lighting fixtures shall be from the same or similar manufacturers type to insure aesthetic compatibility.
3. Except for decorative lighting, all light poles shall be metal and such light poles shall be of the same color. Light poles

in the parking lots shall not exceed 28 feet in height. Light poles located within 100 feet of residentially-zoned property shall not exceed 18 feet in height.

4. All lighting shall be so positioned as to not be directed toward any abutting residentially-zoned area.
5. Wiring within the subject Site shall be underground.
6. Service area lighting shall be contained within the service yard boundaries and enclosure walls. No light spillover shall occur outside the service area.
7. Pedestrian lighting is permitted and the maximum height for any pedestrian lighting on the subject Site shall not exceed 16 feet in height. Bollard lighting is permitted and shall not exceed 48 inches in height.
8. Dumpsters, loading areas, outdoor storage areas, and propane tanks shall be screened by structures and/or landscaping to a minimum height of 6 feet. Deposited refuse should not be visible from outside the refuse enclosure, which shall be screened on all four (4) sides. Fiberglass, chain-link fencing, wood fencing, or corrugated metal will not be permitted for use as enclosures. No refuse collection areas shall be permitted between any street and the front of any building.
9. There shall be no outdoor public address system, outdoor call system, or other outdoor audible system permitted in this sub-area, except that a paging system shall be allowed for the purpose of paging employees only.

F. Graphics and Signage Commitments.

1. All signage shall conform to Chapters 3375 through 3383 of the Columbus City Code, as they apply to the M, Manufacturing District. Any variance to the sign requirements shall be submitted to the Columbus Graphics Commission.

G. Miscellaneous Commitments:

1. In accordance with §3318.13 (Parkland Dedication Ordinance), Applicant shall contribute parkland fees in the amount of \$400.00 per acre for this 10.65± acre site.
2. With regard to the open watercourse which traverses the Site, Applicant commits to maintain a 25-foot no-build zone on both sides of the watercourse, as measured from the top of the embankment.
3. No more than two (2) points of access shall be constructed over the watercourse.
4. Applicant shall preserve the existing tree buffer along the western perimeter of the Site, which buffer also extends partially along the north and south perimeters of the LM tract. This preservation includes all trees having a minimum 5-inch caliper at the time of approval of this rezoning request. Applicant shall be permitted to remove smaller brush-type matter, as well as dead or decaying matter, in order to improve and maintain a healthy appearance within the buffer.
5. Sixty (60) feet of right-of-way, from centerline of Stelzer Road, shall be dedicated to the City of Columbus. A portion of this right-of-way was previously deeded to the Franklin County Commissioners for dedication, and therefore the remaining land necessary to achieve a total of 60 feet from centerline will be dedicated through this rezoning.
6. Applicant shall install a southbound right turn lane with 100 feet of storage at the site's access on Stelzer Road.
7. Applicant shall construct the proposed access to Stelzer Road as a 3-lane access section.
8. Applicant shall contribute \$70,000.00 toward the cost of construction for improvements to the intersection of Stelzer and Johnstown Roads.

III. SUB-AREA "B": CPD, COMMERCIAL PLANNED DEVELOPMENT DISTRICT (2.73 ± ACRES)

4. PERMITTED USES:

All uses permitted in the C-4, Commercial District (C.C.C. §3355.02) and C-5, Commercial District (C.C.C. §3357.01), except as prohibited and restricted below.

5. PROHIBITED USES:

Amusement arcades; Animal shelters; Astrology, fortune telling, and palm reading services; Billboards, Blood and organ banks; Bowling centers; Check cashing and loans; Coin-operated laundries; Community food pantry; Convention and visitors bureaus; Crematories; Drive-in motion picture theaters; Halfway houses; Hospitals; Linen and uniform supply; Missions/temporary shelters; Pawn brokers; Performing arts, Religious facilities; Repossession services; Spectator sports and related industries; Tobacconist; Warehouse clubs and supercenters.

6. DEVELOPMENT STANDARDS:

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

1. A minimum 60-foot building setback shall be established from Stelzer Road. A 25-foot building setback shall be permitted for the canopy of any gas or service station islands, should the Site be developed with a gas station or service station. Otherwise, the Code-required 60-foot building setback line shall be maintained.
2. A minimum 25-foot building setback shall be established along the north property line, as long as the abutting property to the north is residentially zoned.
3. A minimum 25-foot parking/maneuvering setback shall be established from Stelzer Road. A 10-foot parking/maneuvering setback shall be permitted only if the Site is developed with a gas station or service station.
4. Sub-Area B shall be designated as an H-60 Height District, subject further to an absolute height of 55 feet for buildings and structures, except that building-mounted antennas and aerials shall not exceed 20 additional feet above the absolute height of 55 feet.
5. Lot coverage for structures and paved areas shall not exceed eighty-five (85%) percent.

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

1. Stelzer Road:

(a) One access point shall be permitted to Stelzer Road, subject to review and approval by the City of Columbus Transportation Division. The access point shall be a full-service access point built entirely on Sub-Area B, and shall be located as far from the intersection of Stelzer Road and CityGate Drive as possible, consistent with design requirements. Applicant acknowledges that access easements may be necessary at the time of development of this Site, for proper access from Sub-Area B (CPD) to Sub-Area A (L-M).

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

1. A minimum of 1 tree shall be planted for every 10 parking spaces. The minimum size of all trees shall be 2.5 inch caliper for deciduous; 6 feet in height for evergreens; and 1.5-inch caliper for ornamentals. Trees do not have to be equally spaced, but may be grouped. Tree species shall be selected and planted in a manner that does not obstruct motorists' vision.
2. All parking areas adjacent to Stelzer Road shall have headlight screening parallel to the frontage with a minimum height of 30 inches measured from the elevation of the nearest section of the adjacent parking area. Parking lot screening shall be in the form of an evergreen hedge, earth mounding or low brick or stone walls.

3. In accordance with §3342.17 (Parking Lot Screening), a minimum 20-foot landscaped buffer area shall be established along the northern boundary, where the Site abuts residential property. Said buffer shall consist predominately of pine trees, and be installed and maintained at a minimum height of 5 feet above the parking lot grade, with a minimum opacity of seventy-five (75%) percent. Said buffer shall be maintained for as long as the adjacent property is zoned residentially.

4. Trees shall be planted within the front parking setback at the minimum rate of one tree for every 40 lineal feet of street frontage. The minimum size of all trees shall be 2.5 inches caliper for deciduous, 6 feet high for evergreens, and 1.5 inch caliper for ornamentals. Caliper shall be measured 6 inches above grade. Trees may be equally spaced or grouped.

5. Any dead materials shall be replaced within 6 months or the next planting season, whichever occurs first.

6. The entryway shall feature landscaping with a compilation of evergreen and/or deciduous shade and/or deciduous evergreen shrubs. Landscaping shall be integrated into the entry feature without blocking visibility at intersections.

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

1. All building exteriors shall be constructed of wood, brick, real or synthetic stone, real or synthetic stucco, glass, vinyl siding, wood shingles, textured or coated metal, concrete, marble, textured concrete, or a combination of these materials.

2. Any mechanical equipment or utility hardware on the roof of a building shall be screened from view from the right-of-way of Stelzer Road, to the height of the equipment, by the same material utilized on the building roof or exterior. Decorative cornices may be used. Color shall also match the building exterior or roof. Ground-mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping, or any fence or wall utilizing comparable and compatible materials as the building materials.

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

1. All external outdoor lighting shall be cutoff down-style fixtures (down-lighting), except there may be accent lighting (up lighting) on landscaping in the front of structures and ground signs.

2. All external outdoor lighting fixtures shall be from the same or similar manufacturers type to insure aesthetic compatibility.

3. Except for decorative lighting, all other light poles shall be metal and of the same color. Light poles in the parking lots shall not exceed 28 feet in height. Light poles located within 100 feet of residentially-zoned property shall not exceed 18 feet in height.

4. Canopy lighting shall be fully recessed, in accordance with CPD development standards.

5. All lighting shall be so positioned as to not be directed toward any abutting residentially-zoned area.

6. Wiring within the subject Site shall be underground.

7. Dumpsters, loading areas, outdoor storage areas, and propane tanks shall be screened by structures and/or landscaping to a minimum height of 6 feet. Deposited refuse should not be visible from outside the refuse enclosure, which shall be screened on all four (4) sides. Fiberglass, chain-link fencing, wood fencing, or corrugated metal shall not be permitted for use as enclosures. No refuse collection areas shall be permitted between any street and the front of any building.

F. Graphics and Signage Commitments.

1. All signage shall conform to Chapters 3375 through 3383 of the Columbus City Code, as they apply to the C-4, Commercial District. Any variance to the sign requirements shall be submitted to the Columbus Graphics Commission.

G. Other CPD Requirements.

- 1. Natural Environment:** The natural environment of Sub-Area B is flat terrain.
- 2. Existing Land Use:** The property previously consisted of residential structures, which are being or have already been demolished.
- 3. Circulation:** Access to and from Sub-Area B will be from Stelzer Road, as approved by the City of Columbus Division of Transportation.
- 4. Visual Form of the Environment:** The area surrounding Sub-Area B is developed with single-family dwellings in Mifflin Township to the north and L-M on the west and south. The east side of Stelzer Road is zoned residential.
- 5. Visibility:** Sub-Area B fronts on Stelzer Road and will be visible from the street frontage.
- 6. Proposed Development:** Commercial development consisting of retail or service commercial uses is proposed.
- 7. Behavior Patterns:** The Site is located on Stelzer Road, a major arterial, in close proximity to the intersection of a major business park and employment center. Vehicular access will be the principle means of access through curb cuts approved by the Transportation Division. Onsite vehicular and pedestrian circulation will be as approved through the plan review process.
- 8. Emissions:** Development on Sub-Area B will conform to development standards of this development text for light levels, sounds and dust. There will be no objectionable emissions.

H. Variances.

The use of the CPD mechanism permits a variance to the required Stelzer Road building setback line. Stelzer Road is a 4-2D arterial on the Columbus Thoroughfare Plan, with a designated right-of-way width of 120 feet, thus requiring a 60-foot building setback line rather than the 25-foot building setback line that is proposed herein. The requested 25-foot building setback shall only apply to the canopy of any gas or service station islands, should the Site be developed with a gas station or service station. Otherwise, the Code-required 60-foot building setback line shall be maintained.

I. Miscellaneous Commitments.

1. In accordance with §3318.13 (Parkland Dedication Ordinance), Applicant shall contribute parkland fees in the amount of \$400.00 per acre for this 10.65± acre site.
2. With regard to the open watercourse which traverses the Site, Applicant commits to maintain a 25-foot no-build zone on both sides of the waercourse, as measured from the top of the embankment.
3. No more than two (2) points of access shall be constructed ove the watercourse.
4. Sixty (60) feet of right-of-way, from centerline of Stelzer Road, shall be dedicated to the City of Columbus. A portion of this righ-of-way was previously deded to the Franklin County Commissioners for dedication, and therefore the remaining land necessary to achieve a total of 60 feet from centerline will be dedicated through this rezoning.
- break25.** Applicant shall install a southbound right turn lane with 100 eet of storage at the site's access on Stelzer Road.
6. Applicant shall construct the proposed access to Stelzer Road as a 3-lane access section.
7. Applicant shall contribute \$70,000.00 toward the cost of construction for improvements to the intersection of Stelzer and Johnstown Roads.
8. Applicant shall install sidewalks along the Site's Stelzer Road frontage, in accordance with and as required by Columbus City Code.

~~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: 0965-2005

Drafting Date: 05/19/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z05-018

APPLICANT: The Kroger Company; c/o David Perry, Agent; 145 East Rich Street; Columbus, OH 43215.

PROPOSED USE: Commercial uses, including fuel center and carwash.

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

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant's request for the CPD, Commercial Planned Development District to develop a fuel center and carwash is consistent with the surrounding development pattern. The CPD text includes development standards that address site access and design, operation of the carwash, lighting restrictions, outside speakers, buffering and landscaping along Forest Hills Boulevard, and requires substantial compliance with the registered CPD site plan for the fuel center.

Title

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).

Body

WHEREAS, application #Z05-018 is on file with the Building Services Division of the Department of Development requesting rezoning of 1.03± 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, the City Departments recommend approval of the applicant's request for the CPD, Commercial Planned Development District because the proposed convenience retail store with a fuel center and carwash is consistent with the surrounding zoning and development pattern. The CPD text includes development standards that address site access and design, operation of the carwash, lighting restrictions, outside speakers, buffering and landscaping along Forest Hills Boulevard, and requires substantial compliance with the registered CPD site plan for the fuel center; 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:

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, and being more particularly described as follows:

1.03± ACRE LEGAL DESCRIPTION FOR 5601 FOREST HILLS BOULEVARD, COLUMBUS, OHIO

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Quarter Township 3, Township 2, Range 17, United States Military Lands, being also part of a 58.1353 acre tract as conveyed to Columbus Mall, Inc. by deed of record in Deed Book 3735, Page 427, Recorder's Office, Franklin County, Ohio and being more particularly bounded and described as follows:

Beginning at an iron pin in the westerly right-of-way line of Forest Hills Boulevard, said iron pin also being a southeasterly corner of the said 58.1353 acre tract and the northeasterly corner of a 2.5017 acre tract conveyed to Lawrence D. Stanley by deed of record in Deed Book 3690, Page 89, Recorder's Office, Franklin County, Ohio;

Thence N 01° 01' 21" W, along the westerly line of Forest Hills Boulevard, 25.52 ft. to the True Place of Beginning;

Thence N 88° 22' 0" W, 224.42 ft. to a point;

Thence N 00° 28' 33" W, 199.71 ft. to a point;

Thence N 89° 22' 00" E, 224.42 ft. to a point in the westerly right-of-way line of Forest Hills Boulevard;

Thence along the westerly line of Forest Hills Boulevard with a curve to the left, said curve having a radius of 380.00 ft. and a delta angle of 05° 44' 32", the chord of said curve being S 01° 50' 55" W. 38.07 ft. to a point of tangent;

Thence S 01° 01' 21" E, continuing along the westerly line of Forest Hills Boulevard, 161.69 ft. to the True Point of Beginning, containing 1.03 acre, more or less.

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 text titled, "**CPD, COMMERCIAL PLANNED DEVELOPMENT TEXT (1.03 ± ACRES)**," and CPD site plan titled, "**SITE PLAN**," both signed on May 17, 2005 by David Perry, agent for the applicant, and Donald Plank, attorney for the applicant, the text reading as follows:

CPD, COMMERCIAL PLANNED DEVELOPMENT TEXT (1.03 ± ACRES)

EXISTING DISTRICT: C-4, Commercial

PROPOSED DISTRICT: CPD, Commercial Planned Development

PROPERTY ADDRESS: 5601 Forest Hills Boulevard, Columbus, OH

OWNERS: Westerville Square, Inc., c/o Dave Perry, Agent for Property Owner, The David Perry Co., 145 East Rich Street, Columbus, OH 43215 and Donald Plank, Esq., Attorney for Property Owner, Plank & Brahm 145 East Rich Street, Columbus, OH 43215

APPLICANT: Kroger Co. c/o Dave Perry, Agent for Applicant, The David Perry Co., 145 East Rich Street, Columbus, OH 43215 and Donald Plank, Esq., Plank & Brahm, 145 East Rich Street Columbus, OH 43215.

DATE OF TEXT: May 17, 2005

APPLICATION NUMBER: Z05-018

INTRODUCTION:

The site is 1.03± acres located on the west side of Forest Hills Boulevard, 560± feet north of East Dublin-Granville Road (SR 161). The site is part of the 50 acre Columbus Square Shopping Center, which is zoned C-4, Commercial. Applicant proposes to rezone the 1.03 +/- acres to permit retail motor vehicle fuel sales and a car wash. The area of the rezoning is partially undeveloped and partially existing shopping center parking. However, the parking to be removed for the fuel center is not code required parking. The plan titled "Site Plan", dated 05/17/05, hereinafter referred to as "The Plan", is submitted with this application and is hereby incorporated by reference as the development plan for the fuel use, subject to final engineering and design, and as the concept plan for the car wash area, subject to the car wash being either a single or two bay automatic wash, if developed. If a car wash is not developed, the car wash area may continue to be used for surface parking, in whole or part, or may be developed with a C-4, Commercial Use.

1. **PERMITTED USES:** The following uses shall be permitted:

a) All uses of Section 3356.03, C-4, Permitted Uses.

b) Motor vehicle fuel sales with convenience retail sales and/or a car wash. Car wash use shall be limited to either a single or double bay automatic car wash and the car wash shall be located west of the fuel use. The car wash must be developed at the same time as the fuel or after the fuel use already exists. The car wash cannot be developed prior to the fuel use.

2. **DEVELOPMENT STANDARDS:** Except as specified herein and as represented on The Plan, the applicable development standards shall be as specified in the C-4, Commercial District.

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

1. Setbacks and location of the gas pump canopy, fuel pump islands and attendant's kiosk shall be as depicted on The Plan, subject to minor adjustment with final site engineering. The canopy and kiosk setback from Forest Hills Boulevard shall be a minimum of 50 feet. The car wash shall be located west of the gas canopy and may be either a single bay or 2 bay car wash.

2. The site shall be designated a H-35 Height District, but the gas station canopy shall not exceed eighteen (18) feet, six (6) inches above grade to the top of the canopy.

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

1. External vehicular access points and external vehicular circulation patterns are depicted on The Plan for the site and are applicable if the site is developed with motor vehicle fuel sales, with or without a car wash, subject to review and approval by the Division of Transportation in conjunction with a Certificate of Zoning Clearance.

2. The fuel center/car wash shall not have direct vehicular access to Forest Hills Boulevard.

3. Ingress and egress along the north, west and south property lines is subject to change with final design of the car wash, subject to approval of the Division of Transportation.

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

1. Street trees shall be planted in the Forest Hills parking setback at approximately 40 feet on center with four (4) trees as illustrated on the Plan. Headlight screening to a minimum height of 30 inches shall be provided in the Forest Hills parking setback. Headlight screening shall include mounding with a minimum height of 30 inches, tapered at the north and south ends as needed to maintain adequate sight distance, and shall additionally include tree planting of eleven (11) evergreen trees located generally as depicted on The Plan.

2. All trees and landscaping shall be well maintained. Weather permitting, dead items shall be replaced within three (3) months.

3. The minimum size of plant material at the time of planting shall be as follows: Deciduous - 2 ½ inch caliper, Ornamental - 1 ½ inch caliper, Evergreen - 5 to 6 feet tall. The minimum size of shrubs shall be 2 gallon. Caliper shall be measured 6" above grade.

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

1. The fuel station attendant's kiosk shall not exceed 120 square feet in area, unless a bathroom is provided within the kiosk, in which case the kiosk may exceed 120 square feet to provide a bathroom.

2. Exterior building materials of the fuel station attendant's kiosk shall be brick or materials having the appearance of brick, other than glass, window framing materials and the door for access to the kiosk.

3. See Section I.5. for car wash design standards.

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

1. All parking lot or ground mounted lighting shall use fully shielded cut-off fixtures (down lighting), except there may be ground mounted accent lighting (up lighting) provided the fixtures are screened with landscaping to prevent glare.

2. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturer's type to insure aesthetic compatibility.

3. Except for decorative lighting, all parking lot light poles shall substantially match the existing light poles in the shopping center. Parking lot light poles shall not exceed the height of the existing light poles in the shopping center. If any new parking lot light poles are installed, applicant shall provide the height of existing parking lot light poles on the site plan for Certificate of Zoning Clearance to document that any proposed parking lot lighting does not exceed the height of existing parking lot lighting. No new parking lot light pole located within 100 feet of the east property line shall exceed 18 feet in height.

4. Building mounted area lighting within the site shall utilize fully shielded cut-off style fixtures and be designed in such a way to minimize any offsite light spillage.

5. All new or relocated utility lines shall be installed underground unless the applicable utility company directs or requires otherwise.

6. Canopy lighting over gasoline pump islands shall be fully recessed in the canopy.

7. Outdoor product display shall be limited to a five (5) foot perimeter around the attendant's kiosk. Outside product display shall not exceed a height of three (3) feet, except for vending machines, which may also be located in the five (5) foot perimeter area. There shall be no outside storage.

F. Graphics and Signage Commitments.

1. All graphics shall conform to Article 15 of the Columbus City Code, as it applies to the C-5, Commercial District for the fuel center or car wash development. Graphics for a C-4 use shall conform to Article 15 of the Columbus City Code, as it applies to the C-4, Commercial District. Any variance to the applicable requirements of the C-5 or C-4 District, as applicable, shall be submitted to the Columbus Graphics Commission.

a. Any ground sign for the fuel and/or car wash use shall be monument-style.

b. The monument-style sign shall not exceed eight (8) feet in height.

G. Other CPD Requirements

1. Natural Environment: The natural environment of the site is flat and is part of the existing shopping center.
2. Existing Land Use: The property is presently part of an existing large shopping center.
3. Circulation: Access to and from the site will be via existing curbcuts for the shopping center as long as the site is developed for the sale of motor vehicle fuels with or without a car wash.
4. Visual Form of the Environment: The area surrounding the site is zoned and developed with commercial uses to the north, west and south. Forest Hills Boulevard abuts the site to the east.
5. Visibility: Forest Hills Boulevard is a collector right of way and is one of several primary access points to the shopping center.
6. Proposed Development: Commercial development consisting of motor vehicle fuel sales, and attendant's building, convenience retail sales and car wash.
7. Behavior Patterns: For C-5 uses permitted by this ordinance, the site will be accessed from existing shopping center curb-cuts and also by internal circulation within the shopping center.
8. Emissions: Development will conform to City of Columbus requirements as further controlled by development standards of this development text for light levels, sounds and dust. There will be no objectionable emissions.

H. Deviation from C-4 Standards.

1. Section 3342.28(5). Code required parking for the fuel center is reduced from 2 spaces to 0. Large areas of parking in the shopping center are adjacent to the fuel area.
2. Section 3342.15. The rezoning site may be split from the balance of the shopping center. If it is split and if the parking along the north zoning line remains, i.e. if or until a car wash is developed, the parking spaces will maneuver across the property line established by the split. Maneuvering area would occur across the property line and would be provided for by easement.
3. Section 3342.07. No exclusive by-pass lane shall be required for a car wash. Car wash stacking shall be designed with a minimum of one (1) point of exit from the stacking lane, as illustratively depicted on the two (2) bay car wash plan.

I. Miscellaneous

1. The hours of operation for the fuel station shall be limited to 6AM to 12 midnight, seven (7) days a week.
2. There shall be no dumpster located within the area rezoned by this rezoning application. All refuse disposal will be coordinated with dumpsters and/or compactors at the shopping center.
3. Exterior speakers for either the fuel station or car wash uses shall be used only for normal business use and at a volume that minimizes perception of the speakers off-site of the Columbus Square Shopping center.
4. There is existing non-code required parking within the area being rezoned. The existing parking may be removed in whole or in part.
5. Additional Car Wash Standards:
 - a. The car wash building shall be oriented north/south with vehicle entry from the north and vehicle exit from the south

end of the car wash bay(s).

- b. All drying equipment shall be located within and inside of the car wash building.
 - c. The exterior building materials of the car wash building shall be traditional and natural in appearance and shall consist of wood, brick, stone, stucco, EIFS and/or split face block. Vinyl siding is permitted but shall be limited to an upgraded quality and thickness of 0.044 mils or greater.
 - d. The primary roof shall be pitched or sloped with a minimum slope of 6:12. If shingles are used for roofing, they shall be dimensional shingles. Mansard roof fronts with a flat roof not visible from Forest Hills Boulevard shall also be permitted.
 - e. Landscaping island(s) shall be designed and placed on the site to discourage vehicles from crossing the car wash stacking lane area to enter/exit the fuel area, such as the north/south island depicted on the two bay car wash site plan.
 - f. The hours of operation of the car wash, if any, shall be limited to 7AM - 9PM, seven (7) days a week.
 - g. A car wash, if developed, must be located west of the fuel center.
6. The Board of Zoning Adjustment shall be the body to hear any and all variance requests to site development standards, unless included in a council variance application, including any and all specific site development standards contained in this ordinance, other than as may be under the jurisdiction of the Columbus Graphics Commission.
7. The CPD area may be split, in whole or in part, from the shopping center to establish a separate parcel. If split, all applicable easements shall be granted between the split parcel and the residual shopping center parcel to provide common vehicular and pedestrian circulation and common use of the shopping center parking.
8. The plan titled "Site Plan" dated 05/17/05, hereinafter referred to as "The Plan", is submitted with this application and is hereby incorporated by reference as the development plan, in conjunction with this Text, for the fuel area of the site. The Plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and when engineering plans are completed. Any slight adjustment to the plan shall be reviewed and may be approved by the Director of the Department of Development or his/her designee upon submission of the appropriate data regarding the proposed adjustment. The two bay automatic car wash plan is illustrative of a two bay automatic car wash. A single bay car wash may also be developed, at developer's discretion. The area west of the fuel center may also be left as parking or developed with C-4, Commercial uses, subject to applicable C-4 requirements. The Plan, as applicable to the fuel use, is only applicable to site development if the site is developed with the fuel use. Depiction of a portion of the shopping center outside the fuel center area on the referenced drawing does not create any condition or restriction on property outside the area being rezoned.

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

Legislation Number: 1013-2005

Drafting Date: 05/25/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The original contract provided for engineering design and Modification No. 1 provided for construction administration services for a separate chlorine storage feed system. Upon further consideration regarding safety concerns following the events of September 11, 2001, the Department of Public Utilities decided to redesign this system to utilize a different disinfection chemical in lieu of gaseous chlorine. In addition to the disinfection facility redesign services; this contract includes design services for a chlorine scrubber installation which is a temporary measure as the Dublin Road Water Plant is being redesigned to utilize a different disinfection chemical in lieu of gaseous chlorine. Improvements to incorporate a chlorine gas scrubber system at the Dublin Road Water Plant will provide compliance with

all applicable codes, as well as increase safety. The first project modification was anticipated and identified in the original authorizing legislation. This contract modification was not previously anticipated and was a result of unexpected events, changing the direction of the design. This modification provides for additional engineering design for a new disinfection chemical to be utilized at the Dublin Road Water Plant.

CC 329.16 CONTRACT MODIFICATIONS:

1. Amount of additional funds to be expended under this modification: \$1,107,000.00.
2. The extent of additional services provided are needed due to the expansion of the original scope of services to provide redesign of the disinfection facility to utilize a different disinfection chemical in lieu of gaseous chlorine. Design of a temporary chlorine scrubber installation and to provide for miscellaneous design changes for the Dublin Road Water Plant to be performed in conjunction with this project.
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	\$769,410.00
Modification No.1	\$1,292,600.00
Modification No. 2	\$1,107,000.00
New contract amount	\$3,169,010.00

FISCAL IMPACT: The last authorization for expenditures for this project occurred December 9, 2002 to modify the original contract in the amount of \$1,292,600.00. The original authorization for expenditures for this project occurred July 31, 2000 in the amount of \$769,410.00. \$7,600,000.00 was budgeted in the 2004 C.I.B. and the project is being funded from current monies.

CONTRACT COMPLIANCE NUMBER: 13-2653703

Title

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)

Body

WHEREAS: Contract No. EA-025110-002 was authorized by Ordinance No. 1893-00, passed July 31, 2000, was executed November 30, 2000 and approved by the City Attorney on December 8, 2000, to provide for engineering design services for the Dublin Road Water Plant Chlorine Storage Improvements, and

WHEREAS: This contract was subsequently modified by Contract No. EA-025167-001 which was authorized by Ordinance No. 1820-02, passed December 9, 2002, was executed January 23, 2003 and approved by the City Attorney on February 5, 2003, to provide for construction administration services for the Dublin Road Water Plant Chlorine Storage Improvements and

WHEREAS: Upon further consideration regarding safety concerns following the events of September 11, 2001, the Department of Public Utilities decided to redesign this system to utilize a different disinfection chemical in lieu of gaseous chlorine, and

WHEREAS: In addition to the disinfection facility redesign services, this contract includes design services for a chlorine

scrubber installation which is a temporary measure as the Dublin Road Water Plant is currently being redesigned to utilize a different disinfection chemical in lieu of gaseous chlorine., and

WHEREAS: It is necessary to modify Contract No. EA-025110-002 to provide for the above listed revisions to the Dublin Road Water Plant Chlorine Storage Improvements project, and

WHEREAS: This modification provides for an increase of \$1,107,000.00 to this contract, and

WHEREAS: It is necessary to authorize the Director of Public Utilities to modify Contract No. EA-025110-002, for Dublin Road Water Plant Chlorine Storage Improvements project, for the preservation of public health, peace, property and safety now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. The Director of Public Utilities be and is hereby authorized to modify Contract No EA-025110-002 with Malcolm Pirnie, Inc, in the amount of \$1,107,000.00, for Dublin Road Water Plant Chlorine Storage Improvements project, for the Division of Water, Department of Public Utilities, Project No. 690379, Contract No. 966, 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 \$1,107,000.00 is hereby authorized from the Waterworks Enlargement Voted 1991 Bonds Fund, Fund 606, Department of Public Utilities, Division of Water, Dept./Division No. 60-09, Object Level Three 6682, Project No. 690379, OCA Code 606379.

Section 3. 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 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: 1031-2005

Drafting Date: 05/26/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

May 26, 2005

05-041-606

BACKGROUND: The Purchasing Office has established Universal Term Contract FL002619, for the purchase of GPS Equipment with Mapsync. The Contract Compliance Number for Mapsync is 61-1262482. They do not have MBE/FBE status. These units will be used by field personal to record the location of valves, fire hydrants, etc. The data base that will be created will facilitate locating these appurtenances in the future.

We request to purchase the following items:

10 each GeoXT 512

10 each TerraSync Software

10 each Vehicle Power Adaptors

10 each GeoExplorer Power/Serial

1 each GPS Analyst Extension

2 each Onsite Mapping Certified Training Sessions

3 each Base Station Annual Service and Software License Agreement

27 each GeoXT512 Annual Service and Software License Agreement (for 9 field units)

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

Title

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)

Body

WHEREAS, the Purchasing Office has established Universal Term Contract FL002619, for the purchase of GPS Equipment, with Mapsync, and

WHEREAS, the Division of Water will be purchasing GPS Equipment, and

WHEREAS, in the usual daily operation of the Division of Water, Department of Public Utilities, in that it has become necessary to authorize the Finance Director to establish Blanket Purchase Orders, for GPS Equipment, based on the above mentioned Universal Term Contracts 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 Finance Director be and is hereby authorized to establish a Blanket Purchase Order, with Mapsync, for GPS Equipment, from FL002619, an established Universal Term Contract, for the Division of Water, Department of Public Utilities in the amount of \$66,865.00.

Section 2. That the expenditure of \$66,865.00 or as much thereof as may be needed is hereby authorized from Water Works Enlargement Voted 1991 Bonds Fund No. 606, Department 60, Division 09, OCA Code 642900, Object Level One 06, Object Level Three 6629, Project No. 690026 to pay the cost thereof.

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: 1040-2005

Drafting Date: 05/31/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

This legislation authorizes and directs the Division of Neighborhood Services to enter into an agreement with Maryhaven to support the Safe Pathways program. There are about 1,200 arrests annually in Columbus of women charged with solicitation for prosecution according to the Division of Police. An estimated 75% are substance dependent. This evidence confirms the notion that addiction to drugs cause some women to turn to prostitution to support their drug habit. The impacts are far-reaching, extending beyond the criminal justice system and having direct implications for families, as well as taxing our social service system network , including public health care faculties and child support agencies. Safe Pathways provides critical intervention to help women take the first step to a productive, law-abiding lifestyle.

Maryhaven has relied on federal funding for this program for several years, but funding under the Byrne Memorial Grant program has been drastically reduced, forcing the agency to seek alternative funding. Because of the wide-ranging impacts noted above, including public safety concerns, Council deems it reasonable to allocate a portion of the \$2 million Public Safety Fund it created with its 2005 budget amendments to continue this important program. The \$50,000 granted here is intended to be one-time, stop-gap funding to cover the July to December period.

City funding allow the program to treat 28 offenders with a highly structured six-month program, including a job readiness component. Follow up demonstrates that 80% of program participants have not re-offended tor had their probation status revoked during the project period.

CONTRACT COMPLIANCE #: 31-0732345 (non-profit)

Emergency action is requested to expedite this crime prevention program.

FISCAL IMPACT:

City Council set aside \$2 million in its 2005 amendments for Public Safety initiatives. This ordinances taps \$50,000 of that amount.

Title

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)

Body

WHEREAS, there are about 1,200 arrests annually in Columbus of women charged with solicitation for prosecution according to the Division of Police, of which an estimated 75% are substance dependent, confirming that some women turn to prosecution to support their drug habit; and

WHEREAS, prostitution and drug addiction have impacts that are far-reaching, extending beyond the criminal justice system and having direct implications for families, as well as taxing our social service system network , including public health care faculties and child support agencies; and

WHEREAS, Safe Pathways provides critical intervention to help women take the first step to a productive, law-abiding life style by first treating drug addiction; and

WHEREAS, Maryhaven has relied on federal funding for this program for four years, but funding under the Byrne Memorial Grant program has been drastically reduced, forcing the agency to seek alternative funding; and

WHEREAS, because of the wide-ranging impacts noted above, including public safety concerns, Council member Michael C. Mentel sponsors this legislation and the full Council deems it an appropriate use of a portion of the \$2 million Public Safety Initiatives fund created by Council in its 2005 budget amendments; and

WHEREAS, an emergency exists in the usual daily operation of the City, in that it is immediately necessary to support the Safe Pathways program for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the City Auditor is hereby authorized to transfer \$50,000.00 within the general fund from the Department of Finance, Department 45, OL1 10, OL3 5501, OCA 904508 to the Division of Neighborhood Services, Department 44-05, OL1 03, OL3 3337, OCA 440280.

SECTION 2. That the Development Director be and is hereby authorized and directed to enter into agreement with Maryhaven., to support continuation of the Safe Pathways Program, and to expend \$50,000 for said purpose from the General Fund, Fund 010, Division of Neighborhood Services No. 44-05, Object Level One 03, Object Level Three 3337, OCA 440280.

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

Legislation Number: 1046-2005

Drafting Date: 06/01/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

BACKGROUND: The Health Department 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 high risk perinatal services from The Ohio State University.

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

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

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

FISCAL IMPACT: Funding for this expenditure is provided with grant funds from the Ohio Department of Health in the amount of \$150,000.

Title

To authorize and direct the Board of Health to enter into a contract with The Ohio State University for the provision of

high risk perinatal care services; to authorize the expenditure of \$150,000 from the Health Department Grants Fund; to waive the provisions for competitive bidding. ~~and to declare an emergency.~~ (\$150,000)

Body

WHEREAS, the Board of Health has a need for The Ohio State University to provide high risk perinatal care services in Franklin County for the period of July 1, 2005 through June 30, 2006, and,

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

~~**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 delays 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 The Ohio State University to provide high risk perinatal care services for the period of July 1, 2005 through June 30, 2006, in an amount not to exceed \$150,000.

SECTION 2. That to pay the cost of said contract, the expenditure of \$150,000 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. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~

Legislation Number: 1048-2005

Drafting Date: 06/01/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has the need for childbirth education services at the three Columbus Health Department's Perinatal Clinics: East, North and West. This ordinance authorizes the Board of Health to enter into a contract with Gentle Stork Childbirth Services for childbirth education services for the period of July 1, 2005 through June 30, 2006, in an amount not to exceed \$20,800.

These services were advertised on the City's website and Gentle Stork 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 \$20,800.

Title

To authorize and direct the Board of Health to enter into a contract with Gentle Stork Childbirth Services for the provision of childbirth education services for the Health Department's Perinatal Program, to authorize a total expenditure of \$20,800 from the Health Department Grants Fund, and to declare an emergency. (\$20,800)

Body

WHEREAS, the Columbus Health Department has a need for childbirth education services for its clients at the three Perinatal clinics; and,

WHEREAS, the Health Department currently has a contract with Gentle Stork Childbirth Services which provides childbirth education services for clients of CHD perinatal clinic; and,

WHEREAS, this ordinance authorizes the Board of Health to enter into a contract with Gentle Stork Childbirth Services 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 Gentle Stork Childbirth Services for the provision of childbirth education 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 Gentle Stork Childbirth Services for the provision of childbirth education 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 \$20,800 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 3336, Grant No. 505018, OCA Code 505018.

SECTION 3. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

SECTION 4. That for 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: 1059-2005

Drafting Date: 06/01/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation/BACKGROUND: This legislation authorizes the Director of the Department of Technology to modify and extend a contract with Unisys Corporation, established through EL001384, for hardware, license and software support

services.

The Department of Technology utilizes Unisys Corporation's ClearPath system to support specialized applications that allows the department to analyze, examine and integrate data source and operating environments that effect the daily operational functions of the Auditor's Office payroll application and Public Safety police LEADS (Law Enforcement Agencies Data System) applications that are maintained by the Department of Technology. The result of this legislation is to authorize the expenditure of funds in the total amount of \$117,557.00 for the following services:

1. ClearPath Maintenance Services: Provides maintenance services for computer mainframes that contain payroll and police LEADS applications through June 2006, in the amount of \$51,060.00.
2. ClearPath Software Support Services: Provides support through June 2006, in the amount of \$51,192.00.
3. ClearPath System Annual Software License: Provides the license agreement for payroll and police LEADS applications through June 2006, in the amount of \$15,305.00.

The original agreement, contract EL001384, was executed effective June 1, 2001 and shall continue until terminated by either party.

FISCAL IMPACT: During fiscal year 2003, \$203,337.10 was expended toward services provided by Unisys and \$172,330.00 was expended in 2004, with the expenditure of \$116,581.00 for the cost of services associated with the contract modification. Funding for services provided by this ordinance is budgeted and available within the 2005 Department of Technology's information services fund.

EMERGENCY: There is an immediate need to modify and extend a contract with Unisys Corporation in order to maintain uninterrupted support and services for the police LEADS and payroll applications.

CONTRACT COMPLIANCE NUMBER: 38-0387840 Expires: 03/26/2007

Title To authorize the Director of the Department of Technology to modify and extend a contract with Unisys Corporation for hardware, license and software support services for the Department of Technology Information Services Division, to authorize the expenditure of \$117,557.00 from the information services fund, and to declare an emergency. (\$117,557.00)

Body

WHEREAS, this legislation authorizes the Director of the Department of Technology to modify and extend contract EL001384 with Unisys Corporation for hardware, license and software support, and

WHEREAS, the Department of Technology utilizes Unisys Corporation's ClearPath system to support specialized applications that allows the department to analyze, examine and integrate data source and operating environments that effect the daily operational functions of the Auditor's Office payroll application and Public Safety police LEADS (Law Enforcement Agencies Data System) applications that are maintained by the Department of Technology, and

WHEREAS, the contract, funded by this legislation, is required to continue daily operational support for the Auditor's Office payroll application and Public Safety police LEADS (Law Enforcement Agencies Data System) applications, and

WHEREAS, the result of this legislation is to authorize the expenditure of funds in the total amount of \$117,557.00, and

WHEREAS, funding is budgeted and available in the 2005 information services fund, and

WHEREAS, an emergency exists in the usual daily operation of the Information Services Division in that it is immediately necessary modify and extend a contract with Unisys Corporation for hardware, license and software support, to maintain uninterrupted support and services for the police LEADS and payroll applications, 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 Director of the Department of Technology be and is hereby authorized to modify and extend EL001384 through June 2006 for software license hardware and software support and services from Unisys Corporation,

related to operation of the ClearPath mainframes.

SECTION 2: That the expenditure of \$117,557.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Dept./Division:	47-02	47-02	47-02
Fund/Subfund:	514/001	514/001	514/001
OCA Code:	280768	280768	280768
Object Level 1:	03	03	03
Object Level 3:	3369	3358	3372
Amount:	\$51,192.00	\$15,305.00	\$51,060.00

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

Legislation Number: 1064-2005

Drafting Date: 06/02/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND:

This legislation authorizes the Director of the Department of Technology to modify and extend operation and maintenance contracts established through purchase orders DL000046 and EL900834 with the Xerox Corporation, for laser printer supplies and maintenance services, in the amount of \$103,320.00 effective June 1, 2005 through May 31, 2006. The original contract provides language that allows for renewals at the conclusion of the ending term.

The Department of Technology established the above-mentioned contracts in January 2000 and October 1999, respectively, for sixty-month lease/purchase agreements with the Xerox Corporation for two Xerox high-speed 4635MX laser-printing systems operated by the city. Upon the lease expiration for these systems, the Department of Technology exercised the right to purchase both systems. These systems provide high volume printing support services critical to many city applications such as payroll, wage and tax statements, auditor's warrants, jury summons, income tax forms and water bills.

FISCAL IMPACT:

During fiscal year 2003 \$217,531.55 was expended and \$138,185.20 in 2004 with Xerox. The total cost of this ordinance is \$103,320.00 for the period June 1, 2005 through May 31, 2006, with \$94,200.00 representing the maintenance cost for both printer systems and the amount of \$9,120.00 is the cost of supplies for both printer systems. Funding is budgeted and available within the Information Services Division's internal service fund.

EMERGENCY:

Emergency legislation is required to facilitate prompt contract execution and related payment for services.

CONTRACT COMPLIANCE NUMBER: 16-0468020 Expires: 01/08/2007

TitleTo authorize the Director of the Department of Technology to modify and extend a contract with Xerox Corporation for the renewal of the laser printer maintenance services and supplies for the Information Services Division, to authorize the expenditure of \$103,320.00 from the internal services fund, and to declare an emergency. (\$103,320.00)

with the Xerox Corporation with the option to renew each year on the anniversary date, and

WHEREAS, upon the lease expiration of these systems, the Department of Technology exercised the right to purchase both systems, and

WHEREAS, these systems provide high volume printing support services that are critical to many city applications such as payroll, wage and tax statements, auditor's warrants, jury summons, income tax forms and water bills, and

WHEREAS, the total cost of this contract modification is \$103,320.00 for the period June 1, 2005 through May 31, 2006, with funding budgeted and available within the Information Services Division's internal service fund, and

WHEREAS, an emergency exists in the usual and daily operations of the Department of Technology in that it is necessary to immediately modify and extend a contract for with Xerox for renewal of the maintenance services and supplies for two printing systems, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to modify and extend a contract established under Purchase Order EL900834 with Xerox Corporation for maintenance services and supplies for the city's high-speed high-volume laser printers.

SECTION 2: That the expenditure of \$103,320.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Division: 47-02| **Fund:** 514 |**Subfund:** 1| **OCA Code:** 280768| **Obj. Level One:** 03 | **Obj. Level Three:** 3372| **Amount:** \$94,200.00

Division: 47-02| **Fund:** 514 |**Subfund:** 1| **OCA Code:** 280768| **Obj. Level One:** 02 | **Obj. Level Three:** 2206| **Amount:** \$9,120.00

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

Legislation Number: 1073-2005

Drafting Date: 06/06/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: The Dublin Road Water Plant was automated with the installation of a centralized, computer controlled, process control system in 1991. Much advancement has been made in the technology of process control in the ensuing years. To increase efficiency and maintain operability, it has become necessary to upgrade the current system.

The procurement of this contract was conducted in accordance with Section 329.09.

Competitive bids were received and opened at the office of the Director of Public Utilities on June 1, 2005. One (1) bid

was received. The bid from Telvent USA, Inc. was both responsive and responsible.

<u>BIDDER</u>	<u>AMOUNT</u>
Telvent USA, Inc.	\$1,314,359.00

FISCAL IMPACT: The 2004 C.I.B. is being amended and funds are being transferred to provide funding for this project.

CONTRACT COMPLIANCE NUMBER: 36-4334564

TitleTo 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)

BodyWHEREAS, the Director of Public Utilities did receive and open bids on June 1, 2005 for the Dublin Road Water Plant Automation Upgrade for the Division of Water, Department of Public Utilities, and

WHEREAS, a satisfactory low bid has been received, and

WHEREAS, The Dublin Road Water Plant was automated with the installation of a centralized, computer controlled, process control system in 1991. Much advancement has been made in the technology of process control in the ensuing years, and to increase efficiency and maintain operability, it has become necessary to upgrade the current system, and

WHEREAS, In the usual daily operation of the Division of Water, Department of Public Utilities, in that it is necessary to authorize the Director of Public Utilities to enter into a Contract with Telvent USA for the Dublin Road Water Plant Automation Upgrade, for the Division of Water, for the preservation of public health, peace, property and safety now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. The Director of Public Utilities be and is hereby authorized to enter into a Contract with Telvent USA, in the amount of \$1,314,359.00 for the Dublin Road Water Plant Automation Upgrade for the Division of Water, Department of Public Utilities, Contract No. 1083 on the basis of the lowest responsive and responsible bid received on June 1, 2005.

Section 2. That for the purpose of paying the cost thereof, the expenditure of \$1,314,359.00 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 6623, Project No. 690440, OCA Code 606440

Section 3. 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 appropriate and 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 OCA Code 642900	\$1,314,359.00
TO:	690440 DRWP Automation Upgrade	\$1,314,359.00

OCA Code 606440

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	DRWP Automation Upgrade	\$1,314,359.00 *(1)*
690379	DRWP Chlorine Storage Improvements	\$7,381,877 *(2)*

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

2004 Original Budget	2004 Amended Budget	Comments
(1) \$0	\$1,314,359	Authority Increased
(2) \$6,274,877	\$4,933,518	Authority Reduced

Legislation Number: 1075-2005

Drafting Date: 06/06/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation 1. BACKGROUND:

This legislation will authorize the Director of Public Utilities to modify the construction contract with the Kokosing Construction Company for the Bulen Avenue/Sycamore Street Sewer Replacement Project

This modification is necessary to allow the City to pay the contractor for pavement replacement items that are ineligible under the terms of the loan that the city received from the Ohio Water Development Authority because the Ohio EPA considers pavement replacement outside of normal trench limits to be the responsibility of the City. This work was necessitated by the existence of predominantly granular soils that were unable to support the trench walls.

2. CONSTRUCTION CONTRACT MODIFICATION:

a. Name, Location and Status of Companies Submitting a Bid for the Original Ct.:

The following companies responded to the advertised Request for Bids for this Contract:
 Kokosing Construction Co.| Columbus, Ohio| Active Contract Compliance-Majority
 Complete General Const. Co.| Columbus, Ohio| Active Contract Compliance- Majority

b. Firm Awarded the Contract; Contract Number:

Kokosing Construction Company| EL003746

c. Contract History; Proposed Modification; Future Needs

Original Contract: \$1,188,703.33| EL003746| Ord. No. 2017-2003

The original contract provided for the construction of approximately 1,050 lineal feet of eight to 18-inch diameter sanitary sewer that replaced existing deteriorated sewer lines in project vicinity. Modification No. 1 provides funding for the additional excavation and pavement items that were necessitated by unstable soil along a portion of the project. These items were not eligible under the terms of the loan from the Ohio Water Development Authority.

d. Updated Timeline for Contract Completion:

This modification is establishing funding for additional excavation and pavement replacement items that were ruled ineligible by the Ohio Water Development Authority. All work has been completed, and payment of these items will allow for the closure of this contract work.

e. Why the Work Was Not Anticipated:

The additional excavation and pavement replacement items provided for within this Modification No. 1 were due to poor soils in the project area that did not allow the Contractor to maintain planned, trench widths during the construction operations.

f. Why the Work of this Modification Cannot Be Bid:

It was not deemed either feasible or reasonable to suspend the work with Kokosing Construction, for purposes of undertaking a new procurement for this work. The process for initiating a new procurement would likely have caused a lengthy delay to the existing contractor and associated delay claims.

g. Contract Cost Summary:

Original Contract	\$1,188,703.33
Modification No. 1	\$ 48,638.00
CONTRACT TOTAL	\$1,237,341.33

3. FISCAL IMPACT:

This contract modification is required to provide separate funding for pavement replacement items that have been deemed ineligible during the construction of the project improvements. This ordinance will authorize the transfer and expenditure of residual bond funds for purposes of providing funding for this request. This ordinance further requests and amendment to the 2004 Capital Improvements Budget to authorize the utilization of Sewer System Permanent Improvements Fund No. 671 carryover funds.

4. EMERGENCY LEGISLATION:

The Division of Sewerage and Drainage is requesting City Council to consider this legislation an emergency measure in order 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.

TitleTo 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)

BodyWHEREAS, the Ohio Water Development Authority approved a loan to the City of Columbus on July 31, 2003, in the amount of \$1,497,368.69, identified as OWDA Loan No. 3916; and

WHEREAS, Ordinance No. 2017-2003, as passed October 6, 2003, authorized the Director of Public Utilities to enter into agreement with the Kokosing Construction Company for purposes of constructing the Bulen Avenue/Sycamore St. Sewer Replacement Project; and

WHEREAS, in order to successfully complete the construction of the subject improvements it was necessary for the contractor to excavate pavement in excess of the planned quantities due to unstable subsurface conditions; and it is the decision of the Ohio Environmental Protection Agency that the additional costs associated with said quantities are ineligible for payment under the terms of the loan agreement; and it is therefore necessary for the Division of Sewerage and Drainage to utilize other funds to pay the contractor as required; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, in that it is necessary for this City Council to authorize the City Auditor to transfer funds within the Sewer System Permanent Improvements Fund; to authorize the Director of Public Utilities to execute a construction contract modification for the aforementioned project; and to amend the 2004 Capital Improvements Budget; all of which is necessary to allow for the immediate payment and contract closure which is necessary for rehabilitation of this aging and structurally deficient sanitary sewer infrastructure, 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 \$48,638.00 from within the Sewer System Permanent Improvements Fund as follows:

FROM:

Proj. 650474| Rose Run North Subt.| Div. 60-05| Fund 671| OCA Code 642033| \$48,638.00

TO:

Proj. 650632| Bulen Ave./Sycamore St. Sewer| OCA Code 671632| \$48,638.00

Section 2. That the City Auditor is hereby authorized to make any accounting changes necessary to reflect the funding changes authorized herein.

Section 3. That the Director of Public Utilities be, and hereby is, authorized to execute a construction contract modification in the amount of \$48,638.00 with the Kokosing Construction Company, 886 McKinley Avenue, Columbus, Ohio 43222 for construction of Bulen Avenue/Sycamore St. Sewer Replacement Project, in order to provide for additional work delineated within the modification in the offices of the Sewer System Engineering Section of the Division of Sewerage and Drainage.

Section 4. That for the purpose of paying the cost of the construction contract modification, the expenditure of \$48,638.00, or as much thereof as may be needed, is hereby authorized as follows from the Sewer System Permanent Improvements Fund No. 671| Division 60-05|Bulen Ave./Sycamore St. Sewer Repl.| Project No. 650632| OCA Code 671632| Object Level Three 6630| \$48,638.00.

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

CURRENT:

650632-Bulen Ave./Sycamore St. Sewer Repl. - \$0 (Fund 671 Carryover)

AMENDED TO:

650632-Bulen Ave./Sycamore St. Sewer Repl. - \$48,638.00 (Fund 671 Carryover)

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declare 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: 1084-2005

Drafting Date: 06/07/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department operates the Ben Franklin Tuberculosis Clinic under a grant awarded from the Franklin County Board of Commissioners. In order to effectively manage patients with latent and active Tuberculosis, it is necessary to provide specialized physician services. The Medical Director of the Health Department contacted area physicians specializing in Infectious Disease, Internal Medicine, and/or Pulmonary medicine, expressing a

need for these specialized services in the TB Clinic. OSU Hospitals responded and can provide physicians who meet the special criteria. Formal bids were not solicited, therefore, this ordinance waives competitive bidding provisions. This ordinance authorizes 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, in the amount of \$26,000 for the period July 1, 2005 through December 31, 2005.

Emergency action is requested in order to provide continued specialized physician services for patients of the Tuberculosis Clinic.

FISCAL IMPACT: \$52,000 is budgeted in the Health Department Grants Fund for physician services for the T.B. Clinic. Franklin County will reimburse all expenses under this contract.

Title

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)

Body

WHEREAS, the Health Department has a need for specialized physician services to manage patients of the Tuberculosis Clinic; and,

WHEREAS, The Ohio State University - Division of Internal Medicine, acting through its practice plan, OSU Internal Medicine, LLC, can provide physicians who have the expertise required to manage patients of the Tuberculosis Clinic; and,

WHEREAS, this ordinance is submitted as an emergency in order to ensure continuity of services for patients of the TB Clinic; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to contract with The Ohio State University - Division of Internal Medicine, acting through its practice plan, OSU Internal Medicine, LLC, for specialized physician services for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to 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 for the period July 1, 2005 through December 31, 2005.

SECTION 2. That to pay the costs of said contract, the expenditure of \$26,000 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department of Health, Division No. 50-01 as follows:

Tuberculosis Prevention and Control Grant

OCA: 504055 Grant: 504055 Obj. Level 01: 03, Obj. Level 03:3418 Amount: \$26,000.

SECTION 3. That the provisions of Section 329.11 of the Columbus City Code are hereby waived. See attachment bidwaiverOSUphy05.doc.

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: 1088-2005

Drafting Date: 06/07/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This legislation authorizes the Public Service Director to enter into a professional services contract for the Facilities Management Division with Harris Design Services, Inc. for professional engineering services associated with the renovation of 2609 McKinley Avenue. This building is occupied by the Police Division and formerly housed the Police Academy. This project will lead to the construction of a pre-engineered 7,700 square foot metal structure to maintain vehicle storage and the renovation of the existing office facility. The pre-engineered structure will include the design of all normal building components, including a driveway, a parking lot, landscaping, stairways, and a pedestrian bridge from the building to the existing office structure. The renovation of the existing office space will include fire alarm and security system upgrades, office and restroom renovations, and painting.

Harris Design Services, Inc. will be responsible for design and construction administration. The design phase will include meetings with the City through the completion of an agreed upon final product, zoning, drawings, specifications, and the bid process. The construction administration phase will include shop drawings and submittal review, change order process, pay request review/approval, and weekly progress meetings. The purpose of this renovation and construction is to modify and improve the facility for use by the SWAT team, and to allow the relocation of Precinct 1 into space currently occupied by SWAT. This move will reduce the City's current lease obligation to house Precinct 1, and will locate Precinct 1 more centrally within its geographical area of responsibility.

Formal Requests for Statements of Qualifications (RFSQ) were solicited by the Public Service Department in the City Bulletin from January 20, 2005 through February 10, 2005. The City received eight minimally compliant proposals (2 AFA, 2 FBE, 1 MBR). A five-member evaluation committee reviewed the statements. Two members were from the Police Division, and one each were from the Public Service Department, Equal Business Opportunity Commission Office, and the Facilities Management Division.

The committee ranked the statements of qualifications as follows: Harris Design Services, Inc. (AFA) 884; Mull & Weithman Architects, Inc. 866; DLZ Ohio, Inc. (MBR) 843; Shremshock Architects, Inc. 791; Braun & Steidl Architects, Inc. 766; Prime Engineering & Architecture, Inc. (FBE) 756; Hardlines Design Company (FBE) 721; Moody/Nolan Ltd., Inc. (AFA) 647. Three of the committee members ranked Harris Design Services, Inc. as most qualified, with one ranking Harris Design Services, Inc. second-most qualified and one ranking Harris Design Services, Inc. fifth-most qualified. Two of the committee members ranked Mull & Weithman Architects, Inc. as most qualified.

Emergency action is requested so that work may begin as quickly as possible to improve the SWAT operations and to reduce lease costs by relocating Precinct 1.

Fiscal Impact: The Police Division budgeted \$1,440,000.00 in the 2004 Capital Improvement Budget for the completion of this project, including professional services and construction. The actual project will be bid once the engineering is complete. The total cost of this professional engineering services contract is \$213,700.00. Harris Design Services, Inc. Contract Compliance Number 31-175541, exp. 04/13/2008.

Title

To authorize the Public Service Director to enter into contract for the Facilities Management Division with Harris Design Services, Inc. for professional engineering services related to the renovation of 2609 McKinley Avenue, to authorize the expenditure of \$213,700.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$213,700.00).

Body

WHEREAS, the Police Academy was previously housed at 2609 McKinley Avenue, and

WHEREAS, it is now necessary to renovate 2609 McKinley Avenue in order to improve the facility for the SWAT

division and to relocate Precinct 1 into the area currently occupied by SWAT, and

WHEREAS, eight firms submitted proposals and Harris Design Services, Inc. achieved the highest score from a five-person Evaluation Committee, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Facilities Management Division, in that it is immediately necessary to authorize the Public Service Director to contract with Harris Design Services, Inc. for professional services associated with the renovation of 2609 McKinley Avenue, to include the addition of a 7,700 square foot pre-engineered building; now, therefore:

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

SECTION 1. That the Public Service Director is hereby authorized to contract with Harris Design Services, Inc. for professional services associated with the renovation of 2609 McKinley Avenue, including the addition of a 7,700 square foot pre-engineered building.

SECTION 2. That the expenditure of \$213,700.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-03
Fund: 701
Project: 330021
OCA Code: 644476
Object Level 1: 06
Object Level 3: 6620
Amount: \$213,700.00

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 or vetoes the same.

Legislation Number: 1094-2005

Drafting Date: 06/07/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Background

This ordinance will authorize the Director of Recreation and Parks to modify and extend various contracts that provide PASSPORT home care services for older adults in Central Ohio.

There are one hundred and twenty six (126) PASSPORT agencies that provide services to older adults in accordance to the Ohio Department of Aging contracting requirements. (See Attachment)

PASSPORT (Pre-Admission Screening System Providing Options and Resources Today) is a Medicaid-funded program that provides home care services as an alternative to nursing home admission.

Emergency action is requested in order to meet the conditions of the grant so that providers can be paid within 30 days of providing service.

Fiscal Impact

\$40,000,000.00 is required from the Recreation and Parks Grant Fund to modify and extend contracts.

Title

To authorize and direct the Director of Recreation and Parks to modify and extend various contracts for the provision of PASSPORT home care services for older adults in Central Ohio, to authorize the expenditure of \$40,000,000.00 from the Recreation and Parks Grant Fund. ~~and to declare an emergency. (\$40,000,000.00)~~

Body

WHEREAS, the funds to modify and extend said contracts have been made available from the Ohio Department of Aging; ~~now, therefore and~~

~~WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to modify and extend said contracts so there is no interruption of Medicaid funded services for PASSPORT home care clients.~~

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

Section 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to modify and extend various contracts for the provision of PASSPORT home care services for older adults in Central Ohio for the period July 1, 2005 through June 30, 2006.

Section 2. That the expenditure of \$40,000,000.00, or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Grant Fund No. 286, Department No. 51, Object Level Three-3337, Project No. 518139, OCA 511675, to pay the cost thereof.

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

Legislation Number: 1102-2005

Drafting Date: 06/08/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND:

This ordinance realigns departmental responsibilities with respect to management of city assets. This realignment will place a single agency with the responsibility for overall management of land used for city operations (except rights-of-way and utility easements) and prescribed buildings. The responsibilities of the Finance Department will be expanded to 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 and renovation of facilities, determination of space utilization, and building management and maintenance.

This realignment will involve the transfer of the Facilities Management Division to, and the creation of a new Office of Real Estate Management in, a renamed 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. This realignment will enable the Department

of Development to concentrate on critical redevelopment activities that involve real property.

A new Assistant Director for Asset Management within the Department of Finance and Management will lead the activities outlined above for the new department and will coordinate the work of the Facilities Management Division and Real Estate Management Office.

FISCAL IMPACT:

Over the longer term, centralization of real property services for city operations under a single department should result in more efficient space utilization and real property management, reducing operational costs and generating additional revenue. The costs for one new position will be absorbed within current appropriations.

Title

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.

BodyWHEREAS, it is necessary to centralize the decision-making process within a single agency for overall management of city land and buildings not related to rights-of-way and utility easements; and

WHEREAS, the responsibilities of the Finance Department will be expanded to include the management of city real estate and facilities used for city operations not involving rights-of-way and utility easements, allowing a centralized decision-making process based upon a cost-benefit analysis that will benefit all departments involved with real estate purchases, leases, new facility construction and renovation, determination of space utilization, and building management and maintenance; and

WHEREAS, activities subject to this centralized decision-making process for land, not involving rights-of-way and utility easements, and buildings, as used in city operations, will include 1) purchase of property; 2) sale of property; 3) lease of property; 4) maintenance of property inventory; 5) determination of surplus property; 6) evaluation of property for insurance requirements; 7) space needs evaluation; 8) market analysis and feasibility studies; 9) professional assistance with building management; and 10) management of, and professional assistance for, city facility capital improvements; and

WHEREAS, a renamed Department of Finance and Management will reflect the addition of major new management responsibilities being added to the Finance Department; now, therefore

Be it Ordained By the Council of the City of Columbus:

SECTION 1. That effective 12:01 A. M., August 28, 2005, existing Sections 115.09, 131.02, 131.03, 219.06, 3513.01, and 3513.05 be repealed; that Sections 223.03, 223.04, 223.05, 223.06, 223.07, and 223.08 be enacted; and that Sections 125.06, 139.01, 213.01, 215.01, 215.09, 219.01, 223.01, 223.02, 227.01, 321.03, 323.06, 325.011, 325.02, 325.03, 328.01, 328.02, 328.03, 329.03, 329.04, 329.06, 329.07, 329.08, 329.09, 329.16, 329.17, 329.18, 329.19, 329.20, 329.22, 329.23, 329.28, 329.29, 329.30, 333.01, 333.03, 333.04, 333.05, 361.32, 525.10, 1153.01, 1934.03, 1934.04, 3115.03, 3372.02, 3503.02, 3503.03 and 3517.02 of the Columbus City Codes, 1959 be amended to read as follows:

~~**115.09 Custody of property records.**~~

~~The City Clerk shall have the custody of all deeds, abstracts, title insurance policies, and any other evidence of title to property belonging to the City.~~

125.06 Real Estate Division.

The Real Estate Division is established as a division of the Department of Law. The administrative head of the Division shall be an assistant city attorney to be known as the Chief Real Estate Attorney. The Real Estate Division shall be responsible for providing legal services associated with the City's acquisition of real property; ~~providing relocation services required of the City of Columbus under federal and State of Ohio laws;~~ providing the legal services associated with the sale of City owned real property; providing legal services associated with leasing of real property; the recording with the Franklin County Recorder's Office of all City deeds, easements and real property leases; obtaining all necessary real property appraisals for the City of Columbus; and such other responsibilities as prescribed by the City Attorney.

~~131.02 Contracts for leasing of space and installation of automatic commercially owned vending machines.~~

~~(a) Anything in this chapter to the contrary notwithstanding, the appointing authorities of the City of Columbus are hereby authorized with concurrence of the Director of Administrative Services to enter into contract, or contracts from time to time for the leasing of space and installation of commercially owned automatic vending machines in public buildings owned or leased by the City. Each such contract shall contain provisions that:~~

- ~~(1) The contractor shall save the City harmless from any liability resulting from the installation and operation of such vending machine;~~
- ~~(2) The City will have no direct financial obligation under the contract;~~
- ~~(3) The City, through the appointing authority, may designate the number, type, location and contents of any machine placed on property owned or leased by the City;~~
- ~~(4) The City may terminate the contract upon fifteen days written notice mailed to the other contracting party's address;~~
- ~~(5) Such other items as the appointing authority deems necessary or desirable to protect the City of Columbus;~~
- ~~(6) Commissions received from commercially owned vending machines shall be promptly and directly paid to the City Treasurer and credited to the appropriate operating fund of the various divisions in the contracting departments.~~

~~131.03 Provisions for granting of space and utilities for the installation and operation of machines or equipment other than automatic commercially owned vending machines.~~

~~The appointing authorities of the City of Columbus are authorized with concurrence of the Director of Administrative Services to approve or disapprove the location and operation of machines or equipment which are owned and operated by employees of the City of Columbus for the purposes of storing food and/or non-alcoholic beverages or for making coffee, tea, or instant beverages or food. These machines will be limited to a refrigerator or other similar type hot or cold storage machine, coffee makers, hot plates, electric tea kettle and/or toaster.~~

~~All of these machines are to be for the exclusive use of employees and are not intended or anticipated to produce a profit. The items referred to above are for the convenience of the employees and are intended for use during breaks and/or lunch periods. There shall be no charge for the space or the utilities used in the operation of such machines or equipment.~~

139.01 Created, membership-Compensation and term of members-Meetings.

There is hereby created and established in the office of the mayor a commission to be known as the community relations commission, consisting of twenty-three (23) members to be appointed by the mayor with the approval of the city council. The mayor, president of council, safety director and two (2) citizens appointed by the mayor shall sit ex officio on the commission. It is important that a community relations commission be fully responsive to the diversity represented by the city of Columbus' various racial, religious, national, cultural and ethnic groups. They shall serve without compensation, but shall be reimbursed for expenses actually and necessarily incurred in connection with their duties as members of the community relations commission subject to approval by the department of finance and management. ~~department~~. Of the twenty-three (23) members so appointed, eight (8) shall be one (1) year, eight (8) for two (2) years and seven (7) for three (3) years and thereafter appointments shall be for three (3) year terms. In the event of death or resignation of any members, his or her successor shall be appointed by the mayor to serve for the unexpired term for which such member had been appointed.

The community relations commission shall meet when necessary to conduct business and shall adopt, by majority rule, such rules as it shall deem expedient for the conduct of its business. Such rules shall be adopted in accordance with Section 121.05 of the Columbus City Codes, 1959.

213.01 Department of human resources established

There is established a department of human resources consisting of a human resources director. The department of human resources shall have as its primary duties developing recommendations for human resources management policy, procedures, and standards; assessing and addressing the needs of the city's workforce; and developing and overseeing the implementation of human resource management policies, principles, standards, and guidelines. The department shall also develop and operate a risk management program. The department shall perform all lawful functions as may be directed by the mayor or ordinance of council.

215.01 Department of development established.

There is established a department of development. The department of development shall consist of a director, one (1) department deputy director and the following divisions; economic development, planning, housing, neighborhood services and building services. Within the director's office there shall be a land ~~management~~ redevelopment office, a downtown development office and an administrative office. The department of development shall have as its primary duty the coordination, regulation, management, implementation and promotion of programs to encourage: business expansion and attraction, planned growth, creation of housing opportunities, a lively downtown, healthy, safe and revitalized neighborhoods. The department of development shall perform all other lawful functions as directed by the mayor or ordinance of council.

215.09 Office of land ~~management~~ redevelopment.

The office of land ~~management~~ redevelopment is established as an office of the department of development within the director's office. The office shall have as its primary duties the ~~advancement of neighborhood revitalization through aggressive land bank and marketing program~~ implementation of the adopted land reutilization program; redevelopment of properties held in the land bank; redevelopment of non-operating assets as assigned and other duties as may be authorized by the director or ordinance of council.

219.01 Department of public service established

There is established a department of public service consisting of a director of public service, two (2) deputy directors of public service, the division of transportation, the division of refuse collection, ~~division of facilities management~~, and the division of fleet management. The department shall perform all lawful functions as may be directed by the mayor or ordinance of council.

~~**219.06 Division of facilities management.**~~

~~The division of facilities management is established as a division of the department of public service. The administrative head of the division shall be the facilities management division administrator. The division shall have as its primary duties the maintenance, repair and security of such buildings or structures as may be designated by the director or ordinance of council and it shall provide such central services to agencies housed in facilities under its care as may be prescribed from time to time by the director or ordinance of council.~~

~~**223.01 Finance d**~~**Department of finance and management established.**

The ~~finance~~ department of finance and management is established as a department. The ~~finance~~ department of finance and management shall have as its primary duties the preparation of the city budget; the financial management of the city; ~~and the development of a risk management program,~~ the construction, maintenance, repair and security of buildings or structures as set forth in this chapter; the management, acquisition, sale, and leasing of real property for city operations except for rights-of-way and utility easements; and purchasing operations. It shall assemble data and information for the management of such activities and for the use of various officers and departments of the city. The department shall perform all lawful functions as may be directed by the mayor or ordinance of council.

~~**Break**~~**1223.02 Duties of director.**

The director of finance and management shall be appointed by the mayor and shall serve at the pleasure of the mayor at a salary fixed by ordinance of council. The director of finance and management shall have all powers and duties connected with and incident to the appointment, regulation and government of the ~~finance~~ department of finance and management.

223.03 Division of facilities management.

The division of facilities management is established as a division of the department of finance and management. The administrative head of the division shall be the facilities management division administrator. The division shall have as its primary duties the construction, maintenance, repair and security of such buildings or structures as may be designated by the director or ordinance of council and it shall provide such central services to agencies housed in facilities under its care as may be prescribed from time to time by the director or ordinance of council.

223.04 Division of financial management

The division of financial management is established as a division of the department of finance and management. The administrative head of the division shall be the financial management division administrator. The division shall have as its primary duties the preparation of the city budget, preparation of the city's capital improvements program pursuant to Chapter 333, oversight of certain grants programs, implementation of performance management on a citywide basis, and formulation and implementation of financial policies for the city, as directed by the director or ordinance of council.

223.05 Office of real estate management

The office of real estate management is established as an office of the department of finance and management within the director's office. The office shall have as its primary duties with respect to real property, other than rights-of-way and utility easements, used in city operations: maintaining an inventory; the management, acquisition, sale and leasing; research and analysis, including determination of space needs for city agencies; and other duties as may be authorized by the director or ordinance of council. The office shall have the custody of all deeds, abstracts, title insurance policies, and any other evidence of title to property belonging to the City.

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223.06 Office of purchasing

The office of purchasing is established as an office of the department of finance and management within the director's office. The office shall have as its primary duties the procurement of goods and services for the city, and the sale of surplus property, in accordance with Chapter 329, and the formulation and implementation of procurement policies and programs for the city as authorized by the director or ordinance of council.

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223.07 Contracts for leasing of space and installation of automatic commercially owned vending machines.

(a) Anything in this chapter to the contrary notwithstanding, the appointing authorities of the City of Columbus are hereby authorized with concurrence of the director of finance and management to enter into contract, or contracts from time to time for the leasing of space and installation of commercially owned automatic vending machines in public buildings owned or leased by the City. Each such contract shall contain provisions that:

(1) The contractor shall save the City harmless from any liability resulting from the installation and operation of such vending machine;

(2) The City will have no direct financial obligation under the contract;

(3) The City, through the appointing authority, may designate the number, type, location and contents of any machine placed on property owned or leased by the City;

(4) The City may terminate the contract upon fifteen days written notice mailed to the other contracting party's address;

(5) Such other items as the appointing authority deems necessary or desirable to protect the City of Columbus;

(6) Commissions received from commercially owned vending machines shall be promptly and directly paid to the City Treasurer and credited to the appropriate operating fund of the various divisions in the contracting departments.

223.08 Provisions for granting of space and utilities for the installation and operation of machines or equipment

other than automatic commercially owned vending machines.

The appointing authorities of the City of Columbus are authorized with concurrence of the director of finance and management to approve or disapprove the location and operation of machines or equipment which are owned and operated by employees of the City of Columbus for the purposes of storing food and/or non-alcoholic beverages or for making coffee, tea, or instant beverages or food. These machines will be limited to a refrigerator or other similar type hot or cold storage machine, microwave ovens, coffee makers, hot plates, electric teakettle and/or toaster. All of these machines are to be for the exclusive use of employees and are not intended or anticipated to produce a profit. The items referred to above are for the convenience of the employees and are intended for use during breaks and/or lunch periods. There shall be no charge for the space or the utilities used in the operation of such machines or equipment.

227.01 Definitions.

As used in Chapter 227 of the Columbus City Codes:

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

321.03 Columbus Depository Commission.

The city treasurer, city auditor and director of finance and management ~~director~~ shall constitute a commission to be known as the Columbus depository commission, henceforth referred to as the commission, and shall serve as members of such commission without any additional compensation, but they shall be provided with the necessary books and stationery at the expense of the city. The city treasurer shall be the chairman and the city auditor shall be the secretary of such commission. The commission shall hold meetings which shall be open to the public at such times as may be required by ordinance and whenever called to meet by the chairman, or by any two (2) of its members, and shall keep a record of its proceedings and file all official papers received by it, which record and papers shall be open to public inspection.

323.06 Notice of public sale of notes and bonds.

If notes and bonds of the City are to be sold at public sale, a notice of sale shall be published in a newspaper of general circulation in the City at least one day prior to the date on which bids are to be received for such notes or bonds. The notice of sale shall contain all of the information required by Section 133.30(C)(1) Ohio Revised Code, and such additional information as the ~~D~~director of ~~the Office of~~ finance and management ~~and Budget~~ or the City Auditor deem appropriate. Bidders for notes or bonds of the City shall not be required to provide any bid security with their bids.

325.011 Treasury investment board.

The treasury investment board shall consist of the city treasurer, chairperson, or deputy city treasurer, the city auditor and the ~~finance~~ director of finance and management. A majority of these officers including the city treasurer, or deputy city treasurer, the city auditor and the ~~finance~~ director of finance and management may authorize the city treasurer or deputy city treasurer to invest funds of the city in those securities meeting investment criteria as set forth herein in this chapter.

The treasury investment board is authorized to establish guidelines, consistent with the intent of this chapter, in order to implement this chapter.

325.02 Treasurer's investment portfolio report.

The city treasurer shall at least monthly submit to the city auditor and the ~~finance~~ director of finance and management a statement disclosing all purchases, sales, and inventory of such investments along with interest received and to be received by the city from such investments.

~~break~~2325.03 Treasurer investment account-Interest coupons.

The city auditor shall maintain an account, to be known as the "treasury investment account" in which he shall enter all transactions relating to the investment of treasury funds under this chapter.

The city treasurer shall maintain a record and furnish daily to the city auditor and the ~~finance~~ director of finance and management reports of all items entered thereon, showing all bonds or other securities purchased or sold for the treasury account, with the identifier number, maturity date, purchase date, and interest rate of each. If no bonds or other securities are purchased or sold, then no such report need be furnished for that day.

The city treasurer shall keep a record of the number and maturity of interest coupons, and whenever any such securities or interest coupons are due, the city auditor shall issue his order for their collection, in the same manner as other receipts are collected.

328.01 Land review commission.

There is hereby created a commission to be known and designated as the "land review commission". Hereinafter, no department, office, board or commission shall offer for sale any real property without seeking the approval for such action ~~for~~ from the land review commission, unless otherwise specifically authorized by ordinance. Prior to submitting any request or ordinance for such purpose to council, the department, officer, board or commission submitting the request must obtain from the land review commission a recommendation that such request be approved or disapproved. All submissions to the land review commission for the sale of real property held for city operations other than rights-of-way or utility easements shall be made only by the department of finance and management. ~~Such~~ A recommendation from the land review commission must accompany any request or ordinance submitted to council, together with a statement describing the specific action desired by council, the location and description and proposed use of the particular real estate and the specific reasons for the request. ~~That~~ Any property sold as a part of a specific program authorized by city council is

hereby exempted from review by this commission.

328.02 Members-Terms-Vacancies.

The land review commission shall be composed of nine (9) members. Seven (7) of the members shall be composed of the following: director of ~~trade and~~ development, city auditor, city attorney, city clerk, director of public service, director of recreation and parks, and a representative of the Greater Columbus Chamber of Commerce. The remaining two (2) shall be realtors who reside within Franklin County and are appointed by the mayor with the approval of council. Members of the commission may be represented by designated alternates. All members of the commission shall serve without pay. The term of the realtors shall be two (2) years. Vacancies shall be filled for the unexpired term in the same manner as original appointments are made. At the first regular meeting of the commission after the effective date of the ordinance codified in this section and annually thereafter, the members shall elect from among the membership a chairperson and such other officers as may be appropriate, who shall serve in such capacity for one (1) year; such duly elected officers may be re-elected for consecutive terms.

328.03 Duties.

The duties of the "land review commission" shall be as follows:

- (A) To receive written proposals in accordance with section 328.01, from any and all departments, officers, boards or commissions desiring to sell real property.
- (B) To review proposals for the sale by the city of real property, including right-of-way as well as encroachments, for which mitigating circumstances have been identified giving due consideration to relevant factors, including, but not limited to:
 - (1) Appropriateness of the transaction affecting the particular property in light of current or future city objectives or needs;
 - (2) The proposed development and use of the particular real property.
 - (3) Fair market value estimate for the subject property; and
 - (4) Mitigating circumstances that can be identified by the city which provide a public benefit and that could result in the reduction or elimination of the purchase price for the property to be sold.
- (C) To recommend the means by which the subject property would be sold, whether bid or otherwise, where appropriate;
- (D) To recommend that certain action be taken by the department, officer, board or commission prior to seeking councilmanic authority to offer for sale real property.
- (E) To advise the administration and city council in matters relating to the offer for sale of real property and any development associated therewith.
- (F) To make recommendations from time to time to the city council on desirable legislation concerning the sale of interest in real property.
- (G) To provide for regular and special meetings at which written proposals and other matters relating to the duties of the land review commission may be discussed and considered by members of the commission, officers and personnel of the city, and other persons invited by the commission to attend a regular or special meeting because of their interest in a specific matter under consideration.
- (H) To receive assignments from the mayor or city council for study, consideration and recommendation regarding any problems confronting the city concerning transactions affecting real property or interests therein.
- (I) To exercise such other powers, authority and duties granted to it by ordinances or resolutions heretofore or hereinafter enacted by council.
- (J) To make, modify, change and promulgate such rules, policies and procedures as in its discretion are deemed necessary for the orderly and efficient operation of the duties set forth above.

329.03 Operational procedures.

The director of finance and management or designee shall adopt procedures and policies relating to the procurement process consistent with the provisions of this chapter. These procedures and policies shall be set forth in a written document which shall be available to the public and distributed to city agencies. The director of finance and management or designee shall develop and include in this document provisions regulating reimbursement of expenses incurred by contractors in performing city contracts for such items as follows: office space, office equipment, vehicles, hotels and other housing, relocation of contractor employees, meals, transportation, entertainment and personal expenses.

329.04 Definitions.

- (a) Best Bidder. The bidder who, considering all factors set forth in this chapter connected with the contract being bid on is, on the whole, the bidder whom economy dictates will be best for the public.
- (b) Bidder. An individual or business entity which has expressed an interest in obtaining a city contract by responding to an invitation for bids.
- (c) City Agency. Any department of the government of the city of Columbus.
- (d) Contract. Any agreement for the procurement of materials, supplies, equipment, construction, service or professional service made between a city agency and a contractor.
- (e) Construction Contract. Any agreement for the procurement of services, including labor and materials, for the construction, reconstruction and maintenance of public improvements, including but not limited to streets, highways, bridges, sewers, water lines, power lines and plant facilities.
- (f) Contractor. Any individual or business entity which has a contract with a city agency.
- (g) Director. The chief officer of any city agency.
- (h) Facsimile Signature. The reproduction of any authorized signature by any photographic, photostatic, or mechanical means.
- (i) Life Cycle Costs. The cost of operating and maintaining an item or equipment over the duration of its useful life.
- (j) Local Bidder. An individual or business entity: (1) whose principal place of business is located within the corporation limits of the city of Columbus or the county of Franklin as registered in official documents filed with the Secretary of State, state of Ohio, or Franklin County recorder's office; or (2) who holds a valid vendor's license which indicates that its place of business is located within the corporation limits of the city of Columbus or county of Franklin.
- (k) Not-for-Profit Contract. An agreement for the delivery of services to the public, which are not currently performed or provided by an existing city agency, for maintaining or improving the health and welfare of the citizens of the city of Columbus, which is made between a city agency and another governmental agency or a not-for-profit organization as recognized by the Internal Revenue Service, the Department of Housing and Urban Development, or any other applicable federal or state agency, which is not in direct competition with a private for-profit organization capable of delivering the same services.
- (l) Offeror. An individual or business entity which has expressed an interest in obtaining a city contract by responding to a request for statements of qualifications or request for proposals.
- (m) Procurement. The buying, purchasing, renting, leasing or acquisition by any other manner of any materials, supplies, equipment, construction, service or professional service.
- (n) Professional Service. A service which usually requires advanced training and/or a significant degree of expertise to perform, and which often requires official certification or authorization by the state as a condition precedent to the rendering of such service. By way of example, professional services include the personal services rendered by architects, attorneys-at-law, certified public accountants, financial consultants, city and regional planners, management consultants and professional engineers.
- (o) Responsible Bidder. A bidder who has the capability, capacity, facilities, equipment and personnel needed to fully perform the contract requirements, and the experience, integrity, reliability and credit which will assure good faith performance of the contract requirements and compliance with any minority business enterprise, female business enterprise, and equal business opportunity programs or good faith efforts to comply with such programs adopted by the city of Columbus.

(p) Responsible Wage and Health Insurance Benefit. The wage paid to a bidder's employees for custodial, landscaping, guard and security services, cleaning and recycling services rendered to any city of Columbus government agency shall be equal or better than the wage actually paid to the lowest paid city of Columbus government full-time employee per the city's effective contracts with its bargaining units. In addition to this wage, the bidder shall provide its employees with a health insurance benefit.

(q) Responsive Bidder. A bidder who has submitted a bid which conforms in all material respects to the requirements set forth in an invitation for bids.

(r) Universal Term Contract (UTC). An agreement authorized by ordinance of city council and established by the director of finance and management or designee, for the option to purchase or sell an estimated amount of goods or services at a specified rate or price schedule for a specified time period.

break3329.06 Competitive sealed bidding.

(a) The establishment of universal term contracts and/or the procurement of all materials, supplies and equipment shall be conducted under this section as follows:

(1) The director of finance and management or designee shall prepare an invitation for bids (hereinafter "IFB") containing the specifications and all contractual terms and conditions applicable to the procurement.

(2) The director of finance and management or designee shall give notice that bids will be received by advertisement in the Columbus City Bulletin at least one (1) week prior to the deadline for submission of bids. The director of finance and management or designee may also advertise in newspapers, professional and trade journals, and any other appropriate publications. The notice shall state the place, date and time of bid opening.

(3) Each bid shall contain the full name of every person or company interested in the same, and such other relevant information as the director of finance and management or designee deems appropriate.

(4) The bids shall be opened and publicly read by the director of finance and management or designee at the place, date and time specified in the advertisement, which in no case shall be less than seven (7) days after initial advertisement. The bids shall be opened in the presence of the city auditor or a representative of the city auditor.

(5) After consulting with the city agency, the director of finance and management or designee shall award the contract to the lowest responsive and responsible and best bidder. Life cycle costs may be considered in determining the lowest bid if they are objectively measurable and specified in the IFB.

(6) The director of finance and management or designee shall provide city council with a written explanation of the circumstances whenever a contract is awarded to any bidder other than the lowest, or to any bidder not recommended by the city agency.

(7) In determining the lowest responsive and responsible and best bidder, consideration shall be given to bidder's compliance with federal, state or local laws or regulations such as fair labor standards, minimum wage levels; affirmative action programs; or minority business enterprise, female business enterprise or equal business opportunity programs which the city is required by law to enforce in connection with funds to be spent under the procurement contract; and the bidder's compliance with any minority business enterprise, female business enterprise or equal business opportunity programs or good faith efforts to comply with such programs adopted by the city.

(8) In determining the lowest bid for purposes of awarding a contract under this section, a local bidder shall receive a credit equal to one (1) percent of the lowest bid submitted by a non local bidder or twenty thousand dollars (\$20,000.00), whichever is less.

(9) All contractors submitting a bid to or entering into a contract with the city shall submit a contract compliance certification number or a completed application for certification pursuant to provisions set forth in Title 39, Columbus City Codes, 1959.

(10) No contract awarded under this section shall be effective until approved by ordinance of city council.

(b) The procurement of all service contracts except construction, custodial, landscaping, guard and security services, cleaning and recycling services, and professional services shall be conducted under this section as follows:

(1) The city agency shall prepare an invitation for bids (hereinafter "IFB") containing the specifications and all contractual terms and conditions applicable to the procurement.

(2) The city agency shall give notice that bids will be received by advertisement in the Columbus City Bulletin at least one (1) week prior to the deadline for submission of bids. The city agency may also advertise in newspapers, professional and trade journals, and any other appropriate publications. The notice shall state the place, date and time of bid opening.

(3) Each bid shall contain the full name of every person or company interested in the same, and such other relevant information as the city agency deems appropriate.

(4) The bids shall be opened and publicly read at the place, date and time specified in the advertisement, which in no case shall be less than seven (7) days after initial advertisement. The bids shall be opened in the presence of the city auditor or a representative of the city auditor.

(5) The director authorized to make the expenditure shall award the contract to the lowest responsive and responsible and best bidder. Life cycle costs may be considered in determining the lowest bid if they are objectively measurable and specified in the IFB.

(6) The director shall provide city council with a written explanation of the circumstances whenever a contract is awarded to any bidder other than the lowest.

(7) In determining the lowest responsive and responsible and best bidder, consideration shall be given to bidder's compliance with federal, state or local laws or regulations such as fair labor standards, minimum wage levels; affirmative action programs; or minority business enterprise, female business enterprise or equal business opportunity programs which the city of Columbus is required by law to enforce in connection with funds to be spent under the procurement contract; and the bidder's compliance with any minority business enterprise, female business enterprise or equal business opportunity programs or good faith efforts to comply with such programs adopted by the city.

(8) In determining the lowest bid for purposes of awarding a contract under this section, a local bidder shall receive a credit equal to one (1) percent of the lowest bid submitted by a non local bidder or twenty thousand dollars (\$20,000.00), whichever is less.

(9) All contractors entering into a contract with the city shall submit a contract compliance certification number or a completed application for certification pursuant to provisions set forth in Title 39, Columbus City Codes, 1959.

(10) No contract awarded under this section shall be effective until approved by ordinance of city council.

(c) The procurement of all custodial, landscaping, guard and security service, cleaning and recycling service contracts shall be conducted under this section as follows:

(1) The city agency shall prepare an invitation for bids (hereinafter "IFB") containing the specifications and all contractual terms and conditions applicable to the procurement.

(2) The city agency shall give notice that bids will be received by advertisement in the Columbus City Bulletin at least one week prior to the deadline for submission of bids. The city agency may also advertise in newspapers, professional and trade journals, and any other appropriate publications. The notice shall state the place, date and time of bid opening.

(3) Each bid shall contain the full name of every person or company interested in the same, and such other relevant information as the city agency deems appropriate.

(4) The bids shall be opened and publicly read at the place, date and time specified in the advertisement, which in no case shall be less than seven days after initial advertisement. The bids shall be opened in the presence of the city auditor or a representative of the city auditor.

(5) The director authorized to make the expenditure shall award the contract to the lowest responsive and responsible and best bidder. Life cycle costs may be considered in determining the lowest bid if they are objectively measurable and specified in the IFB.

(6) The director shall provide city council with a written explanation of the circumstances whenever a contract is awarded to any bidder other than the lowest.

(7) In determining the lowest responsive and responsible and best bidder, consideration shall be given to:

(a) The bidder's compliance with city taxes on payroll and net profits. Compliance shall be evidenced in an affidavit of no outstanding city income tax obligation.

(b) The bidder's compliance with federal, state or local laws or regulations regarding safety and health, fair labor standards, minimum wage levels; unemployment and worker's compensation.

(c) The bidder's compliance with any affirmative action programs or minority business enterprise, female business enterprise or equal business opportunity programs which the city is required by law to enforce in connection with funds to be spent under the procurement contract; and the bidder's compliance with any minority business enterprise, female business enterprise or equal business opportunity programs or good faith efforts to comply with such programs adopted by the city.

(8) In determining the best bidder for the purposes of awarding a contract for this section, consideration shall also be given to the following:

(a) Whether the bidder draws its employees mainly from Columbus, Franklin County or counties contiguous to Franklin County.

(b) That the bidder shall pay a responsible wage and provides its employees a health insurance benefit as defined in Section 329.04 to the employees proposed to directly perform the work specified in the city bid solicitation.

(c) For the purpose of this subsection (8) only, exemption from these considerations is provided for bidders that employ twenty five (25) or fewer full-time people. For the purpose of this subsection (8) only, exemption from these considerations is provided for bidders where the city solicits the bids for these services in accordance with Section 329.07 (d) procurement of materials supplies, equipment, and services other than construction and professional services not exceeding twenty thousand dollars (\$20,000.00).

(9) In determining the lowest bid for purposes of awarding a contract under this section, a local bidder, as defined in Section 329.04(j), shall receive credit equal to one (1) percent of the lowest bid submitted by a non-local bidder or twenty thousand dollars (\$20,000.00), whichever is less.

329.07 Exceptions to competitive sealed bidding.

(a) Procurement of Commodities with Fixed Prices. City agencies shall have general authority to purchase items for which fixed prices prevail, such as utility services, memberships, subscriptions, professional organization certifications, and postage stamps, without complying with the provisions of Section 329.06 or any other procurement procedure specified in this chapter.

break4(b) Petty Cash Fund Purchases. The director of any city agency in which a petty cash fund has been established may authorize expenditures for individual purchases not in excess of five hundred dollars (\$500.00). No expenditures shall be made from petty cash funds for items available in the purchasing office storerooms, copy and print shop, or universal term contract. No purchase shall be artificially divided into smaller purchases to avoid the provisions of competitive bidding in this chapter.

(c) Procurement Not Exceeding One Thousand Dollars (\$1,000.00).

(1) A city agency may enter into contract on behalf of the city without complying with the provisions of Section 329.06 and 329.07(d) when the total expenditure under any single contract do not exceed one thousand dollars (\$1,000.00) within any fiscal year. In awarding a contract under this section the city agency shall, where appropriate, undertake reasonable measures to provide for competition among potential contractors. No purchase shall be artificially divided to avoid the provisions of Section 329.06 or 329.07(d).

(d) Procurement of Materials, Supplies, Equipment, and Services Other Than Construction and Professional Services not Exceeding Twenty Thousand Dollars (\$20,000.00).

(1) The director of finance and management or designee may enter into contracts on behalf of the city for the procurement of materials, supplies, equipment and services, other than construction and professional services, without complying with the provisions of Section 329.06 so long as total expenditures under any single contract do not exceed twenty thousand dollars (\$20,000.00) within any fiscal year. However, expenditures of bond funds are subject to Ohio R.C. 5705.41. Unless manifestly impractical, the finance and management director or designee shall publicly post all specifications for such contracts for a period of not less than twenty-four (24) hours and secure bids from at least three (3) bidders. The finance and management director or designee shall maintain a record of the cause of manifest impracticality with the record of the procurement. No purchase shall be artificially divided into smaller purchases to avoid the provisions of Section 329.06.

(2) A city agency may enter into contracts on behalf of the city for service contracts, other than construction and professional services, without complying with the provisions of Section 329.06 so long as total expenditures under any single contract do not exceed twenty thousand dollars (\$20,000.00) within any fiscal year. Unless manifestly impractical, the city agency shall publicly post all specifications for such contracts for a period of not less than twenty-four (24) hours and secure bids from at least three (3) bidders. The city agency shall maintain a record of the cause of manifest impracticality with the record of the procurement. No purchase shall be artificially divided into smaller purchases to avoid the provisions of Section 329.06.

(3) In determining the lowest bid for purposes of awarding a contract under this section, a local bidder (as defined in Section 329.04(j)), shall receive credit equal to five (5) percent of the lowest bid submitted by a non-local bidder, where bids do not exceed twenty thousand dollars (\$20,000.00).

(e) Sole Source Procurement.

(1) A city agency may award a contract without complying with the provisions of Section 329.06 when, after conducting reasonable investigation, the director of finance and management or designee and city agency determine that only one (1) individual or business entity is capable of supplying the required materials, supplies, equipment or services. After negotiating a contract with the contractor, the city agency shall submit legislation to city council requesting approval of the contract. In its submission to city council, the city agency shall explain or describe in writing: (1) why no other individual or business entity is capable of supplying the needed materials, supplies, equipment or services; (2) what efforts were undertaken to obtain other bidders or offerors; and (3) how the price or fee structure for the contract was determined. This explanation shall become part of the contract file.

(2) Any city agency awarding a contract under this section shall submit a record of the contract to the director of finance and management or designee in a format specified by the director of finance or designee. The director of finance and management or his designee shall maintain a public record of all contracts awarded under this subsection, including those contracts awarded by the director of finance and management or designee. For each contract, the record shall clearly state the city agency involved, the contract identification number, the contractor's identity and the amount of the contract. The

record shall also describe the materials, supplies, equipment and/or service procured under the contract.

(3) As appropriate, this procurement method may be used by the director of finance and management or designee to establish a universal term contract (UTC).

(f) Not-for-Profit Service Contracts Exceeding Twenty Thousand Dollar(\$20,000.00).

(1)Not-for-profit service contracts as defined in Section 329.04(k) which exceed twenty thousand dollars (\$20,000.00) shall be awarded by the processes specified in Section 329.15.

(g) Procurement from a Universal Term Contract not Exceeding One Hundred Thousand Dollars (\$100,000.00).

(1) The director of finance and management or designee may, on behalf of a city agency, establish an order for goods or services without complying with the provisions of Section 329.06, where there exists a universal term contract for that good or service, so long as total expenditures do not exceed one hundred thousand dollars (\$100,000.00) in any fiscal year for that agency from the specified universal term contract.

(h) Procurement from Universal Term Contract Exceeding One Hundred Thousand Dollars (\$100,000.00).

(1) The director of finance and management or designee may, on behalf of a city agency, establish an order for goods or services without complying with the provisions of Section 329.06 where there exists a universal term contract for that good or service and total expenditures in any fiscal year for that agency from the specific universal term contract will or do exceed one hundred thousand dollars (\$100,000.00), only if the procurement is approved by ordinance of city council.

(i)The procurement of construction services shall be in accordance with the provisions of Sections 329.08 and 329.09.

(j) The procurement of professional services shall be in accordance with the provisions of Sections 329.10, 329.11, 329.12, 329.13 and 329.14.

329.08 Process for awarding construction service contracts not exceeding twenty thousand dollars (\$20,000.00).

A city agency may enter into contracts on behalf of the city for the procurement of construction services without complying with the provisions of Section 329.09 so long as total expenditures under any single contract do not exceed twenty thousand dollars (\$20,000.00) within any fiscal year. Unless manifestly impractical, the city agency shall publicly post all specifications for such contracts for a period of not less than twenty-four (24) hours and secure bids from at least three (3) bidders. The city agency shall maintain a record of the cause of manifest impracticality with the record of the procurement. No purchase shall be artificially divided into smaller purchases to avoid the provisions of Section 329.09.

(1) The director authorized to make the expenditure shall award the contract to the lowest responsive and responsible and best bidder.

(2) In determining the lowest responsive and responsible and best bidder, consideration shall be given to:

(a) The bidder's compliance with city taxes on payroll and net profits. Compliance shall be evidenced in an affidavit of no outstanding city income tax obligation;

(b) The bidder's compliance with federal, state or local laws or regulations regarding safety and health, fair labor standards, minimum wage levels, unemployment and worker's compensation;

(c)The bidder's compliance with any affirmative action programs or minority business enterprise, female business enterprise or equal business opportunity programs, which the city is required by law to enforce in connection with funds to be spent under the procurement contract; and the bidder's compliance with any minority business enterprise, female business enterprise or equal business opportunity programs or good faith efforts to comply with such programs adopted by the city.

(3) In determining the best bidder for the purposes of awarding a contract for this section, consideration shall also be given to the following:

(a) Whether the bidder has actively engaged in the construction industry and has experience in the area of construction service for which the bid has been submitted.

(b) Whether the bidder has a record for complying with and meeting completion deadlines and successfully controlling costs bid on similar construction projects. This consideration includes a review of the bidder's recent experience record in the construction industry such as the original contract price for each construction job undertaken by the bidder, the amount of any change orders for the job or cost overruns on each job undertaken by the bidder, and the reason for the change orders or cost overruns.

(c) Whether the bidder has a record of claims against performance bonds secured on public improvement construction projects by the bidder and an explanation of the reason for claims.

(d) Whether the bidder draws its employees mainly from Columbus, Franklin County or counties contiguous to Franklin County.

(e) Whether the bidder's employees are experienced in the area of construction service for which the bid was submitted.

(f) Whether the bidder's employees participate in a bona fide apprenticeship program that is approved by the Ohio State Apprenticeship Council and the United States Department of Labor if such apprenticeship programs are available.

(g) Whether the bidder provides employee health insurance and a retirement or pension plan; however, a bidder may be exempted from this provision for no more than two (2) successive contracts.

(4) In determining the lowest bid for purposes of awarding a contract under this section, a local bidder, as defined in Section 329.04(j), shall receive credit equal to one (1) percent of the lowest bid submitted by a non-local bidder, where bids exceed twenty thousand dollars (\$20,000.00).

(5) The finance and management director, in consultation with the directors of city agencies authorized to enter into contracts for construction services, administer contract review and compliance, or perform any other function referred to in this section, shall prescribe the manner and form of submittals for the purpose of evaluating the considerations herein. The submittal requirements and considerations herein shall apply equally to the bidder and any subcontractor of the bidder. The bid specifications shall contain the prescribed form.

(6) The city agency shall maintain in the contract file a record of this evaluation for the purposes of determining the lowest responsive, responsible and best bidder awarded the contract.

break5(7) All contractors entering into a contract with the city shall submit a contract compliance certification number or a completed application for certification pursuant to provisions set forth in Title 39, Columbus City Codes, 1959.

329.09 Process for awarding construction service contracts exceeding twenty thousand dollars (\$20,000.00).

The procurement of construction service contracts anticipated to cost in excess of twenty thousand dollars (\$20,000.00) shall be conducted under this section as follows:

- (1) The city agency shall prepare an invitation for bids (hereinafter "IFB") containing the specifications and all contractual terms and conditions applicable to the procurement.
- (2) The city agency shall give notice that bi will be received by advertisement in the Columbus City Bulletin at least one (1) week prior to the deadline for submission of bids. The city agency may also advertise in newspapers, professional and trade journals, and any other appropriate publications. The note hl tate the place, date and time of bid opening.
- (3) Each bid shall contain the full name of every person or company interested in the same and such other relevant information as the city agency deems appropriate.
- (4) The bids shall be opened and publicly read at the place, date and time specified in the advertisement, which in no case shall be less than seven (7) days after initial advertisement. The bids shall be opened in the presence of the city auditor or a representative of the city auditor.
- (5) The director authorized to make the expenditure shall award the contract to the lowest responsive and responsible and best bidder.
- (6) The director shall provide city council with a written explanation of the circumstances whenever a contract is awarded to any bidder other than the lowest.
- (7) In determining the lowest responsive and responsible and best bidder, consideration shall be given to:
 - (a) The bidder's compliance with city taxes on payroll and net profits. Compliance shall be evidenced in an affidavit of no outstanding city income tax obligation.
 - (b) The bidder's compliance with federal, state or local laws or regulations regarding safety and health, fair labor standards, minimum wage levels; unemployment and worker's compensation.
 - (c) The bidder's compliance with any affirmative action programs or minority business enterprise, female business enterprise or equal business opportunity programs which the city is required by law to enforce in connection with funds to be spent under the procurement contract; and the bidder's compliance with any minority business enterprise, female business enterprise or equal business opportunity programs or good faith efforts to comply with such programs adopted by the city.
- (8) In determining the best bidder for the purposes of awarding a contract for this section, consideration shall also be given to the following:
 - (a) Whether the bidder has actively engaged in the construction industry and has experience in the area of construction service for which the bid has been submitted;
 - (b) Whether the bidder has a record for complying with and meeting completion deadlines and successfully controlling costs bid on similar construction projects. This consideration includes a review of the bidder's recent experience record in the construction industry such as the original contract price for each construction job undertaken by the bidder, the amount of any change orders for the job or cost overruns on each job undertaken by the bidder, and the reason for the change orders or cost overruns;
 - (c) Whether the bidder has a record of claims against performance bonds secured on public improvement construction

projects by the bidder and an explanation of the reason for claims;

(d) Whether the bidder draws its employees mainly from Columbus, Franklin County or counties contiguous to Franklin County;

(e) Whether the bidder's employees are experienced in the area of construction service for which the bid was submitted;

(f) Whether the bidder's employees participate in a bona fide apprenticeship program that is approved by the Ohio State Apprenticeship Council and the United States Department of Labor if such apprenticeship programs are available; and

(g) Whether the bidder provides employee health insurance and a retirement or pension plan.

(9) In determining the lowest bid for purposes of awarding a contract under this section, a local bidder, as defined in Section 329.04(j), shall receive credit equal to one (1) percent of the lowest bid submitted by a non-local bidder, where bids exceed twenty thousand dollars (\$20,000.00).

(10) The finance and management director, in consultation with the directors of city agencies authorized to enter into contracts for construction services, administer contract review and compliance, or perform any other function referred to in this section, shall prescribe the manner and form of submittals for the purpose of evaluating the considerations herein. The submittal requirements and considerations herein shall apply equally to the bidder and any subcontractor of the bidder. The bid specifications shall contain the prescribed form.

(11) The city agency shall maintain in the contract file, a record of this evaluation for the purposes of determining the lowest responsive, responsible and best bidder awarded the contract.

(12) All contractors entering into a contract with the city shall submit a contract compliance certification number or a completed application for certification pursuant to provisions set forth in Title 39, Columbus City Codes, 1959.

(13) No contract awarded under this section shall be effective until approved by ordinance of city council

329.16 Contract modifications.

A city agency may enter into discussions with a contractor to modify an existing contract, or to procure additional goods or services in the event that unforeseen circumstances require additional purchases under a contract. After agreeing upon the terms of a modification, the city agency shall submit legislation to city council requesting approval of the modification. If the modification would result in the procurement of additional goods or services, the city agency, in its request for approval of the modification, shall provide city council with a written statement or explanation of the following: (1) the amount of additional funds to be expended under the modification; (2) why the need for additional goods or services could not be foreseen at the time the contract was initially awarded; (3) why it would not be in the city's best interests to have the additional contract requirements awarded through other procurement processes specified in this chapter such as Sections 329.06, 329.09, 329.11, 329.12; 329.13, or 329.14; and (4) how the price for the additional goods or services which are the subject of the modification was determined. This explanation shall become part of the contract file. No contract modification shall be effective until approved by ordinance of city council.

No modification shall be used to extend a contract with a contractor from year-to-year unless the contract was originally established with a multi-year renewal option. Any city agency entering into an agreement for a contract modification resulting in the purchase of additional goods or services shall submit a record of such modification to the director of finance and management or designee. The city agency shall maintain a public record of these contract modifications. For each modification, the record shall clearly state the city agency involved, the contract identification number, the contractor's identity, and the amount of the modification. The record shall also describe the additional materials, supplies, equipment and/or services procured under the modification.

329.17 Contract administration and evaluation.

Promptly after awarding any contract for services under Sections 329.09, 329.11, 329.12, 329.13, or 329.14, the director of the city agency shall designate an employee of the city agency as contract administrator.

The contract administrator shall have the following responsibilities: (1) to determine whether the contractor is in compliance with the terms and conditions of the contract before any scheduled payment is made; (2) to initiate action in the event of nonperformance or other breach of the contract; and (3) to file an evaluation of the contractor's performance with the director of finance and management or designee and the city agency within sixty (60) days after the completion of the contract.

This evaluation shall be completed in a form prescribed by the director of finance and management or designee. The completed evaluation shall become part of the contract file, and a copy of such evaluation shall be retained by the director of finance and management or designee to assist in the evaluation of contractors for future city contracts.

The director of the city agency shall promptly fill any vacancy that occurs in the position of contract administrator for any contract prior to the completion of the contract.

329.18 Statements of expression of interest.

Individuals and firms engaged in providing professional services may submit to the director of finance and management or designee and any city agency written statements expressing their interest in providing professional services to the city. The director of finance and management or designee may specify a uniform format for statements of expression of interest. The director of finance and management or designee and the city agencies shall retain these statements to assist city agencies in contacting individuals and firms interested in providing professional services to the city. Individuals and firms may amend these statements at any time by filing a new statement.

329.19 Issuance of addenda-Cancellation of invitations for bids, request for statements of qualifications, and requests for proposals.

The director of finance and management or designee or city agency may issue addenda to or cancel any invitation for bids, request for statements of qualifications, and/or request for proposals, and may reject any or all bids or proposals in whole or in part when it is for good cause and in the best interests of the city. Each invitation for bids, request for statements of qualifications, and request for proposals issued by the city shall state that the bid or request may be cancelled and that any bid or proposal may be rejected in whole or in part when it is for good cause and in the best interests of the city.

329.20 Correction or withdrawal of bids or offers.

The director of finance and management or designee may allow a bidder responding to an invitation for bids to withdraw an inadvertently erroneous bid by written notice prior to the opening of bids.

329.22 General contract provisions.

All contracts shall be in writing and shall be executed in the name of the city by the director of the city agency, or director of finance and management or designee. Copies of the contract shall be filed with the city agency, the city auditor, and the contractor.

break6329.23 City attorney review-Establishment of standard contracts and contract clauses.

All contracts shall be reviewed by and approved as to form by the city attorney or a representative of the city attorney. Any contract which has not been reviewed and approved by the city attorney or his designated representative shall be void and unenforceable against the City and its officials. The city attorney, in consultation with the director of finance and management or designee, may establish standard procurement contracts and standard contract language and clauses for use in or as procurement contracts where appropriate.

329.28 Authority to debar or suspend.

After consulting with the city attorney, the director of finance and management or designee is authorized to suspend an individual or firm from consideration for the award of city contracts if there is probable cause to believe that the individual or firm has engaged in any activity (as identified in this section) which might lead to debarment. The suspension shall be for a period not to exceed three (3) months.

After reasonable notice to the individual or firm involved and reasonable opportunity for that individual or firm to be heard, the director of finance and management or designee, after consulting with the city attorney, is authorized to debar a person or firm from consideration of award of city contracts. The debarment shall be for a period of not more than three (3) years.

The causes for debarment include the following:

- (1) Conviction for commission of a criminal offense as an incident to obtaining or attempting to obtain a public or private contract or subcontract, or in the performance of such contract or subcontract.
- (2) Conviction under state or federal statutes of embezzlement, theft, forgery, bribery, falsification or destruction of records, receiving stolen property, or any other offense indicating a lack of business integrity or business honesty which significantly affects responsibility as a contractor.
- (3) Conviction under state or federal antitrust statutes arising out of the submission of bids or proposals.
- (4) Violation of contract provisions of a serious character including deliberate failure without good cause to perform in accordance with the specifications or within the time limit provided in a contract, and/or a recent record of failure to perform or of unsatisfactory performance in accordance with the terms of one or more contracts, provided that failure to perform or unsatisfactory performance caused by acts beyond the control of the contractor shall not be a basis for debarment.
- (5) Any other cause which the director of finance and management or designee determines to be so serious and compelling as to affect responsibility as a contractor, including debarment by another governmental entity for any cause listed in this section.

The director of finance and management or designee shall issue a written decision to debar or suspend and shall send a copy of the decision to the debarred or suspended individual or firm. The decision shall state the reasons for the action taken and inform the debarred or suspended individual or firm involved of any available judicial or administrative review.

329.29 Sale of city-owned realty.

Unless specifically approved by ordinance, no city agency shall offer for sale any real property without the recommendation of the land review commission. When such sale is approved, the director of finance and management or designee shall advertise such property for sale in the Columbus City Bulletin for a period of at least two (2) weeks. The director of finance and management or designee may also advertise the sale in newspapers and any other appropriate publications. Bids shall be opened at the date and time specified. When the bids are opened, the amounts of the bids shall be reported to city council. No property shall be conveyed until city council has approved the conveyance and terms of the sale by ordinance.

When the director of finance and management or designee has twice offered a tract of real estate for sale and it has not been sold, the director of finance and management or designee may sell it at private sale either as an entire tract or in parcels; however, no conveyance shall be made until the amount of the bid and the conditions of the sale are reported to and approved by city council. This section shall not apply to sales of real property acquired as part of an urban renewal project.

329.30 Sale of city-owned personal property.

All personal property of the city no longer needed for public use shall be sold by the director of finance and management or designee upon written recommendation of the director of the city agency having control of such property. Such property shall first be offered for sale or transfer to any other city agency at its present value. If not sold to another city agency, such property shall be sold to the highest bidder in a manner prescribed by the director of finance and management or designee.

333.01 Annual submission of the capital improvements budget.

No later than December 15 of each year, the finance and management department shall submit to city council the administration's proposed capital improvements budget and capital improvements program.

333.03 Ordinances to be submitted to finance and management director.

All ordinances relative to the issuance of notes or bonds; appropriating money from bond funds or any other funds listed in the capital improvements budget; or in any way relating to capital improvements of the city shall be forwarded to the ~~finance~~ department of finance and management for review and approval prior to submission to city council. The ~~finance~~ department of finance and management shall thereupon inform city council as to whether said ordinances conform with the capital improvements budget.

333.04 Ordinances not conforming to the capital budget.

Ordinances not conforming to the capital improvements budget shall not be passed until said budget is amended. No amendments to the capital improvements budget shall be made except as follows:

All requests for modifications pertaining to the capital improvements budget shall be submitted to the director of finance and management for recommendations before such changes shall be submitted to city council for adoption. The department of finance and management shall provide copies of all such requests involving additions or deletions to the capital improvements budget to the director of the department of ~~trade and~~ development for recommendations in an expeditious manner before such changes shall be acted upon by city council.

333.05 Capital planning duties.

The department of finance and management and the department of ~~trade and~~ development shall assemble information and requests, make surveys and studies, review departmental capital financial needs including facility renovations as well as vehicle and equipment replacement schedules within the capital improvement program, conduct hearings, and take such actions as may be necessary to provide for consideration of council on or before December 15 of each year a capital improvements budget for the following year and a five (5) year capital improvements program.

No later than July 15 of each year each department shall submit to the director of finance and management all proposed capital projects they believe should be included in the capital improvements budget and capital improvements program. The department of ~~trade and~~ development in consultation with other administrative departments and city council shall analyze and recommend project prioritization for the five (5) year capital improvements program with the assistance of the department of finance and management, and the department finance and management shall provide fiscal direction and have final review of the five (5) year capital improvements program and capital improvements budget.

361.32 Board of tax appeals.

A board of tax appeals is hereby created consisting of the city auditor or designee, the city treasurer or designee and the director of the department of finance and management or designee.

The board shall select, each year for a one (1) year term, one (1) of its members to serve as chairman and one (1) to serve as secretary. A majority of the members of the board of tax appeals shall constitute a quorum. The board of tax appeals shall adopt its own procedural rules and keep a record of its transactions. All hearings by the board may be conducted privately and the provisions of Section 361.29 with reference to the confidential character of information required to be disclosed by this charter shall apply to such matters as may be heard on appeal before the board of appeals.

Any person who has filed returns or other documents required by this chapter and who is aggrieved by a decision of the city auditor or the designee thereof pertaining to that filing may appeal said decision to the board of tax appeals. Such appeal shall be in writing, shall state why the decision should be deemed incorrect or unlawful and shall be filed no more than thirty (30) calendar days after the issuance of the decision being appealed.

Unless the person who has filed a timely appeal of the decision issued by the city auditor or his designee waives a hearing, the board of tax appeals shall schedule a hearing within forty-five (45) days after receiving the appeal. At the hearing, the appellant as well as the city auditor or designee thereof may appear before the board. The board shall issue its decision within ninety (90) days of the hearing sending notice of same to the appellant and the city auditor within fifteen (15) days of its issuance.

525.10 Appeal from decision denying permit.

If the board denies an application for a permit it shall notify the applicant of its decision and the grounds therefore by certified mail. Within five (5) days after the receipt of such notification, the applicant may file a written request for an appeal from said decision, together with exceptions to the grounds upon which the board based its denial of the application, to the charitable solicitations board of review shall be composed of the director of finance and management or his designee, the city treasurer or his designee, and the city auditor or his designee. Upon the filing of such request, the charitable solicitations board of review shall fix a time and place for the hearing, which shall be within seven (7) days after the request is filed, and shall notify the applicant thereof. At the hearing on appeal, the applicant may present evidence in support of his application and exceptions. Any interested person may be allowed to participate in the hearing to present evidence. Within five (5) days after the conclusion of the hearing, the charitable solicitations board of review shall render a written report either granting or denying the application for a permit. In its report, the charitable solicitations board of review shall state the ground upon which its decision is based. The report shall be filed in the safety director or his designee's office for public inspection and a copy shall be served by mail upon the applicant.

1153.01 Sewer and water advisory board.

There shall be a sewer and water advisory board consisting of the city auditor or his representative; the director of public utilities or his representative; the director of finance and management and budget or his representative; six (6) citizens of the city of Columbus, one (1) of whom is knowledgeable and representative of residential customers, one (1) of whom is knowledgeable and representative of low-income residential customers, and one (1) of whom is knowledgeable and representative of senior citizen residential customers, and one (1) citizen of a political subdivision other than Columbus which is a customer of the Columbus division of water and the eColumbus division of sewerage and drainage, appointed by the mayor with the concurrence of city council in accordance with Section 61 of the Charter of the city to serve for a term of four (4) years; the four (4) appointed members of the board currently serving four (4) year terms shall serve those terms to conclusion; the three (3) new members of the board shall initially be appointed as follows: one (1) for a term of two (2) years, one (1) for a term of three (3) years, and one (1) for a term of four (4) years, all subsequent appointments, except those to fill vacancies for the unexpired term, shall be for a full term of four (4) years.

break7The board shall select one of its members as chairman, and a rate clerk of the department of public utilities shall act as secretary, but shall have no vote. The board shall meet upon call of the chairman or any three (3) members upon at least seventy-two (72) hours written notice to each member or at such time as may be set by the board at any regularly called meeting.

The sewer and water advisory board shall review at least annually the operation of the division of sewerage and drainage and the division of water for the purpose of reviewing the adequacy of the rates established for and charged by said divisions and recommending to council such changes in rates, if any, as in the opinion of the board are necessary. In making such review and recommendations, the board shall be guided by Sections 120 to 123 of the Charter of the city of Columbus and the projected needs, and plans of the division, and the past and projected expenses and revenues of the division.

On or before the last Monday of October of each year, or at such other times as requested by council, the sewer and water advisory board shall prepare a report to council with the board's recommendations as to whether a rate change is required in either the division of sewerage and drainage or the division of water, and if so, the recommended rates that should be established for each such division together with such detailed information and data, and in such form, as the board deems necessary.

1934.03 Program established.

There is hereby established an emergency medical services reimbursement program which is incident to the provision of emergency medical services by the division of fire. All policies governing this program shall be determined by the director of the department of public safety in collaboration with the director of the department of finance and management.

1934.04 Fees.

(a) The department of public safety shall establish fees for emergency medical services it renders to any person, whether a resident or nonresident of the city. The fee shall reflect the costs of providing services for emergency care and shall include the costs of medical care plus the costs associated with transportation. Such fees, and any revisions to the fees, shall be approved by the director of the department of finance and management.

(b) When the division of fire renders emergency medical services to individuals, it shall inquire whether such individual is covered by any private or public health insurance plan, and, if the resident has coverage, the division shall attempt to make

further inquiry to obtain the minimum data required to maintain accurate records and submit bills to the insurance carrier or public health care program, or to the patient's financially responsible party when required by law.

(c) The department of public safety is hereby authorized to enter into a contract with a third party billing agency for the performance of emergency medical services billing and collection services. The department, or the authorized contractor, shall bill for such services within the timeframes established by department policy or by contract with a third party billing agency.

(d) The department of public safety, or the authorized contractor, shall collect from nonresidents of the city, those costs of emergency medical care that are not covered by their insurance carrier or public health care program. Such costs are limited to the insured's co-payment and/or coinsurance amounts as provided in the insured's coverage policy. The city will not balance bill when prohibited by law. In the event that a nonresident is uninsured, the department of public safety, or its designee, shall bill the nonresident for the full cost of services provided. The department may establish a hardship waiver determination policy to consider waiving the out-of-pocket financial obligations of nonresidents demonstrating a bona fide inability to pay. The costs of emergency medical care for a resident of the city that are not covered by private insurance or a public health care program shall be deemed to be paid from the operating revenues received by the city from local taxes and other sources.

(e) The department of public safety, or the authorized contractor, shall make reasonable efforts to collect amounts due from nonresidents of the city for the non-covered costs of care as outlined in subsection (d).

3115.03 Commission duties.

The commission shall:

(a) Review, examine and consider all works of art to be acquired by the city whether by purchase, gift, or otherwise, and the location thereof prior to the acquisition thereof;

(b) Require to be submitted to it, whenever it deems it necessary, a complete model or design of any work of art to be acquired by the city;

(c) Review, examine, and consider the removal, relocation or alteration of any existing work of art in the possession of the city;

(d) Examine, at least once every two (2) years, all city monuments and works of art and make a report to the director of public service and the director of the ~~office~~ department of finance and management ~~and budget~~ thereof, with recommendation for the future care and maintenance thereof;

(e) Establish rules and regulations for the procedures to be used in matters submitted to it for determination.

3372.02 Council-approved plan.

Any person or organization proposing special development standards for an area shall first complete a planning process which culminates in a council-approved plan by resolution. At minimum, such process shall include the preparation of a plan, coordination with the ~~strategic planning~~ section of the city's ~~office of management and budget~~ department of development and sponsorship by a member of council. The planning document should clearly describe the planning area and explain why the area is special or unique. Recommendations which may affect development standards for the area should be documented.

3503.02 Community Development.

The ~~Finance Department~~ of finance and management is designated as agent of the City for Slum Clearance and Urban Redevelopment and rehabilitation and conservation, and as the agent of the City to carry out the functions and activities of the Housing and Community Development Act of 1974 (P.L. 93-383), or any successor program thereto. As this agency, it

shall cooperate, work with, and secure the services of all other City departments where necessary and prudent to prepare and carry out renewal and community development programs.

The ~~Finance~~ ~~D~~department of finance and management shall perform such other programs and functions as may be assigned by the Mayor, which may include, but not be limited to, redevelopment, rehabilitation and conservation activities affecting the total City environment.

3503.03 Federal assistance.

The ~~D~~director of finance and management is authorized to take all administrative steps to secure Federal aid as well as ~~llotersors~~ of aid, financial or otherwise, in order to facilitate the financing, planning and execution of community development ~~and urban renewal~~ programs.

~~**3513.01 Federal assistance.**~~

~~The Director of Finance is authorized to take all necessary administrative steps to secure Federal aid in the financing of the renewal project areas.~~

~~**3513.05 Assisting displaced families.**~~

~~The Department of Finance in addition to duties previously authorized by Council shall assume the responsibility and is authorized to expend funds of the Department for assisting displaced families in such manner and form as may be prescribed in City Council.~~

3517.02 Eligible activities.

The ~~Finance~~ ~~D~~department of finance and management, in coordination with the ~~Human Services and D~~development ~~D~~departments shall develop all required plans which utilize the grant assistance from the Federal Government as provided for in the Act as well as any other available resources, financial or otherwise, for the following activities:

(a) Acquisition in whole or in part by purchase, lease, donation, or otherwise, of real property (including air rights, water rights and other interests therein), which is:

(1) Blighted, deteriorated, deteriorating, undeveloped, or inappropriately developed from the standpoint of sound community development and growth, as determined by the recipient pursuant to State and local laws;

(2) Appropriate for rehabilitation or conservation activities;

(3) Appropriate for the preservation or restoration of historic sites, the beautification of urban land, the conservation of open spaces, natural resources, and scenic areas and the provision of recreational opportunities;

(4) To be used for the provision of public works, facilities and improvements eligible for assistance under paragraph (b) of this section; or

(5) To be used for other public purposes, including the conversion of land to other uses where necessary or appropriate to the community development program.

(b) Acquisition, construction, reconstruction, or installation of the following public works, facilities, and site or other improvements: neighborhood facilities, senior centers, historic properties, utilities, streets, street lights, water and sewer facilities, foundations and platforms for air rights, sites, pedestrian malls and walkways, and parks, playgrounds, and other facilities for recreational participation: flood and drainage facilities in cases where assistance for such facilities has been determined to be unavailable under other Federal laws or programs; and parking facilities, solid waste disposal facilities, and fire protection services and facilities which are located in areas or which serve areas in which other community development activities are being undertaken with funds provided by the Federal Government under the Act.

(c) Code enforcement in deteriorated or deteriorating areas in which such enforcement, together with public improvements and services to be provided, may be expected to arrest the decline of the area.

(d) Clearance, demolition, removal, and rehabilitation of buildings and improvement to include the following:

- (1) Interim assistance to alleviate harmful conditions in which public action is needed;
- (2) Financing rehabilitation of privately owned properties through the use of grants, direct loans, loan guarantees and other means, when in support of other activities being undertaken with funds provided by the Federal Government under the Act;
- break8**(3) Demolition and modernization (but not new construction) of publicly owned low-rent housing.
- (e) Special projects directed to the removal of material and architectural barriers which restrict the mobility and accessibility of elderly and handicapped persons.
- (f) Payments to housing owners for losses of rental income incurred in holding for temporary periods housing units to be utilized for the relocation of individuals and families displaced by program activities.
- (g) Disposition, through sale, lease, donation, or otherwise of any real property acquired pursuant to this section or its retention for public purposes provided that the proceeds from any such disposition shall be expended only for activities in accordance with this section.
- (h) Provision of public services not otherwise available in areas, or serving residents of areas, in which the recipient is undertaking, or will undertake, other activities with funds provided by the Federal Government under the Act, where such services are determined to be necessary or appropriate to support such other activities and where assistance in providing or securing such services under other applicable Federal laws or programs has been applied for and denied or not made available pursuant to the provisions of the Act. For the purposes of this paragraph, such services shall be directed toward improving the community's public services and facilities including those concerned with the employment, economic development, crime prevention, child care, health, drug abuse, education, welfare, or recreation needs of persons residing in such areas, and coordinating public and private development programs.
- (i) Payment of the nonfederal share required in connection with a Federal grant-in-aid program undertaken as part of the community development program; provided, that such payment shall be limited to activities otherwise eligible under this section.
- (j) Payment of the cost of completing a project funded under Title I of the Housing Act of 1949, including the provisions for financial settlement contained in Subpart I.
- (k) Relocation payments and assistance for individuals, families, businesses, organizations, and farm operations displaced by activities assisted under this section, including all benefits at least equal to the minimum levels established under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.
- (l) Activities necessary to develop a comprehensive community development plan (which plan may address the needs, strategy, and objectives summarized in the application to the Federal Government for a grant under the Act but may treat only such public services as are necessary or appropriate to support activities meeting such needs and objectives), and to develop a policy-planning management capacity so that the City may more rationally and effectively:
 - (1) Determine its needs;
 - (2) Set long-term goals and short-term objectives;
 - (3) Devise programs and activities to meet the goals and objectives;
 - (4) Evaluate the progress of such programs and objectives;
 - (5) Carry out management, coordination, and monitoring of activities necessary for effective program implementation.
- (m) Payment of reasonable administrative costs and carrying charges related to planning and execution of community development activities.

(n) Such other activities which are or may from time to time be prescribed in the Act or any successor program thereto.

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

Legislation Number: 1103-2005

Drafting Date: 06/08/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance Director to establish a blanket purchase order, for the Department of Public Utilities, Division of Operational Support, for the purchase of 230 computers as part of the department's computer replacement program. This purchase will be made from an existing universal term contract, FL001696, with Resource One. Their contract compliance number is 311419297.

FISCAL IMPACT: There is sufficient budget authority for this purchase. \$431,506 was spent in 2004 and \$270,915 was spent in 2003 for computers and related supplies for the Electricity, Sewerage and Drainage and Water Divisions.

Title

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)

Body

WHEREAS, the Purchasing Office has established a Universal Term Contract with Resource One for the option to purchase computers, monitors and computer accessories; and

WHEREAS, the Department of Public Utilities, Division of Operational Support, desires to purchase computers to replace existing computers that are old and/or obsolete; and

WHEREAS, the replacement of these computers will mitigate computer related performance problems and will ensure that the divisions within the Department of Public Utilities can continue to operate at peak efficiency; now, therefore,

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

SECTION 1. That the Director of Finance be and is hereby authorized to issue a blanket purchase order for the purchase of replacement computers on the basis of an existing universal term contract with Resource One.

SECTION 2. That the expenditure of \$175,000, or so much thereof as may be needed, is hereby authorized to be expended from:

Division 60-07 | Electricity Operating Fund 550 | OCA Code 600207 | Object Level Three 2193 | \$56,000.00

Division 60-05 | Sewerage System Operating Fund 650 | OCA Code 600205 | Object Level Three 2193 | \$97,000.00

Division 60-09 | Water Systems Operating Fund 600 | OCA Code 600209 | Object Level Three 2193 | \$22,000.00

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

Legislation Number: 1111-2005

Drafting Date: 06/09/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND:

This legislation authorizes the Director of Public Utilities to execute a contract with Reynolds, Inc., for the construction of the Adena Brook Ravine Area Sanitary Sewer Improvements Project. This project will rehabilitate approximately 20,937 lineal feet of eight to twenty-four inch diameter sanitary sewer lines and accessory structures that serve homes within the project areas that are located in the Clintonville Community (See Attached Map). This contract will utilize trenchless technology methods to minimize the disruption to residences in the project area and to avoid the costlier method of traditional open trench sewer removal and replacement.

The Director of Public Utilities publicly opened four competitive bid proposals on March 9, 2005. The cumulative results of these bids were: Reynolds, Inc. submitted a bid of \$2,051,575.20; Insituform, Inc. submitted a bid of \$2,115,579.20; Kokosing Construction Co. submitted a bid of \$2,380,602.80; and American Water Services, Inc. submitted a bid of \$2,383,175.60. The Engineer's Estimate for this project was \$2,216,892.00.

2. PROJECT SCHEDULE:

This rehabilitation contract is scheduled to begin in August of 2005, and has a duration of 550 days. The Division does not anticipate any future modifications for this contract. However, with any subsurface infrastructure construction activity, there is the potential for unforeseen conditions that may necessitate issuing change orders for work that was not anticipated.

3. EMERGENCY DESIGNATION:

The Division of Sewerage and Drainage is requesting City Council to consider this legislation an emergency measure in order to allow for the immediate commencement of this contract work that is necessary to rehabilitate nearly 20,937 lineal feet of sanitary sewer serving a residential area in the Clintonville community, pursuant to ensuring the continued operation of this vital sanitary sewer infrastructure.

4. FISCAL IMPACT:

The Division had included \$2,700,000.00 within its 2005 Capital Improvements Budget for this expenditure. This ordinance will request an amendment to the current 2004 Capital Improvements Budget to accommodate this project that is being funded with a loan from the Ohio Water Development Authority. This loan will fund the construction administration services contract with R.D. Zande & Associates, Inc. (\$304,160.76) and the construction contract with Reynolds, Inc. (\$2,051,575.20).

TitleTo 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)

BodyWHEREAS, four competitive bids for the construction of the Adena Brook Ravine Area Sanitary Sewer Improvements Project were received on March 9, 2005, and

WHEREAS, the Ohio Water Development Authority approved a loan to the City of Columbus on May 26, 2005, in the amount of \$2,355,735.96, identified as OWDA Loan No. 4305 for the above listed project; and

WHEREAS, it is immediately necessary for the City Council to both appropriate the proceeds from the aforementioned loan agreement and to authorize the expenditure of funds from the Ohio Water Pollution Control Loan Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, in that it is necessary for this City Council to authorize the Director of Public Utilities to execute a contract for the construction of the Adena Brook Ravine Area Sanitary Sewer Improvements Project; to appropriate and authorize the expenditure of the proceeds from the aforementioned loan; all of which is necessary to allow for the immediate rehabilitation of this aging and structurally deficient sanitary sewer infrastructure, 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 proceeds from the Ohio Water Development Authority Loan No. 4305, for the Adena Brook Ravine Area Sanitary Sewer Improvements Project; and funds from the unappropriated monies in Fund 666, the amount of \$2,051,575.20 for the cost of construction and construction administration services, is hereby appropriated to the Division of Sewerage and Drainage, Division 60-05, Fund No. 666:
Proj: 650665| OCA Code 666665| Obj. Level 3: 6630| \$2,051,575.20

Section 2 That the Director of Public Utilities be, and hereby is, authorized to award and execute a contract for the construction of the Adena Brook Ravine Area Sanitary Sewer Improvements Project, with the lowest, and best bidder, Reynolds, Inc., 4520 North State Rd. 37, Orleans, Indiana, 47452, in the amount of \$2,051,575.20, in accordance with the terms and conditions of the Contract on file in the Sewer System Engineering Section Office of the Division of Sewerage and Drainage.

Section 3. That for the purpose of paying the cost of construction contract, the expenditure of \$2,051,575.20, or as much thereof as may be needed, is hereby authorized from the Ohio Water Pollution Control Loan Fund No. 666| Division 60-05:
Proj. 650665| OCA Code 666665| Obj. Level 3: 6630| \$2,051,575.20.

Section 4. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, in order to provide sufficient budget authority for the execution of the subject construction contract agreement:

CURRENT:
Project 650665-Adena Brook Ravine Area San. Imp. Proj. - \$0 (OWDA)

AMENDED TO:
Project 650665-Adena Brook Ravine Area San. Imp. Proj. - \$2,051,575.20 (OWDA)

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: 1114-2005

Drafting Date: 06/10/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance amends the Management Compensation Plan by updating Section 5, Classifications and Assigned Rates of Pay, as a result of Civil Service Commission action and by assigning or adjusting pay grades assigned to new or existing classifications. These changes are all the result of a realignment of departmental responsibilities with respect to the management of the city's assets, placing those responsibilities within the Finance Department, which is being renamed the Department of Finance and Management, to better reflect its new function and purpose.

The Civil Service Commission revised and retitled the Finance Director (U) classification to read Finance and Management Director (U), in conjunction with the renaming of the department. It is recommended that the classification be assigned a Pay Grade 99 (\$87,880-(\$146,453), given the major responsibility and citywide scope of the position.

The Civil Service Commission created the classification of Assistant Director (Asset Management) (U) to assist the Department Director in the direction of asset management activities for the city, including leading and coordinating the work of the Facilities Management Division and Real Estate Management Office, both of which will be housed in the expanded Department of Finance and Management. It is recommended that the classification be assigned a Pay Grade 96 (\$73,008-\$109,533), given the major responsibility and citywide scope of the position.

Finally, it is recommended that the Financial Management Administrator classification be revised and retitled to read Financial Management Division Administrator. This change recognizes Financial Management section as a formalized division within the Department of Finance and Management. The Financial Management Division Administrator will be responsible for directing the Division of Financial Management within the Department of Finance and Management.

Funding for these revisions and additions will be available within the new Department of Finance and Management. It is requested that these changes take effect August 28, 2005.

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

Body**WHEREAS**, the Civil Service Commission revised and retitled the Finance Director (U) classification to read Finance and Management Director (U); and

WHEREAS, the Civil Service Commission created the classification of Assistant Director (Asset Management) (U); and

WHEREAS, the Civil Service Commission revised and retitled the Financial Management Administrator classification; and

WHEREAS, it is necessary to reflect the Civil Service Commission's actions in the Management Compensation Plan; and

WHEREAS, it is necessary to assign a pay grade to the classification Director and Finance and Management and Assistant Director (Asset Management) (U); Now, therefore

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

SECTION 1. That Ordinance No. 2944-99 as amended, be amended to enact Section 5(E)- A223 as follows:

Ord. Sec.	Class Code	Class Title	Grade
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5(E)-A223 0055 Assistant Director (Asset Management) (U) 96

SECTION 2. That Sections 5(E)-F041, and 5(E)-F146 of Ordinance No. 2944-99 as amended, be amended to read as follows:

Ord. Sec.	Class Code	Class Title	Grade
5(E)-F041	0066	Finance and Management Director (U)	99
5(E)-F146	0142	Financial Management Division Administrator	95

SECTION 3. That existing Sections 5(E)-F041, and 5(E)-F146 of Ordinance No. 2944-99 as amended, are repealed effective August 28, 2005.

SECTION 4. That these changes shall be effective August 28, 2005.

SECTION 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1119-2005

Drafting Date: 06/13/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV05-010

APPLICANT: John R. and Madalene Jentgen; 603 Lathrop Street; Columbus, Ohio 43206.

PROPOSED USE: To make an existing two-family dwelling conforming in the C-4, Commercial District.

BREWERY DISTRICT COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This variance will allow an existing two-family dwelling to be conforming in the C-4, Commercial District. A Council variance is necessary in that a two-family dwelling is not a permitted use in the C-4, Commercial District. The proposed two-family dwelling is consistent with the *Brewery District Plan* (1992) where it is located within the High Street Corridor Subarea of the Southern Tier of the plan. The Southern Tier goals include the preservation of the residential character of the area. The High Street Corridor Strategies in the *Brewery District Plan* do not address nonconforming residential uses but do encourage the preservation of the original buildings. A hardship exists in that a two-family dwelling is not a permitted use in the C-4 district. Additional variances to the Urban Commercial Overlay districts are required to accommodate the existing building.

Title

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)

Body WHEREAS, by application No. CV05-010, the owner of property at **858 SOUTH HIGH STREET (43206)**, is requesting a Council variance to permit an existing two-family dwelling in the C-4, Commercial District; and

WHEREAS, Section 3356.03, C-4 Permitted Uses, prohibits two-family dwellings, while the applicant proposes to make an existing two-family dwelling a conforming use on the property; and

WHEREAS, The Brewery District Commission recommends approval; and

WHEREAS, City Departments recommend approval and note a hardship exists because a two-family dwelling is not a permitted use but the two-family dwelling is consistent with the area plan in that the Brewery District plan supports preservation of original structures; 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 **858 SOUTH HIGH STREET (43206)**, in using said property as desired; now, therefore:

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

Section 1. Variances from the provisions of Section 3356.03, C-4, Permitted Uses and Section 3372.609, Setback requirements is hereby granted for the property located at **858 SOUTH HIGH STREET (43206)**, in that said sections prohibit a two-family dwelling in the C-4, Commercial District; with a maximum building setback of 18' instead of 10' said property being more particularly described as follows:

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

Being the North half of Lot Number Eighty (80), in C. F. JAEGER'S 13TH ADDITION, excepting therefrom seventy-three and fifty hundredths (73.50) feet off of the east and thereof, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book No. 1, page 370, Recorder's Office, Franklin County, Ohio.

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a two-family dwelling, or those uses permitted in the C-4, Commercial District.

Section 3. That this ordinance is further conditioned to be consistent with the Certificate of Appropriateness from the Brewery District Commission and the stamped drawings titled **858 South High St. Garage Replacement & Other Work** signed and dated by the Historic Preservation Office August 5, 2004 and the stamped Myers Survey as modified by the owner July 15, 2004. Any minor revision is subject to review and approval by the Development Director or his/her designee

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

Legislation Number: 1123-2005

Drafting Date: 06/13/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

This ordinance transfers funds within various divisions within the general fund 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 to, 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.

To accomplish the realignment, the remaining balance within the Facilities Management Division's general fund appropriation will be transferred to the Department of Finance and Management, as will the portion of the Public Service Director's Office which supports the fiscal, legislative and human resources functions for the Facilities Management Division. In addition, those funds required to support the activities of the new Real Estate Management Office will be transferred from the Office of Land Management.

FISCAL IMPACT:

This realignment requires no additional funds. Funds will be transferred between divisions within the general fund to reflect the realignment of departmental responsibilities with respect to management of city assets. No additional appropriation is necessary.

Title

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).

Body

WHEREAS, it is necessary to centralize the decision-making process within a single agency for overall management of city land and buildings not related to rights-of-way and utility easements; and

WHEREAS, the responsibilities of the Finance Department will be expanded to include the management of city real estate and facilities used for city operations not involving rights-of-way and utility easements, 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; and

WHEREAS, a renamed Department of Finance and Management will reflect the addition of major new management responsibilities being added to the Finance Department; and

WHEREAS, it is necessary to transfer \$788,740 between various objects and divisions within the general fund and \$35,524 within the print services fund to reflect this realignment of departmental responsibilities, 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 \$788,740 between various objects and divisions within the general fund, fund 010, as follows:

Refer to attachment gfttrans.xls

SECTION 2. That the City Auditor is hereby authorized and directed to transfer \$35,524 between various objects and divisions within the print services fund, fund 517, as follows:

Refer to attachment pstrans.xls

SECTION 3. That the City Auditor is hereby authorized and directed to transfer all remaining unencumbered balances within the general fund, fund 010, Department/Division 59-07 to Department/Division 45-07.

SECTION 4. That the City Auditor is hereby authorized and directed to transfer all remaining unencumbered balances within the print services fund, fund 517, Department/Division 45-01 to Department/Division 45-50.

SECTION 5. That the City Auditor is hereby authorized and directed to transfer all remaining unencumbered balances within the general fund, fund 010, Department/Division 45-01 OCA, 451138 to Department/Division 45-50 OCA, 450036.

SECTION 6. That the City Auditor is hereby authorized and directed to transfer all remaining unencumbered balances within the general fund, fund 010, Department/Division 45-01, OCA 451104 to Department/Division 45-50 OCA, 450036.

SECTION 7. That the Director of the Department of Finance and Management is hereby authorized, as the successor upon reorganization, to administer all contracts and to act for and in behalf of the city and with all the powers and authority originally granted to the Directors of Public Service and Development with respect to all authority being transferred to the new department.

SECTION 8. That the City Auditor is hereby authorized and directed to pay obligations of the Department of Finance and Management pertaining to preceding years' obligations from current appropriations up to a maximum of \$25,000 per obligation.

SECTION 9. That the transfers included within this ordinance shall be made effective August 28, 2005.

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

Legislation Number: 1125-2005

Drafting Date: 06/13/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

This ordinance will authorize the Director of Recreation and Parks to enter into a revenue generating contract with Made From Scratch, Inc., 7500 Montgomery Drive, Plain City, Ohio, 43064, to provide catering and special event services to renting customers.

Catering and special event services will be provided exclusively for the North Bank Park Pavilion and preferred privilege for various other sites.

The Contract Compliance Number for Made From Scratch, Inc. is No. 31-0905673.

Due to the unique nature of services and time constraints, the department is requesting the waiver of the bidding provisions of the Columbus City Codes to enter into contract with Made From Scratch, Inc.

The base term for this contract is from July 1, 2005 to May 1, 2006. The department intends to open up competitive bidding in January, 2006, for a multi-year contract.

Emergency action is requested so contract can be completed prior to the opening for rental date at North Bank Park Pavilion of July 1, 2005.

Fiscal Impact

Revenue funds will be received from Made From Scratch, Inc.

Title

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.

Body

WHEREAS, it is in the best interest of the City of Columbus to waive requirements of competitive bidding and enter into a contract with Made From Scratch, Inc., for the purpose of providing catering and special event services to renting customers at the North Bank Park Pavilion and various other sites; and

WHEREAS, an emergency exists in the usual daily operation of the Columbus Recreation and Parks Department in that it is immediately necessary to enter into said agreement so services can be available by the North Bank Park Pavilion opening date of July 1, 2005; now, therefore

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

SECTION 1. That this Council finds it in the best interest of the City of Columbus to waive requirements of competitive bidding for catering and special event services at the North Bank Park Pavilion and various other sites, and does hereby waive provisions of 329.06 of the Columbus City Code.

SECTION 2. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into a revenue generating contract with Made From Scratch, Inc., to provide catering and special event services at the North Bank Park Pavilion and various other sites.

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: 1142-2005

Drafting Date: 06/15/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Rezoning Application Z05-016

APPLICANT: Ohio Bell Telephone Company; c/o Michael Heintz, Atty.; 41 South High Street; Columbus, OH 43215.

PROPOSED USE: Commercial development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (4-0) on May 12, 2005.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The subject property is developed with an office structure and accessory storage uses, and has recently been annexed from Perry Township. The applicant requests the L-C-4, Limited Commercial District for commercial development which will allow the existing office use. The storage uses that are associated with the property will become nonconforming. The limitation text includes use restrictions and development standards that are consistent with the surrounding commercial districts, including commitments for a 50-foot building setback along Billingsley Road, street trees, and lighting controls. The requested L-C-4, Limited Commercial District is consistent with the zoning and development patterns of the area.

Title

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).

Body

WHEREAS, application #Z05-016 is on file with the Building Services Division of the Department of Development requesting rezoning of 5.0± acres From: R, Rural District, To: L-C-4, Limited Commercial District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested L-C-4, Limited Commercial District would permit commercial development and allow the existing office use that is established on the property. The limitation text includes use restrictions and development standards that are consistent with the surrounding commercial districts, and is consistent with the zoning and land use patterns of the area, now, therefore:

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

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

2635 BILLINGSLEY ROAD (43235), being 5.0± acres located on the south side of Billingsley Road, 620± feet east of Sawmill Road, and being more particularly described as follows:

Situated in Quarter Township 1, Township 2, Range 19, United State Military Lands, Township of Perry, County of Franklin, State of Ohio, and being a part of Lot 9 of Tuller's Survey and being a 5 acre tract of land conveyed to The Ohio Bell Telephone Company by deed of record in Deed Book 3556, Page 408, all references being to those of record in the Recorder's Office, Franklin County, Ohio and described as follows:

Commencing for reference at a monument box found at the centerline intersection of Sawmill Road and Billingsley Road;

Thence, South 87°11'16" East, a distance of 1322.56 feet along the centerline of Billingsley Road to northeast corner of a 5 acre tract (Parcel I) conveyed to Storage Equities/PS Partners III, Mid--Ohio by deed of record in Instrument Number 198505310094776 to the TRUE POINT OF BEGINNING;

Thence, South 87°11'16" East, a distance of 223.40 feet along the centerline of Billingsley Road to the northwest corner of a 0.528 acre tract conveyed to Sumar Investment Company, Ltd. by deed of record in Instrument Number 200111290277245;

Thence, South 02°46'43" West, a distance of 974.88 feet, along the westerly line of said 0.528 acre tract and the westerly line of a 4.4727 acre tract of land conveyed to Sumar Investment Company, Ltd. by deed of record in Deed Book 3609, Page 785 to the southwest corner of said 4.4727 acre tract;

Thence, North 87°13'44" West, a distance of 223.40 feet along the northerly line of a 2.100 acre tract (Parcel II) of land conveyed to

Storage Equities/PS Partners III, Mid-Ohio by deed of record in Instrument Number 198505310094776 to the southeast corner of said 5 acre tract (Parcel 1);

Thence, North 02°46'43" East, a distance of 975.04 feet along the easterly line of said 5 acre tract (Parcel 1) to the TRUE POINT OF BEGINNING and containing 5.000 acres of land more or less.

Subject to all easements, restrictions and right-of-ways of record.

The above description was prepared by CW Design Group, LLC in June 2005. The above description is not valid for the transfer of real property, and is not to be utilized in place of a boundary survey as defined by the Ohio Administrative Code in Chapter 4733-37.

CW Design Group, LLC

To Rezone From: R, Rural District,

To: L-C-4, Limited Commercial District

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

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-C-4, Limited Commercial District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said text being titled, "**LIMITATION TEXT**," signed by Michael Heintz, Attorney for the Applicant, dated April 22, 2005, and reading as follows:

LIMITATION TEXT

PROPOSED DISTRICT:	L-C-4, Limited Regional Scale Commercial District
PROPERTY ADDRESS:	2635 Billingsley Road, Columbus, Ohio 43235
OWNER:	Ohio Bell Telephone Company
APPLICANT:	Same as owner
DATE OF TEXT:	April 22, 2005
APPLICATION NUMBER:	Z05-016

1. INTRODUCTION: The subject property consists of approximately five acres on the south side of Billingsley Road, east of Sawmill Road. The current use of the site is administrative, equipment supply distribution, outdoor storage, telecommunications tower site, and carport facilities for Ohio Bell Telephone Company public utility purposes in the northern Columbus area. To the east is a landscaping operation, to the west is a public storage facility and veterinary clinic, to the north across the street are office uses, and to the south is Interstate 270.

This application is being submitted in conjunction with the annexation of the property into the City of Columbus. All current uses and development will be maintained and are permitted to continue as pre-existing uses to the extent they do not conform to the C-4 zoning category approved uses and development requirements. Upon a change in the use of the subject property, a variance shall be sought for the outdoor storage portion of the property if such use is to continue.

2. PERMITTED USES: Unless otherwise listed below, all uses listed in Chapter 3356, C-4 Regional Scale Commercial District, of the Columbus City Zoning Code, shall be permitted.

The following uses are prohibited: blood and organ banks, check cashing, warehouse club or supercenter, farm equipment and supplies, hospital, amusement arcade, halfway house, pawn brokers, and billboards.

3. DEVELOPMENT STANDARDS (divergent from Chapter 3356; C-4):

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

The parking setback line shall be 25 feet from the right-of-way for Billingsley Road, and the building setback shall be 50 feet from the right-of-way for Billingsley Road.

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

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

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

1. Upon approval of this limitation text, 5 additional street trees planted forty feet on center shall be planted along Billingsley Road.
2. All trees and landscaping shall be well maintained. Dead items shall be replaced within six months or the next planting season, whichever occurs first.
3. All trees 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. Tree caliper is measured six (6) inches from the ground.

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

None.

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

1. The maximum height for any light poles shall be twenty-eight (28) feet.
2. The external lighting shall be cut-off type (down-lighting).
3. Upon a change in use of the subject property, all external lighting fixtures to be used shall be of the same type and style to ensure compatibility.
4. Buildings and landscaping may be up-lit or down-lit provided that the lighting does not spill over into the public right-of-way or onto neighboring properties. All light sources shall be concealed.

F. Graphics and/or Signage Commitments.

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

G. Miscellaneous Commitments.

1. At the time of the first submission for Zoning Clearance following the approval of this limitation text, the developer shall pay a parkland dedication fee of \$400/acre to the City of Columbus.

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

Legislation Number: 1143-2005

Drafting Date: 06/15/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background:

Columbia Gas of Ohio, Inc. has an existing gas utility line through that City owned property known as the Columbus Zoo. Columbia Gas of Ohio, Inc. desires to extend certain existing gas lines in order to provide additional service to the zoo. The gas company requests that the City grant the utility easements necessary for this extension. After investigation, the Recreation and Parks Department determined that the granting of the requested easements will not adversely affect the City and should be granted. The service to be provided by the proposed gas lines will benefit the City and therefore there is no charge for the easement. The following ordinance authorizes the Executive Director of the Recreation and Parks Department to execute those instruments necessary to grant the subject easement in and to that City owned property commonly known as the Columbus Zoo, more fully described within the body of this ordinance.

Fiscal Impact: The service to be provided by the proposed gas lines will benefit the City and therefore there is no charge for the easement.

Emergency Justification: Emergency action is requested as not to delay the benefit of gas service to the City of Columbus.

Title

To authorize the Executive Director of the Recreation and Parks Department to execute those documents necessary to grant Columbia Gas of Ohio, Inc. an easement to extend its existing gas line through that real property known as the Columbus Zoo and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

Body

WHEREAS, Columbia Gas of Ohio, Inc. has existing utility lines through that City owned property known as the Columbus Zoo, and

WHEREAS, Columbia Gas of Ohio, Inc. desires to extend its existing gas lines in order to provide additional service to the Zoo; and

WHEREAS, Columbia Gas of Ohio, Inc. requests that the City grant certain utility easements necessary for the aforementioned extension; and

WHEREAS, after investigation, the Recreation and Parks Department has determined that the granting of the requested easement will not adversely affect the City, but will benefit it and should be granted at no charge; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize the Executive Director Recreation and Parks Department to execute those instruments, as approved by the Real Estate Division, Department of Law, necessary to grant an easement to Columbia Gas of Ohio, Inc. so as not to delay the resulting benefit to the City, 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 Executive Director of the Recreation and Parks Department be and hereby is authorized to execute those documents, prepared by the Real Estate Division, Department of Law, necessary to grant certain easement rights to Columbia Gas of Ohio, Inc. in, under, across, over, and through the following described real property, to-wit:

EASEMENT NO. 1

Situated in the State of Ohio, County of Delaware, Township of Liberty, and being part of U.S.M.L.,

Range 9, Township 3, Section 3, and being out of a 70.30 acre tract as conveyed to the City of Columbus by deed of record in Deed Book 248, Page 110, and being more particularly described as follows, (all deeds are referenced to the Delaware County Recorder's Office, Delaware County, Ohio):

Beginning for reference in the westerly right-of-way line of State Route 257, being 48.00 feet left of centerline station 656+75.45 of said route;

Thence N 75° 42' 00" W, leaving said right-of-way, across grantor's tract, a distance of 39.41 feet to a point in the westerly line of a 20 foot wide Columbia Gas of Ohio easement;

Thence across and through said City of Columbus tract, with the westerly line of said easement, the following twelve (12) courses and distances:

N 16° 09' 19" E, a distance of 190.91 feet to a point;
N 03° 14' 36" W, a distance of 53.36 feet to a point;
N 60° 19' 46" W, a distance of 2.30 feet to a point;
N 15° 07' 57" E, a distance of 123.00 feet to a point;
N 15° 03' 22" E, a distance of 165.06 feet to a point;
N 39° 02' 58" W, a distance of 21.01 feet to a point;
S 67° 23' 01" W, a distance of 30.12 feet to a point;
S 21° 20' 31" W, a distance of 82.26 feet to a point;
S 89° 51' 37" W, a distance of 34.86 feet to a point;
N 89° 07' 57" W, a distance of 33.39 feet to a point;
S 70° 00' 35" W, a distance of 45.25 feet to a point;
S 39° 09' 16" W, a distance of 6.65 feet to a point being the True Point Of Beginning;

S 13° 44' 28" W, a distance of 30.06 feet to a point;
S 13° 51' 20" W, a distance of 33.08 feet to a point;
S 51° 32' 27" W, a distance of 24.40 feet to a point;
N 60° 51' 10" W, a distance of 22.14 feet to a point;
N 39° 09' 16" E, a distance of 10.15 feet to a point;
S 60° 51' 10" E, a distance of 13.68 feet to a point;
N 51° 32' 27" E, a distance of 14.29 feet to a point;
N 13° 51' 20" E, a distance of 38.66 feet to a point;
N 39° 09' 16" E, a distance of 23.30 feet to the True Point Of Beginning, and **containing 881.57 square feet** of land, more or less.

This description is based upon a survey performed by Hockaden & Associates in March 2005, with the bearings based upon the right-of-way plans for S.H. 558 Sec. B(P.T.) Del-257-085 (Delaware County) on file with the State of Ohio Department of Transportation.

Hockaden & Associates, Inc.

EASEMENT NO. 2

Situated in the State of Ohio, County of Delaware, Township of Liberty, and being part of U.S.M.L., Range 9, Township 3, Section 3, and being out of a 70.30 acre tract as conveyed to the City of Columbus by deed of record in Deed Book 248, Page 110, and being more particularly described as follows, (all deeds are referenced to the Delaware County Recorder's Office, Delaware County, Ohio):

Beginning for reference in the westerly right-of-way line of State Route 257, being 48.00 feet left of centerline station 656+75.45 of said route;

Thence N 75° 42' 00" W, leaving said right-of-way, across grantor's tract, a distance of 39.41 feet to a point in the westerly line of a 20 foot wide Columbia Gas of Ohio easement;

Thence across and through said City of Columbus tract, with the westerly line of said easement, the following twenty-one (21) courses and distances:

N 16° 09' 19" E, a distance of 190.91 feet to a point;
N 03° 14' 36" W, a distance of 53.36 feet to a point;
N 60° 19' 46" W, a distance of 2.30 feet to a point;
N 15° 07' 57" E, a distance of 123.00 feet to a point;
N 15° 03' 22" E, a distance of 165.06 feet to a point;
N 39° 02' 58" W, a distance of 21.01 feet to a point;
S 67° 23' 01" W, a distance of 30.12 feet to a point;

S 21° 20' 31" W, a distance of 82.26 feet to a point;
S 89° 51' 37" W, a distance of 34.86 feet to a point;
N 89° 07' 57" W, a distance of 33.39 feet to a point;
S 70° 00' 35" W, a distance of 45.25 feet to a point;
S 39° 09' 16" W, a distance of 6.65 feet to a point in an easterly line of a 10 foot wide Columbia Gas of Ohio easement;

Thence across and through said City of Columbus tract, with the westerly line of said 10 foot easement, the following nine (9) courses and distances:

S 13° 44' 28" W, a distance of 30.06 feet to a point;
S 13° 51' 20" W, a distance of 33.08 feet to a point;
S 51° 32' 27" W, a distance of 24.40 feet to a point;
N 60° 51' 10" W, a distance of 22.14 feet to a point;
N 60° 51' 10" W, a distance of 20.31 feet to a point being the True Point Of Beginning;

N 60° 51' 10" W, a distance of 102.77 feet to a point;
S 53° 21' 40" W, a distance of 184.61 feet to a point;
N 36° 38' 20" W, a distance of 10.00 feet to a point;
N 53° 21' 40" E, a distance of 191.08 feet to a point;
S 60° 51' 10" E, a distance of 111.01 feet to a point in a westerly line of said 20 foot wide Columbia Gas of Ohio easement;

S 39° 09' 16" W, with said 20 foot easement a distance of 10.15 feet to the True Point Of Beginning, and containing **2947.36 square feet** of land, more or less.

This description is based upon a survey performed by Hockaden & Associates in March 2005, with the bearings based upon the right-of-way plans for S.H. 558 Sec. B(P.T.) Del-257-085 (Delaware County) on file with the State of Ohio Department of Transportation.

Hockaden & Associates, Inc.

Prior Instrument Reference: D.B. Vol. 248, Pg. 110,
Recorder's Office, Delaware County, Ohio.

Section 2. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (*Land Review Commission*) and Section 329.29 (*competitive bidding*) to the extent that they may apply to this transaction with regards to this ordinance only.

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

Legislation Number: 1145-2005

Drafting Date: 06/15/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This legislation authorizes the Public Service Director to enter into a contract with American Pavements, Incorporated, in an amount up to \$459,191.28 for the Slurry Seal 2005 Improvement project and to pay associated construction inspection costs up to \$36,735.30 for the Transportation Division. This improvement details the application of type two asphalt emulsion slurry seal to residential streets in order to extend pavement life. The estimated Notice to Proceed date is July 15, 2005. The contractor has been given 120 days to complete the construction of the project. The project was let by the Transportation Division and was advertised in the City Bulletin, Dodge Reports and by the Builders Exchange. Two bidders/suppliers were solicited (two majority, zero minority) and two bids were received (two majority, zero minority)

and tabulated on May 27, 2005, as follows:

Vendor / Amount Bid

American Pavements, Incorporated / \$459,191.28
Strawser, Incorporated / \$484,599.04

It is recommended that award of the contract be made to American Pavements, Incorporated, contract compliance #31-1409601 (expires January 29, 2006), as the lowest, best, most responsive, and most responsible bidder.

Fiscal Impact: This expenditure is budgeted within the Transportation Division's 2004 Capital Improvement Budget in the 1995, 1999 Voted Streets and Highways Fund in the Resurfacing project. This ordinance transfers \$495,911.32 between projects within this Fund as required. The existing balance within the Resurfacing project (before this transfer) is \$15.26.

Emergency action is requested to allow the contractor to commence work by the July 15, 2005, Notice to Proceed date and to assure completion of the contract this construction season.

Title

To authorize the City Auditor to transfer \$495,911.32 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to enter into a contract for the Transportation Division with American Pavements, Incorporated, for construction of the Slurry Seal 2005 Improvement project; to authorize the expenditure of \$495,926.58 from the 1995, 1999 Voted Streets and Highways Fund for the Transportation Division, and to declare an emergency. (\$495,926.58)

Body

WHEREAS, bids were received on May 26, 2005, and tabulated on May 27, 2005, for the Slurry Seal 2005 project and a satisfactory bid has been received; and

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

WHEREAS, it is necessary to authorize the transfer of funds between projects for this project to proceed; and

WHEREAS, an emergency exists in the usual daily operation of the Transportation Division in that the contract should be awarded immediately so that the work may proceed without delay, 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 of \$495,911.32 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

530010 / Krumm Park / 06/6600 / 644385 / \$149,497.50
530021 / Urban Infrastructure / 06/6600 / 644385 / \$51,447.33
530302 / Affordable Housing / 06/6600 / 644385 / \$16,200.00
530303 / Columbus Housing Initiative / 06/6600 / 644385 / \$17.00
530801 / Downtown Streetscape Improvements / 06/6600 / 644385 / \$138,006.00
540008 / Sign Upgradings/Streetname Signs / 06/6600 / 644385 / \$8.62
590127 / Spring Sandusky Interchange - OTMP / 06/6600 / 644385 / \$140,734.87

Total Transfer From: \$495,911.32

TRANSFER TO:

Project Number / Project / Object Level 01/03 Codes / OCA Code / Amount
530282 / Resurfacing / 06/6631/ 644385 / \$495,911.32

Total Transfer To: \$495,911.32

SECTION 2. That the Public Service Director be and is hereby authorized to enter into a contract with American Pavements, Incorporated, 7475 Montgomery Drive, Plain City, Ohio 43064 for the construction of Slurry Seal 2005 Improvement project in the amount of \$459,191.28, for the Transportation Division in accordance with the specifications and plans on file in the office of the Public Service Director, which are hereby approved; and to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$36,735.30.

SECTION 3. That for the purpose of paying the cost of the contract and inspection the sum of \$495,926.58, or so much thereof as may be needed, be and hereby is authorized to be expended from Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department 59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6631, OCA Code 644385 and project 530282.

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: 1149-2005

Drafting Date: 06/15/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV05-023

APPLICANT: Albert Dowden; c/o Therese Rubadue; 855 South Sunbury Road; Westerville, Ohio 43081.

PROPOSED USE: To conform an existing single-family dwelling in the M, Manufacturing District.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This variance will allow an existing single-family dwelling to be conforming in the M, Manufacturing District. A Council variance is necessary in that single-family dwellings are prohibited in the M, Manufacturing District. A hardship exists in that the lending institution will only finance a conforming use in the district, and the owners cannot preserve the building without additional financing.

Title

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).

Body

WHEREAS, by application No. CV05-023, the owner of property at **1280 WILLIAMS ROAD (43207)**, is requesting a Council variance to permit an existing single-family dwelling in the M, Manufacturing District; and

WHEREAS, Section 3363.01, M-manufacturing district, prohibits single-family dwelling use, while the applicant proposes to make an existing single-family dwelling a conforming use on the property; and

WHEREAS, City Departments recommend approval and note a hardship exists because the lending institution will not finance this existing non-conforming 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 **1280 WILLIAMS ROAD (43207)**, 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 3363.01, M-manufacturing district, is hereby granted for the property located at **1280 WILLIAMS ROAD (43207)**, insofar that said section prohibits a single-family dwelling in the M, Manufacturing District; said property being more particularly described as follows:

1280 WILLIAMS ROAD (43207), being 0.50± acres located on the north side of Williams Road , directly north of the intersection of Williams Road and Lockbourne Industrial Parkway, being more particularly described as follows:

LEGAL DESCRIPTION FOR PARCEL 010-112414-00

DAVID WILLIAMS RD
.5ACRES 83X24FT R22
T.4S.11
010-O054E-062-00

Being part of Sec. 11 of Township 4, Range 22, Congress Lands, being part of Lot No. 2 as per plat of Partition made by W.W. Pollard, November 9, 1850.

Beginning 125 feet west of the southwest corner of a parcel of land which Ross Davis and Nettie his wife deeded to William C. Miller on Nov. 20, 1918 recorded in Deed Book 626, page 471;

Thence West 83 feet on Williams Road;

Thence North 264 feet parallel with Clickinger Road

Thence East 83 feet parallel with Williams Road;

Thence South 264 feet parallel with Clickinger Road to the place of beginning, containing ½ acre 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 a single-family dwelling, or those uses permitted in the M, Manufacturing District.

SECTION 3. That this ordinance is further conditioned upon compliance with R-3 Residential District standards for any additions to the existing structures, the construction of any accessory structures, or the reconstruction of any structures.

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

Legislation Number: 1150-2005

Drafting Date: 06/15/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV05-026

APPLICANT: Brian Humble; 1240 Williams Road; Columbus, Ohio 43207.

PROPOSED USE: To conform an existing single-family dwelling in the M, Manufacturing District.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This variance will allow an existing single-family dwelling to be conforming in the M, Manufacturing District. A Council variance is necessary in that single-family dwellings are prohibited in the M, Manufacturing District. A hardship exists in that the lending institution will only finance a conforming use in the district, and the owners cannot preserve the building without additional financing.

Title

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).

Body

WHEREAS, by application No. CV05-026, the owner of property at **1240 WILLIAMS ROAD (43207)**, is requesting a Council variance to permit an existing single-family dwelling in the M, Manufacturing District; and

WHEREAS, Section 3363.01, M-manufacturing district, prohibits single-family dwelling use, while the applicant proposes to make an existing single-family dwelling a conforming use on the property; and

WHEREAS, City Departments recommend approval and note a hardship exists because the lending institution will not finance this existing non-conforming 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 **1240 WILLIAMS ROAD (43207)**, 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 3363.01, M-manufacturing district, is hereby granted for the property located at **1240 WILLIAMS ROAD (43207)**, insofar that said section prohibits a single-family dwelling in the M, Manufacturing District; said property being more particularly described as follows:

1240 WILLIAMS ROAD (43207), being 0.38± acres located on the north side of Williams Road, located on the north side of Williams Road, 120± feet west of the intersection of Williams Road and Lockbourne Industrial Parkway, being

more particularly described as follows:

Legal Description: Situated in Ohio, County of Franklin, City of Columbus, Being 0.382 Acres in part of Southwest Quarter of Section 11 Township 4 Range 22 Mathew's survey of Congress Lands.

Beginning at the Southwest corner of said 0.382 acre tract at a point in the center of Williams Rd, said point being 1048.42 feet, measured along the center of Williams Rd. from the intersection of Lockbourne and Williams Roads.

Thence N. 5 degrees 16' E., along the west line of said 0.382 acres, a distance of 264' to an iron pin;

Thence S. 85 degrees 00' E., and parallel to Williams Rd. a distance of 63 feet to an iron pin;

Thence W. 5 degrees 16' W., and parallel to the west line, a distance of 264.0 feet to a point in the center of Williams Rd.

Thence N. 85 degrees 00' W., along the center of said road a distance of 63.0 feet to the place of beginning, containing 0.382 acres.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a single-family dwelling, or those uses permitted in the M, Manufacturing District.

SECTION 3. That this ordinance is further conditioned upon compliance with R-3 Residential District standards for any additions to the existing structures, the construction of any accessory structures, or the reconstruction of any structures.

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

Legislation Number: 1153-2005

Drafting Date: 06/16/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Finance to enter into contract with Mythics Corporation for the purchase of Oracle licenses for the Division of Sewerage and Drainage.

The Division of Sewerage and Drainage has been implementing an asset management program, Enterprise Asset Management program (EAM) formerly Synergen. Oracle is needed to run the Enterprise Asset Management program (EAM). EAM will migrate various programs in use by the Division of Sewerage and Drainage that includes maintenance, inventory, customer service and EPA reporting. A target date of June 30, 2005 was set to bring the program on-line. Therefore the purchase must be accomplished as soon as possible.

There is insufficient time to conduct formal bids. However, in accordance with ordinance number 582-87, passed March 30, 1987, the City has the authority to buy from State of Ohio, Department of Administrative Services Cooperative Contracts without complying with formal competitive bidding requirements. There exists a State Contract for Oracle software licenses. The Division of Sewerage and Drainage solicited bids from the three (3) Oracle license resellers that currently hold a State of Ohio, State Term Contract: Mythics Corporation 1439 North Great Neck Road Virginia Beach VA 23454, DLT Solutions PO Box 758745 Baltimore MD 21275 and Oracle Corporation PO Box 71028 Chicago, IL 60694. The bids were as follows:

Mythics Corporation \$110,004.76
Oracle Corporation: \$130,868.72
DLT Solutions: \$135,376.86

SUPPLIER: Mythics Corporation (54-1987871)

FISCAL IMPACT: \$110,004.76 is needed for the purchase of the necessary licenses.

Emergency legislation is being requested so that the licenses can be purchased and there is not any interruption in the implementation of the Enterprise Asset Management program.

Title

To authorize the Director of Finance to establish a purchase order with Mythics Corporation for the purchase of Oracle licenses for the Enterprise Asset Management program for the Division of Sewerage and Drainage, to authorize the expenditure of \$110,004.76 from the Sewerage System Operating Fund, and to declare an emergency. (\$110,004.76

Body

WHEREAS, the Division of Sewerage and Drainage is implementing an Enterprise Asset Management (EMA) program to be used throughout the Division of Sewerage and Drainage for integration of various programs including maintenance, inventory, customer service and EPA reporting, and

WHEREAS, a target date of June 30, 2005 was set by the Division of Sewerage and Drainage to go on line with the new program, and

WHEREAS, Oracle is needed to run the EAM application therefore it is necessary to purchase the necessary licenses for the Oracle application, and

WHEREAS, Oracle negotiates the deepest discounts with its major customers and Mythics Corporation and DLT Solutions are Oracle major customers, and

WHEREAS, the Division of Sewerage and Drainage solicited three (3) quotes from Oracle and the above two resellers and

WHEREAS, in accordance with Ordinance number 582-87, passed March 30, 1987 the City is authorized to purchase from State of Ohio Cooperative contracts when it is in the best interests of the City without complying with formal competitive bid requirements; and

WHEREAS, because the resellers hold a State of Ohio, State Term Schedule contract and those suppliers above are the suppliers able to give the pricing with the deepest discounts, the Division of Sewerage and Drainage does not anticipate that the City of Columbus would obtain better pricing and is recommending an award be made to the lowest bidder, Mythics Corporation, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to enter into a purchase order for Oracle licenses so that the licenses can be purchased and there is not any interruption in the implementation of the Enterprise Asset Management program with Mythics Corporation 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 Finance be and is hereby authorized to establish a purchase order with Mythics Corporation for the purchase of Oracle Licenses for the Division of Sewerage and Drainage, in accordance with the State of Ohio Cooperative Schedule # 533207-0 and Ordinance 582-87 regarding the State of Ohio Cooperative Purchasing Program, passed March 30, 1987.

Section 2. That the expenditure of \$110,004.76 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650, OCA 605998, Object Level 1: 03, Object Level 03: 3358.

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

Legislation Number: 1158-2005

Drafting Date: 06/16/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND:

This legislation authorizes the Director of Public Utilities to modify contracts with Concrete Restoration Specialist, LLC and Prime Engineering & Architecture, Inc. in connection with the Sanitary System Rehabilitation - Clinton No. 2 Aerial Sewer Support Project. This legislation will additionally amend the 2004 Capital Improvements Budget for purposes of increasing the budget authority that is necessary to accommodate these proposed contract modifications using Voted Bond Funds.

The purpose of this project was to rehabilitate the concrete piers that support an aerial section of the Clinton No. 2 Trunk Sewer that is located within the Old Beechwold neighborhood which is situated in the Clintonville community. During the rehabilitation contract, it was determined that the concrete piers were deteriorated much worse than expected, and that alternative support piers and footings were required.

2. CONSTRUCTION CONTRACT MODIFICATION:

a. Name, Location and Status of Companies Submitting a bid for the Original Contract

The following companies responded to the advertised Request for Bids for the Contract:

Concrete Restoration Specialist, LLC| Sharon Center, Ohio| Majority Firm
Western Waterproofing Company| Broadview Heights, Ohio| Female Firm

b. Firm Awarded the Contract; Contract Number

Concrete Restoration Specialist, LLC| EL005101

c. Contract History

Original Contract: \$334,400.00 (EL005101 - February 10, 2005)

The Contract provided for the rehabilitation of the concrete piers that support an aerial portion of the Clintonville No. 2 Trunk Sewer that is located in a ravine that crosses Clintonville's, Old Beechwold neighborhood.

The original Contract amount of \$334,400.00 included a 10% contingency amount of \$30,400.00. The contingency portion of the contract will be utilized for the additional work covered within Contract Modification No. 1 authorized by this ordinance.

d. Proposed Modification:

Modification No. 1: \$29,190.00

The amount requested under this ordinance is \$29,190.00; an amount that is approximately 8.7% of the original construction cost.

The concrete support piers for the subject project could not be rehabilitated . The condition of the concrete on the upper portion of the piers and pipe saddles was so poor, that rehabilitation using shotcrete was not possible. When the contractor began removal of bad material, all of the concrete in the pipe saddles and the upper 3-4 feet of each pier had to be removed to reach sound material. The additional funding requested by this ordinance is an amount estimated to be sufficient for the cost of known additional work.

e. Future Needs: There is no further work planned for under this contract.

f. Updated Timeline for Contract Completion: This contract work began in late spring of this year, and the additional concrete structure work covered within this modification should be completed by late fall of this year. The proposed relining; manhole rehabilitation; and paint system application for the cast iron pipe and metal pipe supports is anticipated to occur in 2006.

g. Why the Work Was Not Anticipated: Under the existing contract, the concrete support piers were to be rehabilitated by removing the deficient concrete that was only anticipated to include minimal surface removal. However, the contractor ended up removing a larger percentage of the existing structure than was feasible to remove. It was determined that alternative methods of ensuring the aerial sewer was sufficiently supported were required. These alternate methods are being accomplished as a part of the professional engineering services contract modification being requested within this ordinance.

h. Why the Work of This Modification Cannot Be Bid: It is not deemed either feasible or reasonable to suspend work with the entity currently under contract, and undertake continuation of the work under a new procurement. The process for initiating a new procurement would likely cause an additional and lengthy delay in project completion at additional cost, with no benefit to the City. It was determined imperative that alternative methods for sufficiently supporting the aerial sewer are identified and constructed, pursuant to ensuring the continued operation of the Clinton No. 2 Trunk Sewer that provides vital sanitary sewer service to a large portion of north Clintonville and portions of the City of Worthington.

i. CONTRACT COST SUMMARY

Original Contract	\$	334,400.00
Modification No. 1	\$	29,190.00
CONTRACT TOTAL	\$	363,590.00

3. PROFESSIONAL ENGINEERING SERVICES CONTRACT MODIFICATION:

a. Name, Location, and Status of Firms Submitting an RFP for the Original Contract:

The following companies responded to the Request for Proposals:
Prime Engineering & Architecture| Columbus, Ohio| Asian Firm
BBS Corporation| Columbus Ohio| Majority Firm
Jones & Stuckey| Columbus Ohio| Majority Firm

b. Firm Awarded the Contract: Contract Number:
Prime Engineering and Architecture, EL002551 (August 6, 2002)

c. Work Performed to Date:
The design consultant, Prime Engineering and Architecture has performed all of the work within the original contract for the rehabilitation of the subject project.

ORIGINAL CONTRACT: \$49,743.11 (EL002551 - August 6, 2002)

PROPOSED MODIFICATION NO. 1: \$68,192.58

This Modification provides: 1) design of replacement piers 2) sewer cleaning and television inspection services for design purposes and evaluation of the sewer condition. 3) Inspect both manholes on either end of the aerial sewer and evaluate their condition. 4) Determination of a method to line the aerial sewer and rehabilitate the two end manholes. 5) Design a replacement for the security fences at either end of the sewer. This includes an evaluation of an aesthetically pleasing fence or other type of barrier to discourage access, including recommended warning signage. 6) A brief letter design report including construction alternatives along with the recommended rehabilitation method of the pipe and manholes, paint system for the pipe and metal supports, new safety barriers and safety signage. 7) Detailed construction drawings, maintenance of traffic plan, supplemental specifications, bid documents, engineering services during construction, and the preparation of record plan drawings.

d. Work to Be Performed During any Future Phasing of the Contract:

The Division does not anticipate any future additions to the contracted scope of services beyond this Contract Modification No. 1.

e. Updated Timeline for Contract Completion:

Prime Engineering and Architecture has completed the additional design work required for the replacement piers and footings. The engineering services related to the pipe and manhole rehabilitation; paint protection system and other associated design items will be performed during the remainder of 2005, pursuant to procuring the construction services in 2006.

f. Why the Work Was Not Anticipated:

This modification provides funding for work that was realized to be necessary during construction. In any construction project, especially a project for renovation of existing facilities, changes to contract work are expected.

g. Why the work of this modification cannot be bid

The funding provided by this contract modification is for continuation of the existing work of the contract. It is not deemed either feasible or reasonable to suspend work with the entity currently under contract, and undertake continuation of the work under a new procurement. The lengthy process for initiating a new procurement, and for a new entity to gain understanding of the project, would likely cause an unacceptable project delay and additional cost.

h. Contract Cost Summary

Original Contract	\$ 49,743.11
Proposed Modification No. 1	\$ 68,192.58
CURRENT PROPOSED TOTAL	\$ 117,935.69

TitleTo authorize the Director of Public Utilities to execute contract modifications with Concrete Restoration Specialist LLC for construction services and Prime Engineering and Architecture for professional engineering services in connection with the Sanitary System Rehabilitation, Clinton No. 2 Aerial Sewer Support Project; to authorize the transfer and expenditure of \$97,382.58 from within the Voted Sanitary Bond Fund; to authorize an amendment to the 2004 Capital Improvements Budget, for the Division of Sewerage and Drainage; and to declare an emergency.

BodyWHEREAS, Contract No. EL002551 was authorized by Ordinance No. 0894-2002, as passed by Columbus City Council on June 17, 2002 for purposes of authorizing the Director of Public Utilities to enter a professional engineering services contract with Prime Engineering and Architecture, Inc. for the Sanitary System Rehabilitation - Clinton No. 2 Aerial Sewer Support Project; and

WHEREAS, Contract No. EL005101 was authorized by Ordinance No. 2068-2004, as passed by Columbus City Council on January 10, 2005, for purposes of authorizing the Director of Public Utilities to enter a construction contract with Concrete Restoration Specialist, Inc., in connection with the aforementioned project; and

WHEREAS, The Division of Sewerage and Drainage engineering personnel have determined it necessary to modify the contract with Concrete Restoration Specialist, Inc. in order to provide for additional work needed for the successful completion of the Sanitary System Rehabilitation - Clinton No. 2 Aerial Sewer Support Project; and

WHEREAS, The Division of Sewerage and Drainage engineering personnel have further determined it necessary to modify the professional engineering services contract with Prime Engineering and Architecture in order to provide the additional engineering services that are needed in connection with the project construction performed under the separate contract with the Concrete Restoration Specialist, LLC, as referenced above; and

WHEREAS, it is immediately necessary to amend the 2004 Capital Improvements Budget to provide sufficient authority for increasing a capital project account; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary for this Council to authorize the modification of contracts with Concrete Restoration Specialist, Inc. and Prime Engineering and Architecture, Inc., which is necessary to successfully complete the Sanitary System Rehabilitation - Clinton No. 2 Aerial Sewer Support Project, in order to ensure the continued operation of this vital sanitary sewer infrastructure; for the immediate preservation of the public health, peace, property, and safety; now, therefore,

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

Section 1. That the City Auditor is hereby authorized and directed to transfer \$97,382.58 from within the Voted Sanitary Bond Fund No. 663, for the Division of Sewerage and Drainage as follows:

FROM:

650316-SWWTP Incinerator Facility - \$97,382.58

TO:

650404-Sanitary System Rehab.-Clinton No. 3 Trunk - \$97,382.58

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

Section 3. That the Director of Public Utilities be, and hereby is, authorized to execute a construction contract modification in the amount of \$29,190.00 with Concrete Restoration Specialist, LLC, P.O. Box 283, Sharon Center, Ohio 44274 for construction of the Sanitary System Rehabilitation, Clinton No. 2 Aerial Sewer Support Project, in order to provide for additional work in accordance with the terms and conditions as shown in the Modification on file in the Sewer System Engineering Section of the Division of Sewerage and Drainage.

Section 4. That the Director of Public Utilities be and hereby is authorized to execute a contract modification for professional engineering services in the amount of \$68,192.58, with Prime Engineering and Architecture, 470 Olde Worthington Road, Suite 325, Columbus, Ohio 43082, for the Sanitary System Rehabilitation, Clinton No. 2 Aerial Sewer Support Project in accordance with the terms and conditions as shown in the modification agreement on file in the Sewer System Engineering Section of the Division of Sewerage and Drainage.

Section 5. That for the purpose of paying the cost of the construction contract modification and the professional engineering services contract modification, the expenditure of \$97,382.58, or as much thereof as may be needed, is hereby authorized as follows from the Voted Sanitary Bond Fund No. 663| Division No. 60-05| Sanitary System Rehab.-Clinton

No. 3 Trunk Project No. 650404| OCA Code 663404:
Concrete Restoration Specialist LLC| Obj. Level 6630| \$29,190.00
Prime Architecture & Engineering, Inc.| Obj. Level 6676| \$68,192.58

Section 6. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, to provide sufficient budget authority for the project costs covered within the aforementioned contract modifications:

CURRENT:

Project 650404| San. Sys. Rehab.-Clinton No. 3 Trunk. - \$0.00 (Fund 663 Carryover)

AMENDED TO:

Project 650404| San. Sys. Rehab.-Clinton No. 3 Trunk. - \$97,383.00 (Fund 663 Carryover)

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 is the Mayor neither approves nor vetoes the same.

Legislation Number: 1160-2005

Drafting Date: 06/16/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a contract to replace and upgrade the existing underground street lighting system on Alum Creek Drive between Main Street and Livingston Avenue due to age and material failure. This legislation also authorizes a transfer of funds within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund and an amendment to the 2004 Capital Improvements Budget.

The bid solicitation, SA01636, was advertised in the City Bulletin and five bids were received and opened by the Director of Public Utilities on May 25, 2005, as follows:

M.P. Dory Company (MAJ) \$102,893.70
Complete General Construction Co. (MAJ) \$108,811.50
U.S. Utility Contractor Co. (FBE) \$112,075.25
Miller Cable Company (MAJ) \$119,962.50
Jess Howard Electric (MAJ) \$122,863.65

The bids have been evaluated and an award is recommended to M. P. Dory Company, as the lowest responsive and responsible bid received. M.P. Dory Company is a majority-owned business enterprise and their contract compliance number is 311115885. Please see attachments to this ordinance for further bid information.

In addition, approval is requested for the expenditure of \$22,638.00 to pay the estimated construction inspection costs to the Transportation Division.

Emergency action is requested in order that the contract may be executed and construction may be completed during the 2005 construction season.

FISCAL IMPACT: There is sufficient funding in the Voted 1995 and 1999 Street Lighting and Electricity Distribution System Improvements Fund. This legislation authorizes the transfer of funds into the appropriate project and an amendment to the 2004 CIB to reflect the transfer as well as an expenditure from the Westerford Village Street Lighting project as authorized by Ordinance 2069-2004.

Title

To amend the 2004 CIB, to authorize the transfer of \$125,531.70 within the Voted Street Lighting and Electricity Distribution Improvements Fund; to authorize the Director of Public Utilities to enter into a contract with M. P. Dory Company to replace and upgrade the existing underground street lighting system on Alum Creek Drive; to authorize payment to the Transportation Division for inspection services provided to the Division of Electricity for said project; to authorize the expenditure of \$125,531.70 from Voted Street Lighting and Electricity Distribution Improvements Fund; and to declare an emergency. (\$125,531.70)

Body

WHEREAS, bids were received and opened by the Director of Public Utilities on May 25, 2005 to replace and upgrade the existing underground street lighting system on Alum Creek Drive between Main Street and Livingston Avenue: and

WHEREAS, M. P. Dory Company submitted the lowest responsive and responsible bid for the installation of said street lighting improvements; and

WHEREAS, it is necessary to transfer \$125,531.70 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund; 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 for street lighting improvements on Alum Creek Drive so that said improvements may be completed during the 2005 construction season 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 is hereby authorized to enter into a contract with M. P. Dory Company, in the amount of \$102,893.70, and to obtain and pay for the services of the Transportation Division for construction inspection services as may be required for the installation of street lighting improvements on alum Creek Drive between main Street and Livingston Avenue.

SECTION 2. That the 2004 Capital Improvements Budget is hereby amended as follows in order to provide sufficient budget authority for the installation of street lighting improvements on Alum Creek Drive:

DIVISION OF ELECTRICITY, DIVISION NO. 60-07

FUND	PROJECT NUMBER	PROJECT NAME	CURRENT CIB	AMENDED CIB
553	670629	Alum Creek Street Lighting	85,800	125,532
553	670628	Thurber Village Street Ltg.	193,050	152,811
553	670630	Westerford Village	0	507

SECTION 3. That the City Auditor is hereby authorized to transfer \$125,531.70 within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund 553, Division No. 60-07, as follows:

FROM:

PROJECT NUMBER	PROJECT NAME	OCA CODE	OBJECT LEVEL 3	AMOUNT
670628	Thurber Village Street Ltg.	670628	6625	40,238.01
670630	Westerford Village	670630	6625	85,293.69

TO:

PROJECT NUMBER	PROJECT NAME	OCA CODE	OBJECT LEVEL 3	AMOUNT
670629	Alum Creek Street Lighting	670629	6625	125,531.70

SECTION 4. That to pay the cost of the aforesaid contract and expenses, the expenditure of \$125,531.70, or so much thereof as may be needed, be and is hereby authorized from Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund 553, Division No. 60-07, Alum Creek Street Lighting Project 670629, OCA 670629, Object Level Three 6625.

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: 1161-2005

Drafting Date: 06/16/2005

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

Rezoning Application Z05-017

APPLICANT: Church on the Lane Antique and Gift Shop, Inc.; c/o C. Bernard Brush, Atty.; 5530 Columbia Road, S.W.; Pataskala, Ohio 43062.

PROPOSED USE: Commercial development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (6-0) on June 9, 2005.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The proposed CPD, Commercial Planned Development District, would permit use of a former gasoline service station building for limited commercial uses and allow for future development of the site consistent with the established zoning and development patterns of the area. The 0.83± acre site is developed with a vacant service station that has been zoned in the R, Rural District since it was annexed into the City in 1998. The applicant is requesting the CPD, Commercial Planned Development District, to bring the existing development into conformance with zoning and to provide additional options for future development.

Title

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)

Body

WHEREAS, application #Z05-017 is on file with the Building Services Division of the Department of Development requesting rezoning of 0.83± acres from the R, Rural District to CPD, Commercial Planned Development District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested CPD, Commercial Planned Development District, would permit use of a former gasoline service station building for limited commercial uses and allow for future development of the site consistent with the established zoning and development patterns of the area and the 0.83± acre site is developed with a vacant service station that has been zoned in the R, Rural District since it was annexed into the City in 1998. The applicant is requesting the CPD, Commercial Planned Development District, to bring the existing development into conformance with zoning and to provide additional options for future 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:

868 WEST LANE AVENUE (43221), being 0.83± acres located at the northeast corner of West Lane Avenue and Kenny Road, and being more particularly described as follows:

O.825 ACRE BOUNDARY DESCRIPTION

Situated in the State of Ohio, County of Franklin, City of Columbus, being a part of Quarter Township 3, Township 1 North, Range 18 West, United States Military Lands, also being all of Lot Numbers 3, 4, 7 and 8, and a portion of Lot Numbers 5 and 6 of the Second Wood-Brown Co. Addition, as the same are numbered and delineated upon the recorded plat there in Plat Book 5, Page 247, and a portion of original West Lane Avenue as vacated in Road Record Number 18, Page 344, Franklin County Engineer's Office, Columbus, Ohio, and also being the lands conveyed to Church On The Lane Antique And Gift Shop, Inc. in Deed Volume 1616, Page 46 and Deed Volume 2457, Page 310 and all of the lands conveyed as Tract 17 to Equilon Enterprises LLC in Instrument Number 200101250016276, all references herein cited being to the records of the Franklin County Recorder's Office, Columbus, Ohio, and being more particularly bounded and described as follows:

Beginning at a 5/8 inch solid iron pin found at the southwesterly corner of Lot Number 2 of said Second Wood-Brown Co. Addition and the southeasterly corner of said Lot Number 3, and at the southwesterly corner of lands conveyed as Parcel 1 to Loren S. Legg and Helen L. Detrick in Instrument Number 199802040025986, and said iron pin also being on the easterly line of said Equilon Enterprises LLC lands and the original northerly line of said vacated portion of West Lane Avenue, and said iron pin found being the true point of beginning of the parcel herein described:

Thence S. 22 degrees 21' 30" E. leaving said original northerly line of the vacated portion of West Lane Avenue and along said easterly line of the Equilon Enterprises LLC lands, and crossing said vacated portion of West Lane Avenue, a distance of 33.03 feet to a point in asphalt on the original centerline and southerly line of said vacated portion of West Lane Avenue, said original centerline now being the existing northerly line of West Lane Avenue (variable right-of-way width), and at the southeasterly corner of said Equilon Enterprises LLC lands:

Thence N. 87 degrees 38' 30" W. along said original centerline and southerly line of said vacated portion of West Lane Avenue and said existing northerly line of West Lane Avenue, and along the southerly line of said Equilon Enterprises LLC lands, a distance of 82.58 feet to a point at the southwesterly corner of said Equilon Enterprises LLC lands:

Thence N. 22 degrees 21' 30" W. leaving said original centerline and southerly line of said vacated portion of West Lane Avenue, and along said existing northerly line of West Lane Avenue and the westerly line of said Equilon Enterprises LLC lands, and crossing said vacated portion of West Lane Avenue, a distance of 33.03 feet to a point in asphalt on said original northerly line of the vacated portion of West Lane Avenue, and at the southwesterly corner of said Lot Number 4 and the southeasterly corner of said Lot Number 5;

Thence N. 87 degrees 38' 30" W. along said existing northerly line of West Lane Avenue and the southerly line of said Lot Numbers 5, 6, 7 and 8, and along the southerly line of said Church On The Lane Antique And Gift Shop, Inc. lands, a distance of 165.16 feet to a point at the intersection of said existing northerly line of West Lane Avenue and the easterly line of Kenny Road (variable right-of-way width), and at the southwesterly corner of said Lot Number 8 and said Church On The Lane Antique And Gift Shop, Inc. lands, and said point is referenced by a ¾ inch hollow iron pin found bent at a bearing of N. 22 degrees 55' 33" W. and a distance of 0.67 feet;

Thence N. 22 degrees 13' 05" W. along said easterly line of Kenny Road, and along the westerly line of said Lot Number 8 and said Church On The Lane Antique And Gift Shop, Inc. lands, a distance of 125.00 feet to a point at the intersection of said easterly line of Kenny Road and the southerly line of Legg Avenue (variable right-of-way width) as indicated in Road Record Number 18, Page 60, Franklin County Engineer's Office, Columbus, Ohio, and at the northwesterly corner of said Lot Number 8 and said Church On The Lane Antique And Gift Shop, Inc. lands;

Thence N. 67 degrees 31' 27" E. along said southerly line of Legg Avenue and the northerly line of said Lot Numbers 8 and 7, and along a northerly line of said Church On The Lane Antique And Gift Shop, Inc. lands, a distance of 75.00 feet to a ¾ inch hollow iron pin found at the northeasterly corner of said Lot Number 7 and the northwesterly corner of said Lot Number 6, and at a northerly corner of said Church On The Lane Antique And Gift Shop, Inc., lands;

Thence N. 84 degrees 49' 58" E. continuing along said southerly line of Legg Avenue and northerly line of said Church On The Lane Antique And Gift Shop, Inc. and crossing said Lot Number 6 and a portion of Lot Number 5, a distance of 68.26 feet to a ¾ inch solid iron pin found at a northeasterly corner of said Lot Number 5 and said Church On The Lane Antique And Gift Shop, Inc. lands;

Thence S. 21 degrees 47' 05" E. continuing along said southerly line of Legg Avenue, and along an easterly line of said Lot Number 5 and said Church On The Lane Antique And Gift Shop, Inc., a distance of 47.05 feet to a point at northeasterly corner of said Lot Number 5 and said Church On The Lane Antique And Gift Shop, Inc. lands;

Thence N. 67 degrees 31' 27" E. continuing along said southerly line of Legg Avenue, and along a northerly line of said Lot Number 5 and the Church On The Lane Antique And Gift Shop, Inc. lands, and along the northerly lines of said Lot Numbers 4 and 3 and the Equilon Enterprises LLC lands, passing a ¾ inch hollow iron pipe found at 10.10 feet at the northeasterly corner of said Lot Number 5 and the northwesterly corner of said Lot Number 4, a total distance of 85.00 feet to a ¾ inch solid pin found at the northeasterly corner of said Lot Number 3 and the northwesterly corner of said Lot Number 2 and at the northeasterly corner of said Equilon Enterprises LLC lands and the northwesterly corner of said Loren S. Legg and Helen L. Detrick Lands;

Thence S. 22 degrees 21' 30" E. leaving said southerly line of Legg Avenue and along the easterly line of said Lot Number 3 and the westerly line of said Lot Number 2, and along the easterly line of said Equilon Enterprises LLC lands and the westerly line of said Loren S. Legg and Helen L. Detrick lands, a distance of 161.70 feet to the true point of beginning of the parcel herein described, containing 0.825 acres, more or less, and subject to all previous easements, restrictions and rights-of-way of record.

The basis of bearings for this description is the centerline of original West Lane Avenue, being N. 87 degrees 38' 30" W. as described in the vacation of part of original West Lane Avenue, of record in Road Record Number 18, Page 344, Franklin County Engineer's Office, Columbus, Ohio

This description was prepared from record information and an actual field survey of the premises conducted in April of 2001.

**Franklin County Auditor's Permanent Parcel Numbers:
010-245536, 010-245534, 010-245535**

Street Address: 868 W. Lane Avenue

To Rezone From: R, Rural 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 plan being titled, "**SITE PLAN**," signed by C. Bernard Brush, attorney for the Applicant, and Donald Schofield, architect for the applicant and dated June 2, 2005; and text titled, "**COMMERCIAL PLANNED DEVELOPMENT TEXT**," signed by C. Bernard Brush, attorney for the Applicant, and dated June 2, 2005, and the text reading as follows:

COMMERCIAL PLANNED DEVELOPMENT TEXT

Proposed District: CPD
Property Address: 868 W. Lane Avenue
Columbus, Ohio 43221
Owners: Church on the Lane Antique and Gift Shop, Inc.
Equilon Enterprises LLC
Applicant: Church on the Lane Antique Gift Shop, Inc.
c/o C. Bernard Brush, Attorney for same
Date of Text: June 2, 2005
Application Number Z05 - 017

1. INTRODUCTION

The subject property is approximately eight-tenths (0.825+/-) acre located at the northeast corner of West Lane Avenue and Kenny Road, being Franklin County Auditor's Parcel Nos.010-245536, 010-245534, and 010-245535. Since 1969, Shell Oil as tenant has operated a gasoline service station on this site with Church on the Lane Antique and Gift Shop, Inc. as owner and landlord of a 0.520 acre parcel (#010-245536) and with Equilon Enterprises, LLC as owner and landlord of a 0.145 acre parcel (#010-245534) and a 0.160 acre parcel (#010-245535). Recently, Shell has removed its pumps and underground tanks and notified the owners that it does not intend to renew its lease when it expires this year. The subject property formerly zoned manufacturing in the township, was annexed into the City of Columbus by Equilon Enterprises LLC (a wholly-owned subsidiary of Shell Oil Company) in July 1998 without a zoning designation, resulting in the current rural district classification. The property surrounding the subject premises is zoned manufacturing directly to the east and on the south side of Legg Ave.(warehouse buildings used for dance lessons) as well as continuing on the east side of Legg Ave. to the railroad tracts (automotive repair shops). Directly to the north and across Legg Ave. from the subject property is the LUCRPD designation along with another rural district parcel (used as a storage yard for building materials). Owners wish to continue the present commercial zoning for this corner to allow for office, retail and highway-oriented businesses, including automobile service stations carryouts, and fast-food business, with development standards that will improve traffic flow at this intersection, promote attractive landscaping and be compatible with surrounding properties by closing one vehicular access to the subject property from Lane Avenue near the intersection with Kenny Road, closing vehicular access from Kenny Road and allowing only one vehicular access (right-in/right-out only) from Lane Avenue, and retaining two vehicular access points from Legg Avenue.

2. PERMITTED USES

All C-4 permitted uses listed in Sections 3351, 3353, 3355 and 3356 of the Columbus City Code, excepting adult and child day care centers, schools as defined in C.C. 3303, dwelling units, veterinarians, pet day care or grooming, crematory, community food pantry, mission/temporary shelters, pawn brokers, astrology, fortune-telling and palm-reading, warehouse clubs and super centers, bowling centers, drive-in motion picture theaters, hotels and motels, hospitals, theaters,

dance companies and dinner theaters, animal shelter, amusement arcade, halfway house, bars, cabarets and night clubs, billboards, and off-site signs, which shall be prohibited. Further, automobile service stations, carryouts, and fast-food business as permitted in the C-5 commercial district in section 3357 of the Columbus City Code, shall be allowed. All development shall be subject to the following development standards and requirements:

3. DEVELOPMENT STANDARDS:

A. Density Lot and/or setback commitments:

1. The parking, maneuvering and loading setback from Legg Ave. shall be 10 feet.
2. Building and Canopy setbacks: Other than the current existing building and canopy located on the site, which shall be allowed to remain on the property for any permitted use herein, canopies would be set back at least 15 feet from Lane Avenue and Kenny Road, and all buildings, including any additions or improvements thereto, would be set back at least 25 feet from Lane Avenue and Kenny Road. The building and canopy setbacks from Legg Avenue shall be 10 feet and the building and canopy set backs along the eastern property line abutting Loren S. Legg and Helen L. Detrick lands shall be in accordance with building standards upon zoning clearance.
3. Height. The height of any building permitted shall not exceed 35 feet.
4. Building size: The maximum total size of all buildings on the property shall not exceed 8,000 square feet.
5. Lot Coverage: Lot coverage, including all paved areas and buildings, shall not exceed 85% of the Property Area.

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

1. Parking Requirements: The parking set back line shall be at least 10 feet from the street right-of-way line.
2. Access: Access to the Property shall be located and limited as shown on the site plan dated June 2, 2005 which allows access only from the existing curb cuts on the northern property line along Legg Avenue and from the south along Lane Avenue (right-in/right-out only) at least 165 feet from Kenny Road, unless the City of Columbus Division of Transportation approves different access locations and/or limitations if the existing building is ever removed, added to, or another building is constructed. The existing curb cuts along Kenny Road and on Lane Avenue nearest Kenny Road shall be closed and landscaped under Section 3(C)(1) herein.

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

1. Surface Parking: Any surface parking lot adjacent to Kenny Road or Lane Avenue shall be screened from Kenny Road or Lane Avenue with a minimum 3 foot high continuous hedge (except at access points), planting hedge, fence, wall, trees or earth mound, or any combination thereof with a minimum opacity of 75%.
2. Miscellaneous Commitments:
 - a. The landscaping required in this section shall count towards satisfying any other landscaping requirements of the Columbus City Code.
 - b. The landscaping required in this section may be satisfied or offset by preserving existing vegetation.
 - c. Landscaping shall be maintained in a healthy state. Any dead material shall be removed and replaced with like materials at the next planting season, or within 6 months, whichever occurs sooner.
 - d. Frontage trees along Lane Avenue, and Kenny Road shall be planted at the rate of one tree per 30 foot of frontage and allowed to be grouped. The minimum size of any trees at installation shall be 2.5 inch caliper for deciduous and 1.5 inch

caliper for ornamental.

D. BUILDING DESIGN AND/OR INTERIOR-EXTERIOR TREATMENT COMMITMENTS:

1. The existing building shall be permitted to continue to be used, maintained or improved by utilizing comparable and compatible materials.
2. Roof top mechanicals: Any roof top mechanicals equipment or other utility equipment shall be screened from view to prevent equipment from being visible from the property line of the parcel. Ground mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping or any fence or wall utilizing comparable and compatible materials as the building materials.

E. DUMPSTERS, LIGHTING OUTDOOR DISPLAY AREAS AND/OR ENVIRONMENTAL COMMITMENTS:

1. Outdoor Display areas:
 - a. In front of any building, four feet in depth and twelve feet in width provided outdoor display on the sidewalk will only be permitted if a 5 foot wide section of sidewalk remains open along the entire length and a 4' x 4' area at each end of any pump island, if installed.
 - b. The maximum height for any outside display area shall be three feet.
 - c. 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.
2. Lighting:
 - a. All external lighting shall be cut-off fixtures (down-lighting) and shall be designed to prevent offsite spillage.
 - b. All external outdoor lighting fixtures to be used shall be from the same or similar manufacture types to insure compatibility.
 - c. Accent lighting shall be permitted provided such light source is concealed.
 - d. Any wall-mounted lighting shall be shielded to prevent offsite spillage.
 - e. Canopy lighting shall be recessed.
 - f. Light poles in the parking lot shall not exceed 25 feet.

F. GRAPHICS AND/OR SIGNAGE COMMITMENTS:

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

4. CPD REQUIREMENTS

A. NATURAL ENVIRONMENT:

The site has already been developed for use as an automobile service station. The existing vegetation shall be located within the parking setbacks and shall be maintained or replaced with suitable or compatible screening materials.

B. EXISTING LAND USE:

Currently, the land use is an existing vacant automobile service station.

C. TRANSPORTATION AND CIRCULATION:

The site is located at the northeast corner of West Lane Avenue and Kenny Road from which vehicular access will be closed along Kenny Road, allowing vehicular access to and from Legg Avenue, and to and from Lane Avenue (right-in/right-out only) at least 165 feet from the western property line bordering Kenny Road.

D. VISUAL FORM OF ENVIRONMENT:

Owners/Applicant intends to continue using the existing building, if at all possible, for the permitted commercial uses. Owners/Applicant may also demolish the existing vacant structure and remove any overgrown landscaping in conjunction with the development of any new commercial structure with new landscaping that would also enhance the visual environment, if upon expiration of current lease with Shell Oil, owners/applicant are unsuccessful in finding a suitable user for the existing building.

E. VIEW AND VISIBILITY:

Repairing, remodeling or upgrading the existing building, together with the installation of new landscaping in the proposed paving set back areas, will assist in attracting the allowed commercial activity back to the Property and will enhance the surrounding neighborhood, which looks depressed because of the current vacancy.

F. PROPOSED DEVELOPMENT:

The proposed permitted commercial uses, including but not limited to, auto service stations, carryouts and fast-food business, will continue in the existing building, or if a new building structure becomes necessary, the improvements will be at least equal in size as the existing service station. No variances for parking will be needed and the existing curb cuts on Legg Avenue and one existing curb cut on Lane Avenue will be utilized.

G. BEHAVIOR PATTERNS:

The permitted commercial uses will not generate any more vehicular and pedestrian traffic than that generated by the previous automobile service station.

H. EMISSIONS:

The site is bordered on the three sides by public streets and manufacturing lots with warehouse buildings along the eastern property line to the east. Odors will be comparable to that already experienced by a motoring public traveling along the public thoroughfares bordering subject property for which there have been no complaints submitted to Code Enforcement. Outside noise from this traffic will continue regardless of the commercial permitted use allowed in this planned text. Trash from any commercial activity will be contained within a dumpster, situated to the satisfaction of the Division of Refuse Collection. Refuse will be dumped between the hours of 8 A.M. and 8 P.M. and will not unduly disturb adjoining properties.

I. MISCELLANEOUS:

Variances being requested are: (1) allowing existing building to remain on the property for any permitted use within the proposed setbacks; (2) any and all additions any improvements thereto or new buildings would request a variance from the 25 foot building setback requirement to only 15 foot canopy setback along Lane Avenue, Kenny Road, and 10 foot building and canopy setbacks from Legg Avenue (northern property line); (3) a variance from the 25 foot building set back, front and side yards, to a 10 foot building and canopy setbacks, front and side yards; and (4) variance from 5-foot high parking lot screening requirement to a 3-foot high continuous or planting hedge, planters, fence, wall or earth mound, or any combination thereof along Lane Avenue, Kenny Road, and Legg Avenue and excepting any curb cuts for access. (C.C.C. Sections 3357.01 (D) (1) and (2); 3357.13 (d); 3361.04(A); 3342.17(a))

The Subject Site shall be developed in general conformance with the site plan. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and engineering plans are completed. Any slight adjustment to the plan shall be reviewed and may be approved by the Director of the Department of Development or his designee upon submission of the appropriate data regarding the proposed adjustment.

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

Legislation Number: 1163-2005

Drafting Date: 06/16/2005

Version: 1161

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Board of Health has a need to make funds available to contract with Columbus Medical Association Foundation. The Columbus Medical Association Foundation is the fiscal agent for the Council on Healthy Mothers and Babies. The Council will assist in developing needs assessment and a plan to meet the needs, work on community engagement activities, and bring in a national consultant to assist the program. The contract period is June 1, 2005 through May 31, 2006.

Emergency action is required to ensure the continued operation of the Healthy Start Program.

FISCAL IMPACT: This contract is entirely funded by a grant from the U.S. Department of Health and Human Services. The program does not generate revenue or require a City match. The monies are budgeted in the 2005 Health Department Grants Fund.

Title

To authorize the Board of Health to enter into a contract with the Columbus Medical Association Foundation to provide needs assessment and consultation services for the Healthy Start grant program; to authorize the expenditure of \$77,139 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency, (77,139)

Body

WHEREAS, funding is available from the U.S. Department of Health and Human Services to contract with the Columbus Medical Association Foundation to provide needs assessment and consultation services for the Healthy Start grant program; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into contracts with the Columbus Medical Association Foundation for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into contract with the Columbus Medical Association Foundation for needs assessment and consultation services for the Healthy Start grant program for the period June 1, 2005 through May 31, 2006.

SECTION 2. That to pay the costs of said contracts, the expenditure of \$77,139 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Health Department, Division 50-01, Grant No. 505017, OCA Code 505017, Object Level One 03, Object Level Three 3337.

SECTION 3. That these contract is awarded in accordance with Sections 329.02 of the Columbus City Code.

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

Legislation Number: 1164-2005

Drafting Date: 06/16/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Board of Health has a need to make funds available to contract with JABR Software. JABR Software will enhance the current appointment system to make it a web based platform. JABR Software will also work with Evaluation Team on screen designs, and ongoing technical support. The contract period is June 1, 2005 through May 31, 2006.

Emergency action is required to ensure the continued operation of the Healthy Start Program.

FISCAL IMPACT: This contract is entirely funded by a grant from the U.S. Department of Health and Human Services. The program does not generate revenue or require a City match. The monies are budgeted in the 2005 Health Department Grants Fund.

Title

To authorize the Board of Health to enter into a contract with JABR Software to enhance the current appointment system for the Healthy Start grant program; to authorize the expenditure of \$33,115 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency, (\$33,115)

Body

WHEREAS, funding is available from the U.S. Department of Health and Human Services to contract with JABR Software to provide appointment system enhancements and ongoing technical support for the Healthy Start grant program; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into contract with JABR Software to ensure the continued operation of the Healthy Start program for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into contract with JABR Software to enhance the current appointment system for the Healthy Start grant program for the period June 1, 2005 through May 31, 2006.

SECTION 2. That to pay the costs of said contract, the expenditure of \$33,115 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Health Department, Division 50-01, Grant No. 505017, OCA Code 505017, Object Level One 03, Object Level Three 3337.

SECTION 3. That this contract is awarded in accordance with Section 329.02 of the Columbus City Code.

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

Legislation Number: 1165-2005

Drafting Date: 06/16/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Board of Health has a need to make funds available to contract with Neighborhood House, Inc., which is a community based, not-for-profit organization. Neighborhood House Inc. will provide outreach and care coordination services to pregnant and parenting women for up to two years in the target areas of South Linden, the Near East and the Near South for the Federal Healthy Start grant program. Neighborhood House will also provide health education classes and a community baby shower for participants. The contract period is June 1, 2005 through May 31, 2006.

Emergency action is required to ensure the continued operation of the Healthy Start Program.

FISCAL IMPACT: This contract is entirely funded by a grant from the U.S. Department of Health and Human Services. The program does not generate revenue or require a City match. The monies are budgeted in the 2005 Health Department Grants Fund.

Title

To authorize the Board of Health to enter into a contract with Neighborhood House Inc. to provide outreach and care coordination for the Healthy Start grant program; to authorize the expenditure of \$94,825 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency, (94,825)

Body

WHEREAS, funding is available from the U.S. Department of Health and Human Services to contract with Neighborhood House Inc., to provide outreach and care coordination for the Healthy Start grant program; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into contract with Neighborhood House Inc. to ensure its continued operation for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into contract with Neighborhood

House Inc. for outreach and care coordination for the Healthy Start grant program for the period June 1, 2005 through May 31, 2006.

SECTION 2. That to pay the costs of said contract, the expenditure of \$94,825 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Health Department, Division 50-01, Grant No. 505017, OCA Code 505017, Object Level One 03, Object Level Three 3337.

SECTION 3. That this contract is awarded in accordance with Section 329.02 of the Columbus City Code.

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

Legislation Number: 1166-2005

Drafting Date: 06/16/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Board of Health has a need to make funds available to contract with Southside Settlement House, which is a community-based, not-for-profit organization. Southside Settlement House will provide outreach and care coordination services to pregnant and parenting women in the target areas of South Linden, the Near East and the Near South for the Federal Healthy Start grant program for up to two years. Southside Settlement House will also host two community forums focusing on improving resident skills to access health care. The contract period is June 1, 2005 through May 31, 2006

Emergency action is required to ensure the continued operation of the Healthy Start Program.

FISCAL IMPACT: This contract is entirely funded by a grant from the U.S. Department of Health and Human Services. The program does not generate revenue or require a City match. The monies are budgeted in the 2005 Health Department Grants Fund.

Title

To authorize the Board of Health to enter into a contract with the Southside Settlement House to provide outreach and care coordination services for the Healthy Start grant program; to authorize the expenditure of \$85,825 from the Health Department Grant Funds to pay the cost thereof, and to declare an emergency. (85,825)

Body

WHEREAS, funding is available from the U.S. Department of Health and Human Services to contract with Southside Settlement House to provide outreach and care coordination services for the Healthy Start grant program; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into contract with Southside Settlement House for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into contract with Southside Settlement House for outreach and care coordination services for the Healthy Start grant program for the period June 1, 2005 through May 31, 2006.

SECTION 2. That to pay the costs of said contract, the expenditure of \$85,825 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Health Department, Division 50-01, Grant No. 505017, OCA Code 505017, Object Level One 03, Object Level Three 3337.

SECTION 3. That this contract is awarded in accordance with Section 329.02 of the Columbus City Code.

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

Legislation Number: 1168-2005

Drafting Date: 06/16/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationThe Mid-Ohio Regional Planning Commission (MORPC) is accepting Ohio Public Works Commission (OPWC) Round 20 applications for the Local Transportation Improvement Program (LTIP) and State Capital Improvement Program through September 12, 2005. OPWC requires that a designated official be authorized to submit said applications and execute project agreements for approved projects. MORPC serves in a staff support capacity to the District Three (Franklin County) Public Works Integrating Committee.

This legislation will authorize the Public Service Director to submit applications and to execute project agreements for approved projects.

Fiscal Impact: Approval of this legislation will provide an opportunity to secure funds for various projects. The approximate available funding to the District Three Public Works Integrating Committee is \$19,016,000.00. Based on population, the City of Columbus' share can be 40%, more or less, of that amount. Funds for the City's share of these programs are included in the 2005 to 2010 Capital Improvement Plan. No financial participation is required at this time. City funds will be approved in the form of design contracts and/or construction contracts that will be submitted for Council's approval.

Emergency action is requested to meet the September 12, 2005, project application submittal deadline.

TitleTo authorize the Public Service Director to submit applications for Round 20 of the Local Transportation Improvement Program and State Capital Improvement Program and to execute project agreement forms for approved projects for the Transportation Division on behalf of the City of Columbus and to declare an emergency. (\$-0-)

Body**WHEREAS**, the Ohio Public Works Commission requires that the City of Columbus designate and authorize officials to submit Round 20 applications and execute project agreements for Local Transportation Improvement and State Capital Improvement Programs; and

WHEREAS, the Transportation Division plans on submitting applications for the following projects:

- Main Street bridge replacement (project total cost \$32,343,253; application amount will be approximately \$5,000,000 to \$13,000,000)
- Roberts Road, IR-270 to Hilliard-Rome Road widening and improvements (project total cost \$10,209,545; application amount will be approximately \$3,000,000 to \$5,000,000)
- Hard Road Phase C, Linworth Road to Olentangy River Road widening and improvements (project total cost \$16,025,712; application amount will be approximately \$4,000,000 to \$7,000,000)

WHEREAS, application amounts are approximate depending upon OPWC scoring criteria; and

WHEREAS, the Transportation Division supports the Franklin County Engineer's Tuttle Parkway project submission as this project will be partially funded by the City; and

WHEREAS, approved applications will require execution within 45 days of notification by the Ohio Public Works Commission; and

WHEREAS, an emergency exists in the usual daily operation of the Transportation Division, Public Service Department, in that it is immediately necessary that the Public Service Director be authorized to submit applications and execute agreements to meet the September 12, 2005, project application submittal 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 Public Service Director be and is hereby authorized to submit applications and execute project agreements with the Ohio Public Works Commission on behalf of the City of Columbus Transportation Division for the Local Transportation Improvement Program and State Capital Improvement Program projects.

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

Legislation Number: 1172-2005

Drafting Date: 06/17/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

Columbia Gas of Ohio, Inc. has requested that the City of Columbus grant certain utility easements so that they may repair and maintain a gas pipeline through that city owned property commonly known as the Hilltop Senior Housing. After investigation, the Recreation and Parks Department determined that the granting of the requested easements will not adversely affect the City and should be granted. The service to be provided by the proposed gas lines will benefit the City and therefore there is no charge for the easement. The following ordinance authorizes the Executive Director of the Recreation and Parks Department to execute those instruments necessary to grant the subject easement in and to that City owned property located in the vicinity of Wilson Road and Sullivant Avenue, and commonly known as the Hilltop Senior Housing, more fully described within the body of this ordinance.

Fiscal Impact: The service to be provided by the proposed gas lines will benefit the City and therefore there is no charge for the easement.

Emergency Justification: Emergency action is requested as not to delay the benefit of gas service to the City of Columbus.

Title

To authorize the Executive Director of the Recreation and Parks Department to execute those documents necessary to grant Columbia Gas of Ohio, Inc. an easement to repair and maintain existing gas lines through that real property known as the Hilltop Senior Housing and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

Body

WHEREAS, Columbia Gas of Ohio, Inc. has existing utility lines through that City owned property known as the Hilltop Senior Housing, and

WHEREAS, Columbia Gas of Ohio, Inc. desires to extend its existing gas lines in order to repair and maintain service pipeline to the aforementioned City owned property; and

WHEREAS, after investigation, the Recreation and Parks Department has determined that the granting of the requested easement will not adversely affect the City, but will benefit it and should be granted at no charge; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize the Executive Director Recreation and Parks Department to execute those instruments, as approved by the Real Estate Division, Department of Law, necessary to grant an easement to Columbia Gas of Ohio, Inc. so as not to delay the resulting benefit to the City, 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 Executive Director of the Recreation and Parks Department be and hereby is authorized to execute those documents, prepared by the Real Estate Division, Department of Law, necessary to grant certain easement rights to Columbia Gas of Ohio, Inc. in, under, across, over, and through the following described real property, to-wit:

Situated in the State of Ohio, County of Franklin, City of Columbus, and being part of Virginia Military Survey Numbers 2442 and 3315, and being a part of Michael L. Sullivant's Subdivision, Plat Book 11, Page 22, Lot Number 12 as conveyed to City of Columbus, Ohio, (Herein referred to as Grantor) in Instrument Number 200004200077484 of the Deed Records of the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Commencing for reference at an iron pin found at the Grantor's southeast corner and the west right-of-way line of Wilson Road (right-of-way varies), thence N 01° 36' 29" W, with said right-of-way and with the Grantor's east property line, for a distance of 357.95 feet to the Point Of Beginning of the easement herein described:

Thence S 79° 44' 36" W, through the Grantor's property, a distance of 2.85 feet to a point;

Thence S 01° 31' 15" E, a distance of 284.98 feet to a point;

Thence S 08° 55' 51" W, a distance of 34.83 feet to a point;

Thence S 01° 04' 34" W, a distance of 35.58 feet to a point;

Thence S 86° 21' 57" W, a distance of 88.43 feet to a point;

Thence S 88° 12' 27" W, a distance of 470.14 feet to a point;

Thence S 01° 47' 32" E, a distance of 166.53 feet to a point;

Thence S 88° 12' 28" W, a distance of 497.02 feet to a point;

Thence N 01° 34' 15" W, a distance of 10.00 feet to a point;

Thence N 88° 12' 28" E, a distance of 486.98 feet to a point;

Thence N 01° 47' 32" W, a distance of 166.53 feet to a point;

Thence N 88° 12' 29" E, a distance of 3.48 feet to a point;

Thence N 06° 31' 25" E, a distance of 63.07 feet to a point;

Thence N 84° 46' 32" E, a distance of 85.54 feet to a point;

Thence N 78° 25' 09" E, a distance of 23.81 feet to a point;

Thence N 24° 37' 00" E, a distance of 19.20 feet to a point;

Thence N 00° 07' 09" E, a distance of 141.04 feet to a point;

Thence N 07° 30' 33" W, a distance of 10.96 feet to a point;

Thence N 82° 05' 13" W, a distance of 72.12 feet to a point;

Thence N 89° 06' 52" W, a distance of 110.81 feet to a point;

Thence S 87° 56' 51" W, a distance of 163.19 feet to a point;

Thence S 00° 08' 50" E, a distance of 202.06 feet to a point;

Thence S 89° 51' 10" W, a distance of 10.00 feet to a point;

Thence N 00° 08' 50" W, a distance of 207.24 feet to a point;

Thence N 07° 30' 56" W, a distance of 52.20 feet to a point;

Thence S 89° 03' 05" W, a distance of 258.72 feet to a point;

Thence N 01° 34' 14" W, a distance of 10.00 feet to a point;

Thence N 89° 03' 05" E, a distance of 257.74 feet to a point;

Thence N 01° 36' 34" W, a distance of 232.63 feet to a point;

Thence N 88° 12' 28" E, a distance of 10.00 feet to a point;

Thence S 01° 36' 34" E, a distance of 232.78 feet to a point;
Thence S 07° 30' 56" E, a distance of 57.74 feet to a point;
Thence N 87° 56' 51" E, a distance of 167.86 feet to a point;
Thence S 89° 06' 52" E, a distance of 107.84 feet to a point;
Thence S 82° 05' 13" E, a distance of 69.58 feet to a point;
Thence N 07° 30' 34" W, a distance of 45.10 feet to a point;
Thence N 00° 38' 19" W, a distance of 261.41 feet to a point;
Thence N 88° 12' 28" E, a distance of 10.00 feet to a point;
Thence S 00° 38' 19" E, a distance of 261.01 feet to a point;
Thence S 07° 30' 33" E, a distance of 66.59 feet to a point;
Thence S 00° 07' 09" W, a distance of 143.88 feet to a point;
Thence S 24° 37' 00" W, a distance of 26.44 feet to a point;
Thence S 78° 25' 09" W, a distance of 29.44 feet to a point;
Thence S 84° 46' 32" W, a distance of 77.96 feet to a point;
Thence S 06° 31' 25" W, a distance of 53.47 feet to a point;
Thence N 88° 12' 29" E, a distance of 466.22 feet to a point;
Thence N 86° 21' 57" E, a distance of 79.22 feet to a point;
Thence N 01° 04' 34" E, a distance of 27.05 feet to a point;
Thence N 08° 55' 51" E, a distance of 35.45 feet to a point;
Thence N 01° 31' 15" W, a distance of 291.84 feet to a point;
Thence N 79° 44' 39" E, a distance of 12.79 feet to a point on the west right-of-way of Wilson Road.

Thence S 01° 36' 32" E, a distance of 10.11 feet to the Point Of Beginning of the herein described easement, **containing 33,391.40± square feet** of land.

Prior Instrument Reference: Instrument Number 200004200077484,
Recorder's Office, Franklin County, Ohio.

Section 2. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (*Land Review Commission*) and Section 329.29 (*competitive bidding*) to the extent that they may apply to this transaction with regards to this ordinance only.

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

Legislation Number: 1174-2005

Drafting Date: 06/17/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Title

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).

Body

WHEREAS, by application No. CV05-015, the owner of property at **499 DERRER ROAD (43204)**, is requesting a Council variance to allow indoor storage of equipment, vehicles and supplies associated with a contractor's office in the C-4, Commercial District; and

WHEREAS, Section 3356.03, C-4 Permitted Uses, permits a contractor's office with no storage of equipment or supplies, while the applicant proposes to construct a 7,200 square foot storage/garage building and a contractor's office/warehouse with 2,760 square feet of additional storage space; and

WHEREAS, The Greater Hilltop Area Commission recommends approval; and

WHEREAS, City Departments recommend approval and note a hardship exists because the requested Council variance will allow the development of the site with a 7,200 square foot storage/garage building and an office/warehouse building with an additional 2,760 square feet of storage space in the C-4, Commercial District, and although the C-4 Commercial District allows a contractor's office, it prohibits storage of equipment and supplies. The applicant operates a painting company that is located at the northeast corner of Sullivant Avenue and Derrer Road, and seeks indoor storage for their painting equipment, vehicles and supplies that is located within close proximity to their office. The site lies within the planning area of the *Greater Hilltop Plan* (2001), which recommends that "expanding the permitted uses in older commercial areas to allow for limited manufacturing uses" should be considered; 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 **499 DERRER ROAD (43204)**, 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 of the Columbus City Codes is hereby granted for the property located at **499 DERRER ROAD (43204)**, in that said section prohibits storage associated with a contractor's office in the C-4, Commercial District; said property being more particularly described as follows:

499 DERRER ROAD (43204), being 0.76± acres located on the west side of Derrer Road, 148± feet north of Sullivant Avenue, and being more particularly described as follows:

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

Being One Hundred Fifty (150) feet off of the north end of Lots Numbered Forty (40) and Forty-One (41) of FRANKLIN HEIGHTS SUBDIVISION, in Franklin Township, Franklin County, Ohio, as the same are numbered and delineated upon the recorded plat thereof, of record in Plat Book 7, pages 124 and 125, Recorder's Office, Franklin County, Ohio.

Parcel No: 010-121991

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for storage associated with a contractor's office 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 and elevation plans titled "**STORAGE/OFFICE BUILDING COMPLEX**," all three drawn by Bernard J. Scanlon, Architect, dated June 10, 2005, and signed by Bernard J. Scanlon, Architect, and Timothy G. Madison, Attorney for the Applicant. 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 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 storage being limited to inside the proposed storage buildings. No outside storage is permitted.

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

Legislation Number: 1176-2005

Drafting Date: 06/17/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Wooden Poles, Pole Line Hardware and Ready Mix Concrete are required 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 required materials will be obtained in accordance with the terms and conditions of existing universal term contracts established by the Purchasing Office, as follows:

McFarland Cascade Holdings | CC# 911277142 | FL002237 | \$32,500.00
F.W. Slotter, Inc. | CC# 314405874 | FL002656 | \$58,920.00
WESCO Dist., Inc. | CC #251723345 | FL002291 | \$35,000.00
Hughes Supply Inc. | CC# 370798775 | FL002289 | \$15,000.00
Reed City Power Line Supply | CC# 381783949 | FL002285 | \$10,000.00
Consolidated Electrical Dist. | CC# 952563864 | FL002286 | \$5,000.00
Becker Electric | CC# 310553243 | FL002287 | \$5,000.00

This legislation also authorizes a transfer of funds within the Voted 1995 and 1999 Street Lighting and Electricity 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 \$161,420.00 within the Voted Street Lighting and Electricity Distribution Improvements Fund; to authorize the Finance Director to enter into blanket purchase orders in accordance with terms and conditions of established universal term contracts with WESCO Distribution, Inc., McFarland Cascade Holdings, Becker Electric Supply, Consolidated Electrical Distributors, Reed City Power Line Supply, and F.W. Slotter, Inc. for the purchase of various materials required for the Italian Village Substation circuits; to authorize the expenditure of \$161,420.00 from the Voted Street Lighting and Electricity Distribution Improvements Fund; and to declare an emergency. (\$161,420.00)

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 pole line hardware, wooden poles and ready mix concrete for the construction of circuits for the Italian Village Substation; and

WHEREAS, said commodities will be purchased in accordance with terms and conditions of universal term contracts established by the Purchasing Office; 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 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	674,018	512,598
Italian Village Substation	670607	9,010,373	9,171,793

SECTION 2. That the City Auditor is hereby authorized and directed to transfer \$161,420.00 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 | \$161,420.00

TO:

Project 670607 | Italian Village Substation | OCA 670607 | OL3 6621 | \$161,420.00

SECTION 3. That the Finance Director be and hereby is authorized to establish blanket purchase orders for the Division of Electricity, in accordance with the terms and conditions of established universal term contracts as follows:

- McFarland Cascade Holdings | Wooden Poles | FL002237 | \$32,500.00
- F.W. Slotter, Inc. | Ready Mix Concrete | FL002656 | \$58,920.00
- WESCO Dist., Inc. | Pole Line Hardware | FL002291 | \$35,000.00
- Hughes Supply Inc. | Pole Line Hardware | FL002289 | \$15,000.00
- Reed City Power Line Supply | Pole Line Hardware | FL002285 | \$10,000.00
- Consolidated Electrical Dist. | Pole Line Hardware | FL002286 | \$5,000.00
- Becker Electric | Pole Line Hardware | FL002287 | \$5,000.00

SECTION 4. That to pay the cost of the aforesaid purchase orders, the expenditure in the amount of \$161,420.00, 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: 1177-2005

Drafting Date: 06/20/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

RAY E. ROBINSON, Director of LIFE EMPOWERMENT DEVELOPMENT CENTER, has submitted the plat titled MCCUTCHEON PLACE SUBDIVISION to the City Engineer's Office for review and approval. This plat has been reviewed and approved by the City Engineer. The following legislation allows the City to accept said plat for property located north off of McCutcheon Road and east of Sunbury Road.

Title

To accept the plat titled MCCUTCHEON PLACE SUBDIVISION, from RAY E. ROBINSON, Director of LIFE EMPOWERMENT DEVELOPMENT CENTER.

Body:

WHEREAS, the plat titled **MCCUTCHEON PLACE SUBDIVISION** (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, **RAY E. ROBINSON, Director of LIFE EMPOWERMENT DEVELOPMENT CENTER**, owner of the platted land, desires to dedicate to the public use all or such parts of the Place shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; now, therefore

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

Section 1. That the plat titled **MCCUTCHEON PLACE SUBDIVISION** on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

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

Legislation Number: 1178-2005

Drafting Date: 06/20/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

This legislation certifies demolition costs to the County Auditor to become special assessments against the property taxes.

These costs must be certified to the County Auditor so the City can attempt to recover the funds spent on demolition of nuisance structures.

The demolitions were done pursuant to the Nuisance Abatement Program and the Columbus Building Code.

FISCAL IMPACT: The City will incur no expenditures with the passage of this ordinance.

Title

To assess certain properties for the cost for demolishing structures found to be public nuisances.

Body

WHEREAS, the Columbus City Code, Sections 4701.06 and 4109.06 states, that upon failure of the property owner to abate a nuisance within the time limits specified, the Director of the Department of Trade and Development, or his authorized agent, is authorized to cause the demolition of the nuisance structure. This section further provides that the owner of such a demolished structure shall be billed for the cost of such demolition and upon failure of such owner to pay such cost of demolition the City of Columbus, may cause such cost of demolition to be levied as an assessment against the property which was the subject of the abatement action; and

WHEREAS, certain structures have been demolished in accordance with the provisions of the Columbus City Code, Sections 4701.06 and 4109.06; and

WHEREAS, certain property owners have been billed for the cost of such demolitions and have failed to pay such cost; and

WHEREAS, it is therefore necessary to assess the cost of such demolitions against the properties which were the subject of the abatement actions; and

WHEREAS, a procedure to be followed in certifying and assessing such demolition costs is for the City of Columbus to certify such costs to the County Auditor of Franklin County, Ohio and have them levied as a special assessment against the property which was the subject of the demolition abatement action, and recovered in the manner provided for the recovery of special assessments; now therefore,

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

Section 1. That the following list showing the owners name, parcel number, address of the demolished structure, and the cost of demolishing the structure, be and is hereby approved.

<u>OWNERS NAME</u>	<u>PARCEL NUMBER</u>	<u>PROPERTY</u>	<u>COSTS</u>
Regina M Dravis	010-013531	997 Carpenter St	\$1,038.12
Leroy Williams	010-035725	1632 S 4th St	\$10,335.87
Adrian & Aretha Johnson	010-149556	2257 Meridian Ct	\$3,180.00
Gordon Horn	010-038058	1092 Wildwood Ave	\$4,758.68
JoAnne R Flint et al	010-000978	499 W Town St	\$4,176.61

Hester Nyamweya	010-052139	1370 E Fulton St	\$2,229.30
Lelia Anderson	010-048288	1261 Oak St	\$15,637.09
Sherry R Moore	010-129211	1369 Urban Dr	\$6,635.58
Irene E Diggs	010-026605	1211-13 Atcheson St	\$1,630.00
Carlyle Coleman	010-055486	77-79 S Princeton Ave	\$12,156.98

Section 2. That the City Clerk shall certify, in writing, to the County Auditor of Franklin County, Ohio a report of such assessments and charges which shall then be entered upon the tax duplicate of Franklin County, Ohio and be collected in the manner provided for the recovery of special assessments.

Section 3. That upon such recovery of such demolition cost the proceeds shall be transmitted to the treasurer of the City of Columbus, Ohio and returned to the demolition fund from which they were originally disbursed.

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

Legislation Number: 1180-2005

Drafting Date: 06/20/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes transfer of \$10,000 within the General Fund, appropriates \$76,000 from the Miranova TIF City Riverfront Vision Account and authorizes various expenditures related to the anticipated fall launch of a national call for a master developer for redevelopment of the Whittier Peninsula and preparation of the Request for Qualification materials and supporting documentation. Specifically, these expenditures will be used for:

- The advertisement, preparation of materials and facilitation activities associated with the national call, Request for Qualifications package and graphics, developer pre-submission meeting and site tour, and selection committee briefing and site tour and invitations to submit proposals.
- Consultant assistance with the preparation of materials and graphics associated with the national call for a master developer, pre-submission meeting and site tour and selection committee briefing and site tour.
- Structural engineering assessment of the re-use portion of the former Lazarus Warehouse building.
- A design challenge focusing on the neighborhood development.

The redevelopment of the Whittier Peninsula implements the goals and objectives of the Whittier Reach section of the *Riverfront Vision*, a land use and development plan adopted by Columbus City Council in 1998. It also advances provisions of the Memorandum of Understanding agreement entered into by the city, Columbus and Franklin County Metro Parks and Audubon Ohio to develop a park, nature center and mixed-use neighborhood on the Whittier Peninsula.

FISCAL IMPACT: The total amount of the expenditures will be \$86,000. This legislation authorizes the appropriation and expenditure of \$76,000 from the Miranova TIF - City Riverfront Vision Account and the transfer and expenditure of \$10,000 from the General Fund, Effective Initiatives Fund, which is part of the Citywide account within the Department of Finance.

Title

To authorize the transfer of \$10,000 within the General Fund from the Department of Finance to the Department of

Development; to authorize the appropriation of \$76,000 from the Miranova TIF Fund - City Riverfront Vision Account; to enter into contracts as needed for services, materials and facilities necessary to support the fall 2005 national launch to select a master developer for the neighborhood portion of the Whittier Peninsula; to authorize the expenditure of up to \$76,000 from the Miranova TIF Fund - City Riverfront Vision Account; to authorize the expenditure of up to \$10,000 from the General Fund; and to declare an emergency. (\$86,000)

Body

WHEREAS, the *Riverfront Vision*, adopted by Columbus City Council in 1998 that establishes land use and development goals and objectives for the Whittier; and

WHEREAS, in May 2003 the city of Columbus, Columbus and Franklin County Metro Parks, and Audubon Ohio entered into a Memorandum of Understanding (MOU) to develop the Whittier Peninsula in accordance with goals and objectives of the *Riverfront Vision*, including the development of a park, an Audubon nature education center and new mixed-use neighborhood; and

WHEREAS, in anticipation of the fall 2005 launch of a national call for a master developer for the mixed-use neighborhood planned for the Whittier Peninsula, the Director of Development will need to purchase and/or enter into a series of individual contracts to obtain the materials, supporting documentation and services necessary for the Request for Qualification/Request for proposal campaign, briefings, design challenge and site tours; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to transfer and appropriate said funds for expenditures related to the anticipated fall launch of a national call for a master developer for redevelopment of the Whittier Peninsula and preparation of the Request for Qualification materials and supporting documentation, all for the immediate preservation of the public health, peace, property, safety and welfare; **NOW, THEREFORE,**

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

Section 1. That the City Auditor be and is hereby authorized and directed to transfer \$10,000 within the General Fund, Fund 010 from the Department of Finance, Department 45, Object Level One 10, Object Level Three 5501, OCA 904508 to the Development Department, Planning Division, Division No. 44-06, Object Level One 03, Object Level Three 3336, OCA Code 440334.

Section 2. That from the unappropriated balance in the Miranova TIF Fund - City Riverfront Vision Account, Fund 406, and from any and all sources unallocated for any other purpose during the fiscal year ending December 31, 2005, the sum of \$76,000, be and hereby is appropriated to the Auditor's Office, Department 22-01, Project 440071, OCA 440071, as follows:

<u>Object Level 03</u>	<u>Amount</u>
2193	\$7,000
2201	3,400
3336	43,600
3352	2,000
3353	<u>20,000</u>

Total: \$76,000

Section 3. That the Director of the Department of Development is hereby authorized to enter into contracts as needed for services, materials and facilities necessary to support the fall 2005 national launch to select a master developer for the neighborhood portion of the Whittier Peninsula.

Section 4. That for the purpose stated in Section 3 the expenditure of \$76,000, or so much as may be necessary, be and is hereby authorized from the Auditor's Office, Department 22-01, Miranova TIF Fund - City Riverfront Vision Account, Fund 406, Project 440071, OCA 440071, as follows:

<u>Object Level 03</u>	<u>Amount</u>
2193	\$7,000
2201	3,400
3336	43,600
3352	2,000
3353	<u>20,000</u>

Total: \$76,000

Section 5. That for the purpose stated in Section 3, the expenditure of \$10,000, or so much as may be necessary, be and is hereby authorized from the General Fund, Fund 010, Development Department, Planning Division, Division No. 44-06, Object Level One 03, Object Level Three 3336, OCA Code 440334.

Section 6. That for reasons stated in the preamble hereto, which is hereby made a part hereof the 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 the passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1183-2005

Drafting Date: 06/21/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Rezoning Application Z05-030

APPLICANT: Savko Bros. Properties III, LLC; c/o David Perry, Agent; The David Perry Company; 145 East Rich Street; Columbus, OH 43215; and Donald T. Plank, Atty.; Plank and Brahm; 145 East Rich Street; Columbus, OH 43215.

PROPOSED USE: Single-family residential development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (6-0) on June 9, 2005.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant requests the L-R-2, Limited Residential District to develop a 50-lot single-family subdivision. The limitation text commits to a site plan, and contains provisions for street trees, a minimum net floor area for living quarters of not less than 1,600 square feet per dwelling, a minimum two-car garage per dwelling, and traffic and access controls. The site is within Subarea 34 of *The Northwest Plan* (1991), which supports infill development compatible with surrounding development. The proposed development is consistent with the recommendation of the Plan and the surrounding residential development.

Title

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)

Body

WHEREAS, application #Z05-030 is on file with the Building Services Division of the Department of Development requesting rezoning of 11.12± acres From: R-1, Residential District, To: L-R-2, Limited Residential District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested L-R-2, Limited Residential District will allow a 50-lot single-family subdivision with limitations that commit to a site plan, and contain provisions for street trees, a minimum net floor area for living quarters of not less than 1,600 square feet per dwelling, a minimum two-car garage per dwelling, and traffic and access controls. The site is within Subarea 34 of *The Northwest Plan* (1991), which supports infill development compatible with surrounding development. The proposed development is consistent with the recommendation of the Plan and the surrounding residential development, now, therefore:

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

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

1400 FRANCISCO ROAD (43220), being 11.12± acres located at the northwest corner of Francisco Road and Rossmoor Place, and being more particularly described as follows:

DESCRIPTION OF AN 11.123-ACRE PARCEL OF LAND FOR ZONING PURPOSES

Description of a 11.123 acre parcel of land located in the City of Columbus, County of Franklin, State of Ohio, and being part of Quarter Township 1, Township 1, Range 19, United States Military and being all of the following 6 parcels, a 5.714 acre parcel of land owned by Savko Bros. Properties III, LLC of record in Instrument No. 200409100212316, a 2 acre parcel of land owned by Byers Investments, Inc. of record in Instrument No. 200004180075134, a 2 acre parcel of land and 2, 0.500 acre parcels of land owned by Rose Ciotola of record in Deed Book 3017, Page 607, and a 0.409 acre parcel of land owned by Rose Ciotola of record in OR 10012, Page A01 (all references to records being on file in the office of the Recorder, Franklin County, Ohio). Said 11.123 acre parcel being more fully described hereon;

Beginning at a Railroad Spike found in the centerline of Francisco Road at the southeast corner of Sheffield 2 of record in Plat Book 41, Page 54, and the southwest corner of said Savko 5.714 acre parcel;

Thence, North 06° 13' 19" East with the east line of said Sheffield 2 and the west line of said Savko 5.714 acre parcel, passing a Iron Pin found at 29.96 feet, 0.13 feet west of line a total distance of, 340.82 feet to an Iron Pin;

Thence, North 83° 27' 00" West with the northerly Right of Way of Denbigh Drive (50') a distance of 35.46 feet to an Iron Pine found at the southeast corner of Lot 8 of said Sheffield 2;

Thence, North 06° 34' 07" East with the east line of said Lot 8 a distance of 131.91 feet to Iron Pin found at the northeast corner of said Lot 8, the northeast corner of said Sheffield 2 and a point on the southerly line of Lot 140 in Sheffield or record in Plat Book 39, Page 1;

Thence, South 83° 27' 00" East with the south line of said Sheffield a total distance of, 945.65 feet to the Iron Pine found at the northwest corner of Lot 11 in Sheffield 3 of record in Plat Book 45, Page 121 and the northeast corner of a 0.409 acre parcel of land owned by Rose Ciotola of record in OR 22903, Page A01;

Thence, South 06° 02' 00" West with the west line of said Sheffield 3, the east line of said 0.409 acre parcel, the east line of a 0.50 acre parcel of land owned by Rose Ciotola of record in Deed Book 3017, Page 607, and the west line of a 0.505 acre parcel of land owned by Diana C. Coscarelli of record in OR 024860, Page 110 a distance of, 542.78 feet to the southeast corner of said 0.50 acre Ciotola parcel;

Thence, North 83° 17' 23" West with the south line of said 0.50 acre Ciotola parcel, the south line a 2.0 acre parcel of land owned by Rose Ciotola of record in Deed Book 3017, Page 607, the south line of a 2.0 acre parcel of land owned by Byers Investments, Inc. of record in Instrument No. 20004180075134 a distance of 457.08 feet to the southwest corner of said Byers parcel and the southeast corner of said 5.714 acre Savko parcel;

Thence, North 83° 02' 48" West with the south line of said 5.714 acre Savko parcel a distance of, 76.33 feet to Iron Pin on the north line of a 0.836 acre parcel of land owned by Alisa M. Savko of record in OR 8878, Page A01;

Thence, North 76° 05' 22" West with the north line of said Alisa M. Savko parcel a distance of, 108.21 feet to an Iron Pin found at the northwest corner of a 0.016 acre parcel of land owned by Alisa M. Savko of record in OR 8878, Page A01 and the east line of a 0.5241 acre parcel of land owned by Nickolas M. Savko of record in OR 16001, Page D07;

Thence, North 06° 29' 15" East with the east line of said Nickolas Savko parcel a distance of, 18.58 feet to a Railroad Spike found in the centerline of Francisco Road and at the northeast corner of said Nickolas Savko parcel;

Thence, North 75° 59' 11" West with the centerline of Francisco road and the north line of said Nickolas Savko parcel a distance of, 200.14 feet to Mag Nail at the northwest corner of a 0.43 acre parcel of land owned by Dawn E. Mendoza of record in Instrument No. 2004 08110187487 and the northeast corner of Knolls West of record in Plat Book 40, Page 120;

Thence, North 75° 54' 01" West with the centerline of Francisco Road and the north line of said Knolls West a distance of, 74.63 feet to the true point of beginning. Containing 11.123 acres of land. Subject to all legal right-of-ways, easements and agreements of record.

For the purpose of this description a bearing of South 83° 27' 00" East was held on the south line of Sheffield of record in Plat Book 39, Page 1.

To Rezone From: R-1, Residential District,

To: L-R-2, Limited Residential District

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

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-R-2, Limited Commercial District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said plan being titled, "**ZONING SITE PLAN FOR FRANCISCO ROAD,**" and said text being titled, "**DEVELOPMENT TEXT,**" both signed by David B. Perry, Agent for the Applicant, and Donald T. Plank, Attorney for the Applicant, dated June 10, 2005, and the text reading as follows:

DEVELOPMENT TEXT

L-R-2, LIMITED RESIDENTIAL DISTRICT

11.12+/- ACRES

EXISTING DISTRICT:

R-1, Residential District

PROPOSED DISTRICT:

L-R-2, Limited Residential District

PROPERTY ADDRESS:

1400 Francisco Road, Columbus, OH 43220

OWNER:

Savko Bros. Properties III LLC, Byers Circle Investments, Inc. and Rose Ciotola
c/o Dave Perry, The David Perry Co., 145 East Rich Street, Columbus, OH
43215 and Donald Plank, Plank and Brahm, 145 East Rich Street, Columbus, OH 43215

APPLICANT:

Savko Bros. Properties III LLC, Byers Circle Investments, Inc. and Rose Ciotola
c/o Dave Perry, The David Perry Co., 145 East Rich Street, Columbus, OH
43215 and Donald Plank, Plank and Brahm, 145 East Rich Street, Columbus, OH 43215

DATE OF TEXT:

June 10, 2005

APPLICATION NUMBER:

Z05-030

INTRODUCTION:

The site is 11.12 +/- acres located on the north side of Francisco Road between the eastern and western termini of Denbigh Drive. The site is presently zoned R-1, Residential from annexation. Applicant proposes to rezone the site to the L-R-2 district to construct a 50 lot single-family subdivision with public streets, including the completion of the street connections of Denbigh Drive. There are single family dwellings in all directions from the site. The proposed development is consistent with surrounding uses and recommendations of The Northwest Plan. A plan titled "Francisco Road", hereinafter, The Plan, dated June 10, 2005, signed June 10, 2005 by David B. Perry, Agent for Applicant and Donald Plank, Attorney for Applicant, is submitted with this application and incorporated by reference in this Limitation Text as the preliminary development plan for the site, subject to adjustment with final engineering and platting.

1. PERMITTED USES: The following uses shall be permitted:

Detached Single family dwellings on platted lots as permitted in Section 3332.04, R-2, Residential District Use, along with customary accessory uses and structures incidental to a single family dwelling, as permitted in Chapter 3332, Residential Districts.

2. DEVELOPMENT STANDARDS: Except as specified herein and as indicated on "The Plan", the applicable development standards of Chapter 3332, Residential Districts, of the Columbus City Code shall apply.

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

- 1. Density: A maximum of fifty (50) detached single-family dwellings on separate platted lots shall be permitted.
- 2. Height: Height District shall be H-35.
- 3. Lot: Lot location and size shall generally be as depicted on the Plan, subject to adjustment with final engineering and platting and conformance with R-2 District standards.

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

1. All lots shall front upon and be accessed from new internal public streets on the site, as streets are depicted on The Plan.
2. Thirty (30) feet of right of way shall be dedicated along Francisco Road, as depicted on the Plan, in conjunction with the subdivision plat.
3. Sidewalks shall be provided along all public streets, including Francisco Road.
4. The intersection of Francisco Road and the new subdivision street shall be designed with a raised intersection for traffic calming. The specific design shall be determined with the Division of Transportation in conjunction with the subdivision plat and street plans. Subject to approval by the Division of Transportation, the pavement for the raised intersection shall be stamped or scored and be colored to have the appearance of brick.
5. The location of the driveways for Lots 15 and 16 shall be platted on the subdivision plat. The lot numbers may change on the final plat from the Plan for the rezoning. If the lot numbers change, the lots that correspond to Lots 15 and 16 on the Plan shall have platted driveway locations.

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

1. Street trees shall be provided along the new internal public street at the rate of not less than one (1) street tree per lot. Two (2) street trees shall be provided on corner lots, with one (1) street tree on each street frontage of the corner lot. Street trees shall be selected from tree species approved by the City Forester.
2. Additional tree planting shall be placed on Lots 1 and 50 in the building setback or, if permitted, in the right of way, adjacent to the existing terminus of Denbigh Drive for visual traffic calming on Denbigh. Specific tree planting shall be determined with the Division of Transportation in conjunction with the review of the subdivision plat.
3. A fifteen (15) foot wide Tree Preservation Zone (TPZ), as depicted on the plan, shall be platted along the west property line. Within the TPZ, trees of 6" caliper or greater shall be preserved, subject to developer and individual lot owners being permitted to prune or remove dead or diseased trees. The purpose of the TPZ is to preserve existing trees of 6" caliper or greater. There shall be no obligation of the developer or future lot owners to replace trees that die or are removed due to disease or damage, i.e. wind, ice storms, etc., in the future.
4. The minimum size of plant material at the time of planting shall be as follows: Deciduous - 2 ½ inch caliper, Ornamental - 1 ½ inch caliper, Evergreen - 5 - 6 feet tall, for any planting required by C.1 or C.2.

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

1. Building materials shall be traditional and natural in appearance. Primary exterior building materials shall be stone, stucco, cultured stone, brick, hardi-plank and/or wood siding. Vinyl siding is permitted in combination with primary materials and shall be 0.044 mil or higher, but the use of vinyl siding shall not exceed 10% of the surface area of the walls of a house. Fascia boards and/or the underside of soffit(s) may be finished in vinyl or aluminum and shall not be calculated in determining 10% of the area of the walls for the use of vinyl siding.
2. Minimum Dwelling Unit Size: The Minimum Net Floor Area for Living Quarters, as defined in Section 3303.13, Letter M, of the Columbus Zoning Code, shall be 1,600 square feet per dwelling unit.
3. Garages: Every dwelling shall have not less than a two car garage.

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

1. All new or relocated utility lines shall be installed underground unless the applicable utility company directs or requires otherwise.

F. Graphics and Signage Commitments.

1. All graphics shall conform to Article 15 of the Columbus Graphics Code, as it applies to the R-2, Residential District. Any variance to the applicable sign requirements of the R-2 District shall be submitted to the Columbus Graphics Commission.

G. Miscellaneous.

1. The developer shall comply with applicable monetary payment requirements of Chapter 3318, Parkland Dedication, Columbus City Code.

2. Reserves A and B, as depicted on the Plan, are for open space/storm water detention and to provide a sidewalk from Denbigh Drive to the terminus of the Fox Drive right of way, respectively. The Developer shall own and maintain Reserves A and B until 65% of the lots are sold and the homeowner's association has been formed, at which time Reserves A and B shall be owned and maintained by the subdivision homeowner's association. Reserve B may be dedicated to the City of Columbus.

3. The plan titled "Francisco Road", dated June 10, 2005, and signed June 10, 2005 by David B. Perry, Agent for Applicant and Donald Plank, Attorney for Applicant, is submitted with this application and incorporated by reference in this Limitation Text as the preliminary development plan for the site, subject to adjustment with final engineering and platting. Any modification or adjustment is subject to review and approval by the Development Director or designee, upon submission of appropriate data regarding the proposed adjustment.

4. The Board of Zoning Adjustment (BZA) shall be the body to hear any and all variance requests to site development standards, unless included in a council variance application, including any and all specific site development standards contained in this ordinance or as depicted on the plan referenced in G.(3).

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

Legislation Number: 1185-2005

Drafting Date: 06/21/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Title

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

Body:

WHEREAS, the plats titled ALUM CREEK VILLAGE SECTION 2 PART 1 and ALUM CREEK VILLAGE SECTION 2 PART 2 (hereinafter "plats"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, BEAZER HOMES INVESTMENTS, LLC, a Delaware limited liability company, by Jeff L. Logsdon, Division President, 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 ALUM CREEK VILLAGE SECTION 2 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 ALUM CREEK VILLAGE SECTION 2 PART 2 on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

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

Legislation Number: 1187-2005

Drafting Date: 06/22/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV05-013

APPLICANT: Loss Miller; 6166 Heritage Lakes Drive; Hilliard, Ohio 43026.

PROPOSED USE: Two single-family dwellings on one lot.

FRANKLINTON AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This variance will allow a second existing dwelling on a lot to be conforming in the R-4, Residential District. The R-4, Residential District allows up to four units in one dwelling. The applicant requests variances to make existing conditions conforming, including minimum lot size, fronting on a public street, side yard setbacks, rear yard, rear yard obstruction, parking surface and minimum number of required parking spaces. A hardship exists in that a variance is necessary for the repair and renovation of the rear building and its continued use as a dwelling.

Title

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)

Body

WHEREAS, by application No. CV05-013, the owner of property at **410 NACE AVENUE (43223)**, is requesting a Council Variance to permit two existing single-family dwellings on one lot with reduced development standards in the R-4, Residential District; and

WHEREAS, Section 3332.039, R-4, Residential District, requires a separate lot for each principal use, while the applicant proposes to make two existing single-family dwellings on the same lot conforming; and

WHEREAS, Section 3332.15, Area District requirements, requires each single-family dwelling to have a lot of no less than 5,000 square feet, with a minimum area of 2,500 square feet per dwelling for a multi-family building with three or four dwellings, while the applicant proposes two existing single-family dwellings on one 3,414 square foot lot; and

WHEREAS, Section 3332.19, Fronting on a public street, requires a dwelling unit to have frontage on a public street, while the applicant proposes no frontage for the second existing single-family dwelling; and

WHEREAS, Section 3332.26, Minimum side yard permitted, requires a minimum side yard of three (3) feet while the existing single-family dwelling in the rear is less than three (3) feet from the south property line; and

WHEREAS, Section 3332.27, Rear yard, requires a rear yard totaling no less than twenty-five (25) percent of the total lot area, while the applicant proposes no rear yard for the existing single-family dwelling in the rear; and

WHEREAS, Section 3342.24, Surface, requires a parking space to be improved with Portland cement, asphaltic concrete, or other hard surface other than gravel while the applicant proposes use of a gravel surface; and

WHEREAS, Section 3342.28, Minimum number of parking spaces required, requires each dwelling unit to have two (2) off-street parking spaces, for a total of four (4) parking spaces, while the applicant proposes a total of one (1) parking space for the two dwellings; and

WHEREAS, the *Franklinton Plan* (2003) identifies the area for single-family residential development; and

WHEREAS, the Franklinton Area Commission recommends approval; and

WHEREAS, City Departments recommend approval and note a hardship exists because the requested variance would conform two existing dwellings with reduced development standards in the R-4, Residential District, and allow the owner to repair, renovate, and re-occupy the second dwelling on the rear of the property; 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 **410 NACE AVENUE (43223)**, 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 3332.039, R-4, Residential District; 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 codes, for the property located at **410 NACE AVENUE (43223)**, insofar as said sections prohibit two single-family dwellings on a 3,414 square foot lot with the rear dwelling having no frontage on a public street, minimum side yard of less than 3 feet, no rear yard, a gravel surfaced parking space, and a parking space reduction from four (4) spaces to one (1) space for both dwellings; said property being more particularly described as follows:

410 NACE AVENUE (43209), being 0.074± acres located on the east side of Nace Avenue, 57± feet north of Campbell Avenue, and being more particularly described as follows:

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

Being Lot Number One Hundred Fifty-eight (158) of HAMILTON PLACE ADDITION, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 5, page 127, Recorder's Office, Franklin County, Ohio.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for two single-family dwellings 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.

Legislation Number: 1188-2005

Drafting Date: 06/22/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation Since 1997, the City of Columbus has participated in the Bureau of Workers' Compensation (BWC) Premium Discount Program thus exhibiting our ongoing efforts to further promote workplace safety, efficient claims management and effective managed care. Involvement in the Drug Free Workplace Program, and a Transitional Return to Work Program further exemplifies a commitment to employee health and safety

Through our collaborative efforts with department and division safety professionals, the Bureau of Workers' Compensation, SAFEX Corporation and other safety and hygiene program organizations, the City has, since FY 2002, consistently reduced the frequency and severity of our workers' compensation claims.

These efforts have resulted in the City's receipt of workers' compensation premium rebates in excess of three million dollars. Additional premium reductions through the Capital Area Safety Council are also anticipated.

This legislation enables the City to purchase much needed equipment and additional services. This additional equipment will help the City in its continuing efforts to comply with the BWC Premium Discount Program requirements. The purchase of this equipment and other services will also help to maximize efficiency by fully utilizing in-house skills and will improve the level of workplace safety and decrease the risk of exposure to injury.

FISCAL IMPACT: During the 2005 budget process, City Council appropriated \$525,000 within the Finance Department citywide account for effective service initiatives. This ordinance will authorize the use of \$107,800 of the \$525,000 to address the occupational safety needs of city departments and divisions.

Title

To authorize and direct the transfer of \$107,800 within the General Fund and to authorize the Director of Human Resources to purchase needed equipment, supplies, software, training, and training materials; to authorize the expenditure of \$107,800 from the General Fund and to declare an emergency.

Body

WHEREAS, the City of Columbus, with the full support of the City Council is committed to providing necessary and adequate resources to ensure a safe and healthy working environment for it's employees; and

WHEREAS, the replacement of equipment and purchase of software, supplies training, and training materials will significantly enhance the City's effort to comply with the BWC Premium Discount Program and City, State and Federal safety regulations; and

WHEREAS, the Safety professionals throughout the City have an implementation plan that will facilitate training on the newly acquired equipment thereby increasing the level of safety in the workplace while decreasing the risk to injury; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to purchase equipment, supplies, software, training and training materials to ensure further enhancement of the Occupational Safety Program and reduce the risk of injury to employees, 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 is hereby authorized to transfer \$107,800 within the general fund

From:

Department of Finance | Department: 45 | OL1: 10 | OL3: 5551 | OCA: 904508 | Amount: \$107,800

To:

Human Resources Department | Department: 46 | Division: 4601 | OL1: 02 | OL3: 2244 | OCA: 460188 | Amount: \$36,100

Human Resources Department | Department: 46 | Division: 4601 | OL1: 03 | OL3: 3336 | OCA: 460188 | Amount: \$71,700

SECTION 2: That the Human Resources Director is hereby authorized to purchase necessary equipment, supplies, and training materials for the benefit of the Citywide Occupational Safety Program, and to expend \$107,800 from the General Fund:

Division: 4601 | OL1: 02 | OL3: 2244 | OCA: 460188 | Amount: \$36,100

Division: 4601 | OL1: 03 | OL3: 3336 | OCA: 460188 | Amount: \$71,700

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 or vetoes the same.

Legislation Number: 1190-2005

Drafting Date: 06/22/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation Background:

This ordinance will allow a modification to Contract No. EL004520 for additional services related to the 2004 Tennis Court Improvement Project, to authorize the transfer and appropriation of funds from the Special Income Tax Fund No. 430 to the Parks and Recreation 1995 and 1999 Voted Bond Fund No. 702.

Sheedy Paving is currently under contract for tennis court improvements at various parks. Work includes resurfacing both tennis courts at Carriage Place, installation of overlayment fabric surface, surface with 2" compacted #404 asphalt, and adjusting net posts.

Additional costs are needed due to drainage and ground water problems determined after construction commencement.

This modification will bring the total cost of contract to \$556,975.00

Emergency action is requested to allow tennis courts to be completed for fall tennis lessons.

Fiscal Impact:

The transfer of \$20,700.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Park and Recreation Bond Fund is a temporary measure until the City sells notes or bonds to fund these improvements.

\$20,700.00 is required and budgeted in the Parks and Recreation Voted 1995 and 1999 Bond Fund to meet the financial obligation of this contract modification.

TitleTo authorize the transfer and appropriation of \$20,700.00 from the Special Income Tax Fund to the Voted 1995 and 1999 Parks and Recreation Bond Fund, to authorize the Director of Recreation and Parks to modify the contract with Sheedy Paving for additional services related to the 2004 Tennis Court Improvement Project, to authorize the expenditure of \$20,700.00 from the Voted 1995 and 1999 Parks and Recreation Bond Fund, and to declare an emergency.
(\$20,700.00)

Body

WHEREAS, it is necessary to modify the contract with Sheedy Paving for additional services related to the 2004 Tennis Court Improvements Project at various facilities; 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 \$20,700.00; and

WHEREAS, an emergency exists in the daily operation of the Recreation and Parks Department in that it is immediately necessary to proceed with this project in order to have tennis courts available for fall tennis lessons; now, therefore

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to modify Contract No. EL004660 with Sheedy Paving for additional services related to the 204 Tennis Court Improvement Project at various facilities, in accordance with plans and specifications on file in the Recreation and Parks Department.

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 \$20,700.00 is appropriated to the City Auditor, Department 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 amount of \$20,700.00 is hereby appropriated to the Voted 1995 and 1999 Parks and Recreation Bond Fund No. 702, Project 510017, Object Level 3 6601, and OCA Code 644526.

SECTION 5. That the expenditure of \$20,700.00, or so much thereof as may be necessary, be and is hereby authorized from the Voted 1995 and 1999 Parks and Recreation Bond Fund No. 702, Dept. 51-01, Project 510017, Object Level 3 6601, and OCA Code 644526.

SECTION 6. 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 7. 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 8. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or modification associated with the expenditures of the funds transferred in Section 2 , above.

SECTION 9. That the City intends that this ordinance constitutes an "official intent" for purpose of Section 1.150-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986 , as amended.

SECTION 10. 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: 1191-2005

Drafting Date: 06/22/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a pre-annexation agreement with Dominion Homes, Inc., an Ohio corporation (hereinafter "Dominion"). Dominion is the agent and contract purchaser of a 320 acre tract of land (AN04-028) located essentially west of Cosgray Road and north of Hayden Run Road in Brown and Washington Townships. Dominion intends to develop this property for residential and associated uses. The property is contiguous with the City of Columbus. The property is located in what has been called the Hayden Run Corridor for the City of Columbus.

The proposed annexation is located in an area controlled by the "Interim Hayden Run Corridor Plan" and the new Northwest Pay As We Grow financing plan. The pre-annexation agreement commits Dominion to bear its fair share of the facilities, roadways, and community needs that are agreed upon by the City and Dominion. The City and Dominion agree that the Property will be treated the same or substantially similar to those properties north of Hayden Run Road and west of Cosgray Road.

Emergency action is requested so that the annexation be can be accepted as soon as possible.

FISCAL IMPACT: No funding is required for this legislation.

Title

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.~~

Body

WHEREAS, Dominion filed a request to annex 320 acres in Brown and Washington townships to the City of Columbus;

and

WHEREAS, the proposed annexation is located in an area controlled by the "Interim Hayden Run Corridor Plan" and the new Northwest Pay As We Grow financing plan; and

WHEREAS, both the City and Dominion wish to enter into a pre-annexation agreement to insure that the area is developed in accordance with the above; ~~now, therefore and~~

~~**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is necessary to immediately enter into the agreement so that the annexation can proceed in accordance with time provisions in the State statutes, all for the immediate preservation of the public health, peace, property, safety and welfare; and **NOW-THEREFORE,**~~

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

Section 1. That the Director of the Department of Development is hereby authorized enter into a pre-annexation agreement with Dominion Homes, Inc.

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

Legislation Number: 1194-2005

Drafting Date: 06/22/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation June 21, 2005

05-049-606

BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a professional services contract for providing Geographic Information System (GIS) data conversion services, Contract No. 1088, C.I.P. No. 452501, for the Division of Water. The intent of this project is to perform a data conversion service necessary to populate the GIS database with Water infrastructure assets covering the entire utility service area. This project supports the directives of the Department of Public Utilities' (DPU) Technology Master Plan dated August 2004 which includes completion of the conversion of Water utility data and the Computerized Maintenance Management System (CMMS). In accordance with the provisions of Chapter 329.11, of the Columbus City Codes 1959, Request For Statement of Qualifications from eleven (11) engineering firms were received and reviewed. The following three (3) firms were selected as finalists and they submitted technical proposals by the January 24, 2005 deadline:

Evans, Mechwart, Hambleton & Tilton, Inc
Woolpert
Sanborn

Based on presentations and the evaluations of the proposals, from the short listed firms, Evans, Mechwart, Hambleton & Tilton, Inc. was selected.

The Division of Water does not have sufficient personnel to perform this project in a timely manner.

CONTRACT COMPLIANCE NUMBER: 31-0685594

FISCAL IMPACT: Monies are being transferred to fund this project and the 2004 C.I.B. is being amended to provide the necessary authority.

Emergency legislation is being requested to allow for the earliest possible start of this project and also allow the start of the CMMS project which is dependent on the data conversion.

TitleTo authorize the Director of Public Utilities to enter into contract with Evans, Mechwart, Hambleton & Tilton, Inc for providing Geographic Information System (GIS) data conversion services for the Division of Water, to amend the 2004 C.I.B., to authorize the City Auditor to transfer funds within the Water Works Enlargement Voted 1991 Bonds Fund to authorize the expenditure of \$3,775,000.00 from the Water Works Enlargement Voted 1991 Bonds Fund, and to declare an emergency. (\$3,775,000.00)

BodyWHEREAS, the intent of this project is to perform a data conversion service necessary to populate the GIS database with Water infrastructure assets covering the entire utility service area, and

WHEREAS, This project supports the directives of the Department of Public Utilities' (DPU) Technology Master Plan dated August 2004 which includes completion of the conversion of Water utility data and the Computerized Maintenance Management System (CMMS), and

WHEREAS, the Division of Water does not have sufficient personnel to perform this project in a timely manner, therefore, making it necessary to obtain the services of consulting engineers, 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 with a consulting engineer for providing Geographic Information System (GIS) data conversion services for the Division of Water, to allow for the earliest possible start of data conversion, 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 Evans, Mechwart, Hambleton & Tilton, Inc, 170 Mill Street, Gahanna, Ohio 43230 for providing Geographic Information System (GIS) data conversion services for the Division of Water.

Section 2. That the sum of \$3,775,000.00 or as much thereof as may be needed, be and the same is hereby authorized from the Water Works Enlargement Voted 1991 Bonds Fund, Fund No. 606, Department 60, Division 09, OCA Code 642900, Object Level Three 6655, Object Level One 06, Project Number 452501, Division of Water Contract Number 1088, to pay the cost thereof.

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 from the Director of the department administering said project except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 4. That the City Auditor is hereby authorized and directed to transfer funds within the Water Works Enlargement Voted 1991 Bonds Fund, Fund No. 606, Department of Public Utilities, Division of Water, as follows:

From:	690236	Water Main Rehabilitation	
		OCA Code 642900	\$932,825.73
	690263	Doherty Road 12" Water Line Improvements	
		OCA Code 690263	\$185,646.06

690383	SR317 London Groveport 24" Water Main OCA Code 642900	\$1,088,000.00
690394	Water Meter Renewal OCA Code 606394	\$2,055.10
690405	Refugee Road 16" Water Main OCA Code 606405	\$100,000.00
690436	Fisher Booster Station Discharge Line OCA Code 690436	\$280,323.64
690450	Griggs Booster Station OCA Code 690450	\$36,841.22
690452	Scioto Darby Creek Road 24" Water Main OCA Code 690452	\$1,035,350.00
690455	Joyce Avenue 16" Water Main OCA Code 690455	\$958.25
690468	Sunbury Road 12" Water Main OCA Code 690468	\$113,000.00

To: 452501 Geographic Information System
OCA Code 642900 \$3,775,000.00

Section 5. That Section 1, Public Utilities/Water 60-09 of Ordinance 1059-04 is hereby amended as follows:

<u>PROJECT NO.</u>	<u>PROJECT</u>	<u>2004 BUDGET</u>
690236	Water Main Rehabilitation	\$ 7,899,915 *(1)*
690263	Doherty Road 12" Water Line Improvements	\$ 0 *(2)*
690383	SR317 London Groveport 24" Water Main	\$ 162,000 *(3)*
690394	Water Meter Renewal	\$ 0 *(4)*
690405	Refugee Road 16" Water Main	\$ 772,776 *(5)*
690436	Fisher Booster Station Discharge Line	\$ 0 *(6)*
690450	Griggs Booster Station	\$ 0 *(7)*
690452	Scioto Darby Creek Road 24" Water Main	\$ 64,650 *(8)*
690455	Joyce Avenue 16" Water Main	\$ 0 *(9)*
690468	Sunbury Road 12" Water Main	\$ 1,937,000 *(10)*
452501	Geographic Information System	\$ 3,775,000 *(11)*

Section 6. . 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.

	<u>2004 ORIGINAL BUDGET</u>	<u>2004 AMEMDED BUDGET</u>	<u>COMMENTS</u>
(1)	\$8,832,741	\$7,899,915	AUTHORITY DECREASED
(2)	\$185,646	\$0	AUTHORITY DECREASED
(3)	\$1,250,000	\$162,000	AUTHORITY DECREASED
(4)	\$0	\$0	AUTHORITY DECREASED
(5)	\$872,776	\$772,776	AUTHORITY DECREASED
(6)	\$280,323	\$0	AUTHORITY DECREASED
(7)	\$24,893	\$0	AUTHORITY DECREASED
(8)	\$1,100,000	\$64,650	AUTHORITY DECREASED
(9)	\$958	\$0	AUTHORITY DECREASED
(10)	\$2,050,000	\$1,937,000	AUTHORITY DECREASED

(11) \$0 \$3,775,000 AUTHORITY INCREASED

Legislation Number: 1195-2005

Drafting Date: 06/23/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The City of Columbus has entered into a Memorandum of Understanding with the Columbus Board of Education relative to the development of an Ohio State University-owned childcare facility to be located adjacent to Weinland Park and physically connected to Weinland Park Elementary School. The old Weinland Park Elementary School has been demolished and construction of the new elementary school building and childcare facility is scheduled to begin later this summer. To accommodate the proposed design of these facilities Columbus Public Schools has asked the City of Columbus to vacate the first alley east of Summit Street from Seventh Avenue to its southern terminus. Per current Transportation Division practice, comments were solicited from interested parties, including City departments, private utilities and applicable area commissions, before it was determined that there would be no adverse impact to the City upon vacation of this alley. The following legislation vacates the first alley east of Summit Street from Seventh Avenue to its southern terminus subject to the retention of a general utility easement for those utilities currently located within this alley.

Fiscal Impact: N/A

Title

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.

Body

WHEREAS, the City of Columbus and the Columbus Board of Education have entered into a Memorandum of Understanding relative to the development of an Ohio State University owned childcare facility to be located adjacent to Weinland Park and to be physically connected to Weinland Park Elementary School; and

WHEREAS, the old Weinland Park Elementary School building has been demolished and construction of the new elementary school building and the childcare facility is scheduled to begin later this summer; and

WHEREAS, to accommodate the proposed design of these facilities Columbus Public Schools has asked the City of Columbus to vacate the first alley east of Summit Street from Seventh Avenue to its southern terminus; and

WHEREAS, per current Transportation Division practice comments were solicited from interested parties, including City departments, private utilities and applicable area commissions, before it was determined that there would be no adverse impact to the City upon vacation of this alley; and

WHEREAS, the Transportation Division would like to recommend this alley be vacated subject to the retention of a general utility easement for the benefit of those utilities currently located within this alley; now, therefore

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

Section 1. That the City of Columbus hereby vacates the first alley east of Summit Street from Seventh Avenue to its southern terminus.

Section 2. That a general utility easement in, on, over, across and through said alley shall be and hereby is retained unto the City of Columbus for those utilities currently located within said excess rights-of-way.

Section 3. 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 compensation due to the City and with no further legislative action required by the City.

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: 1196-2005

Drafting Date: 06/23/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The City of Columbus, Public Service Department, Transportation Division, received a request from Columbus Public Schools (CPS) asking for an even exchange of properties at their Parsons Avenue Elementary School site. In the early 1960s the Parsons Avenue Elementary School building was built over a part of the approximately 6079.79 square feet of unimproved right-of-way identified as that portion of Basswood Road from Eighth Street (aka Lee Ellen Place) to its western terminus. CPS would like to acquire this excess right-of-way to clear the cloud on their title to this property. The City has improved roadway identified as Lee Ellen Place constructed on approximately 9439.20 square feet of property that currently belongs to the Columbus Board of Education. The Transportation Division would like to acquire this property as right-of-way. The City Attorney's office, Real Estate Division determined a value of approximately \$4,864.00 for the Basswood Road right-of-way and a value of approximately \$7,551.00 for the CPS property. CPS has proposed an even exchange of these properties. Per current Transportation Division practice, comments were solicited from interested parties, including City departments, private utilities and applicable area commissions, before it was determined that the proposed even exchange of these properties would not adversely impact the City. The following legislation authorizes the exchange of these properties as requested by CPS.

Fiscal Impact: N/A

Title

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.

Body

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, received a request from Columbus Public Schools (CPS) asking for an even exchange of properties at their Parsons Avenue Elementary School site; and

WHEREAS, in the early 1960 the Parsons Avenue Elementary School building was constructed over a part of the approximately 6079.79 square feet of unimproved right-of-way identified as that portion of Basswood Road from Eighth Street (aka Lee Ellen Place) to its western terminus; and

WHEREAS, CPS would like to acquire this excess right-of-way to clear the cloud on their title to the Parsons Avenue Elementary School site; and

WHEREAS, the City has improved roadway identified as Lee Ellen Place constructed on approximately 9439.20 square feet of property that currently belongs to the Columbus Board of Education; and

WHEREAS, the Transportation Division would like to acquire this property as right-of-way; and

WHEREAS, the City Attorney's office, Real Estate Division determined a value of approximately \$4,864.00 for the Basswood Road right-of-way and a value of approximately \$7,551.00 for the CPS property; and

WHEREAS, CPS has proposed an even exchange of these properties; and

WHEREAS, per current Transportation Division practice, comments were solicited from interested parties, including City departments, private utilities and applicable area commissions, before it was determined that the proposed even exchange of these properties would not adversely impact the City; 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 unimproved right-of-way to The Board of Education of the Columbus City School District at no charge; to-wit:

6079.79 Square Foot Tract:

Situated in the State of Ohio, County of Franklin, and City of Columbus, and being part of the right-of-way of Basswood Road (25 feet in width), and being further shown in the attached "Exhibit A", and more particularly described as follows:

Beginning at an iron pipe set at the intersection of the westerly right-of-way line of Lee Ellen Place (50 feet in width) and the northerly right-of-way line of Basswood Road, said iron pipe set being in the south line of a 1.02 acre tract conveyed to the Board of Education of the City School District of Columbus, Ohio, as recorded in Deed Book 2248, Page 302, Franklin County Recorder's Office, Ohio;

Thence S 3°43'7" W, a distance of 25.00 feet to an iron pipe found at the intersection of the westerly right-of-way line of Eighth Street (50 feet in width) and the southerly right-of-way line of said Basswood Road;

Thence N 85°46'55" W, along the southerly right-of-way line of Basswood Road, a distance of 243.20 feet to the southwest corner of the right-of-way of Basswood Road;

Thence N 3°45'29" E, along the westerly right-of-way line of Basswood Road, a distance of 25.00 feet to the northwest corner of right-of-way of Basswood Road and the southwest corner of said 1.02 acre tract;

Thence S 85°46'55" E, along the northerly right-of-way line of Basswood Road and the south line of said 1.02 acre tract, a distance of 243.18 feet to the POINT OF BEGINNING, containing 6079.79 square feet or 0.140 acres, more or less.

The basis of bearings is the westerly right-of-way line of Eighth Street being S 3°43'7" W, and is transferred from a GPS survey based on Franklin County Geodetic Survey Monument "Frank 134".

This description was prepared by Phil Y. Shih, Professional Surveyor No. 7668, based on an actual filed survey performed in August 2003.

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 a quit claim deed to the grantee thereof.

Section 3. 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 this property.

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 a recommendation from the Land Review Commission and hereby waives the Land Review Commission provisions of Columbus City Codes (1959) Revised, Section 328.01 with regards to the transfer of this property.

Section 5. That in exchange for the above described right-of-way the Board of Education of the City School District of Columbus, Ohio has agreed to deed the following property to the City of Columbus for right-of-way purposes, to-wit:

9439.20 Square Foot Tract:

Situated in the State of Ohio, County of Franklin, and City of Columbus, and being part of a 1.02 acre tract conveyed to The Board of Education of the City School District of Columbus, Ohio, as recorded in Deed Book 2248, Page 302, Franklin County Recorder's Office, Ohio and being further shown in the attached "Exhibit A", and more particularly described as follows:

Beginning at an iron pipe set in the easterly right-of-way line of Lee Ellen Place (50 feet in width), said iron pipe set being the northeast corner of said 1.02 acre tract;

Thence along the easterly right-of-way line of Lee Ellen Place, with a curve to the left, having a radius of 160.00 feet, a curve length of 7.49 feet, a chord bearing of S 41°43'51" E. and a chord distance of 7.49 feet to an iron pipe set;

Thence along the easterly right-of-way line of Lee Ellen Place, with a curve to the right having a radius of 210.00 feet, a curve length of 171.50 feet, a chord bearing of S 19°40'37" E, and a chord distance of 166.77 feet to an iron pipe set;

Thence S 3°43'7" W, along the easterly right-of-way line of Lee Ellen Place, a distance of 6.60 feet to an iron pipe set, said iron pipe set being the intersection of the easterly right-of-way line of Lee Ellen Place and the northerly right-of-way line of Basswood Road (25 feet in width);

Thence N 85°46'55" W, along the extension of the northerly right-of-way line of Basswood Road, a distance of 50.00 feet to an iron pipe set at the intersection of the westerly right-of-way line of Lee Ellen Place and the northerly right-of-way line of Basswood Road;

Thence N 3°43'7" E, along the westerly right-of-way line of Lee Ellen Place, a distance of 6.17 feet to an iron pipe set;

Thence along the westerly right-of-way line of Lee Ellen Place, with a curve to the left, having a radius of 160.00 feet, a curve length of 130.67 feet, a chord bearing of N 19°40'37" W, and a chord distance of 127.07 feet to an iron pipe set;

Thence along said westerly right-of-way line of Lee Ellen Place, with a curve to the right, having a radius of 210.00 feet, a curve length of 54.09 feet, a chord bearing of N 35°41'36" W, and a chord distance of 53.94 feet to an iron pipe set in the north line of said 1.02 acre tract and the south line of Hillgate Subdivision No. 2, as recorded in Plat Book 30, Page 3;

Thence S 86°18'08" E, along the north line of said 1.02 acre tract and the south line of said Hillgate Subdivision No. 2, a distance of 63.14 feet to the POINT OF BEGINNING, containing 9439.20 square feet or 0.217 acres, more or less.

The basis of bearings is the westerly right-of-way line of Lee Ellen Place being N 3°43'7" E, and is transferred from a GPS survey based on Franklin County Geodetic Survey Monument "Frank 134".

This description was prepared by Phil Y. Shih, Professional surveyor No. 7668, based on an actual field survey performed in August 2003.

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

Legislation Number: 1198-2005

Drafting Date: 06/23/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation**Background**

The Ohio Department of Aging awarded funding under the various state grants awarded to the Central Ohio Area Agency on Aging of the Recreation and Parks Department.

This legislation will authorize the Director of Recreation and Parks to enter into eighteen (18) contracts for the continued operation of these programs in Central Ohio for the period July 1, 2005 through June 30, 2006.

Emergency action is requested for continuation of services to older adults beyond July 1, 2005.

Fiscal Impact

\$477,337.00 is required from the Recreation and Parks Grant Fund to enter into said contracts.

TitleTo authorize and direct the Director of Recreation and Parks to enter into eighteen (18) contracts for the provision of services to older adults in Central Ohio in connection with various grant programs, to authorize the expenditure of \$477,337.00 from the Recreation and Parks Grant Fund. ~~and to declare an emergency-- (\$477,337.00)~~

BodyWHEREAS, the Ohio Department of Aging has awarded grant funds to the Central Ohio Area Agency on Aging of the Recreation and Parks Department; **now, therefore and**

~~WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said so there is no interruption of services to older adults; now, therefore~~

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

Section 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into eighteen (18) contracts for the provision of services to older adults in Central Ohio for the period July 1, 2005 through June 30, 2006 as follows:

Agency Name

Alzheimer's Association of Central Ohio (Area-wide)
Caretenders of Columbus (Franklin County)
Carol Strawn Center (Licking County)
Community Adult Day Service (Fayette County)
Catholic Social Services (Franklin County)
First Link (Franklin County)
Elder Choices (Franklin County)
Fairhope (Fairfield County)
Heritage Day Health Centers (Franklin County)
Interim Health Care (Fayette, Madison and Union Counties)
Licking County Aging Program (Licking County)
Life Center Adult Day Care (Franklin County)
Madison County Senior Center (Madison County)
Pickaway County Commission on Aging (Pickaway County)
Salvation Army (Fairfield County)
Washington's Intergenerational Adult Day Care (Franklin County)

Westminister-Thurber (Franklin County)
Wexner Heritage Village (Franklin County)

Section 2. That the expenditure of \$477,337.00, or so much thereof as may be necessary, be and is hereby authorized from Recreation and Parks Grant Fund No. 286, Department No. 51, Object Level 3-3337, to pay the cost thereof as follows:

Grant: Alzheimer's Respite, **Project:** 518047, **OCA NO.:** 514372, **Amount:** \$416,415.00
Grant: Senior Volunteer, **Project:** 518025, **OCA NO.:** 512822, **Amount:** \$23,246.00
Grant: State Block Grant, **Project:** 518315, **OCA NO.:** 514539, **Amount:** \$37,676.00
TOTAL: \$477,337.00

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

Legislation Number: 1199-2005

Drafting Date: 06/23/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The Public Service Department, Transportation Division, has initiated a design project to alleviate ponding due to drainage and elevation problems at various roadway intersections throughout the City. Following rain events, ponding occurs at wheel chair ramps, thereby making the ramps inaccessible. This project will design solutions to eliminate the ponding problems at nine (9) intersections as follows:

1. West Broad Street and Jones Avenue (NW and NE corners)
2. West Broad Street and Wisconsin Avenue (NW corner)
3. West Broad Street and Meek Avenue (NW and NE corners)
4. West Broad Street and Chicago Avenue (NW and NE corners and south side)
5. Neil Avenue and Hubbard Avenue (NE and SE corners)
6. Summit Street and Wyandotte Avenue (NE and SE corners)
7. Blake Avenue and East Street (NE and SE corners)
8. Parsons Avenue and Stewart Avenue (NW corner)
9. King Avenue and Perry Street (NW corner)

The Transportation Division does not maintain the staffing level or all of the expertise necessary to complete the design of this project. Contracting with consulting firms has been the normal method for the Transportation Division to produce construction documents on most projects except those that are maintenance projects in nature. This practice will continue for the foreseeable future.

This legislation authorizes the Public Service Director to enter into a contract with Ribway Engineering Group, Incorporated, (REG) for survey work and design solutions to mitigate the ponding.

The selection process for this contract was completed in accordance with provisions of Chapter 329.11 of the City Code. Requests for proposals (RFPs) were solicited from seven (7) firms as follows: ADR Civil, Dynotech, Columbus Engineering Consultants, Transystems, R.D. Zande, EMH & T, and Ribway Engineering Group (REG).

Four (4) firms responded to the solicitation. The evaluation committee determined that REG submitted the best proposal for this work. REG's contract compliance number is 31-1406579 and expires November 28, 2005. This firm is a certified emerging MBE business.

Fiscal Impact: Funding for this design work exists within the Transportation Division's 2004 Capital Improvements Budget in the 1995, 1999 Voted Streets and Highways Fund. This ordinance transfers \$49,922.00 from the Columbus Housing Initiatives project to the Miscellaneous Intersection Improvements project as required.

Emergency action is requested to expedite the completion of this design work. Subsequent construction will mitigate this ponding that poses a problem for wheelchair bound citizens attempting to use the adjacent sidewalk ramps.

TitleTo authorize the City Auditor to transfer \$49,922.00 between projects within the 1995, 1999 Voted Streets and Highways Fund; to authorize the Public Service Director to enter into contract with Ribway Engineering Group, Incorporated, to design solutions and perform survey work necessary to mitigate ponding problems at nine (9) roadway intersections for the Transportation Division; to authorize the expenditure of \$49,922.00 or so much thereof as may be needed from the 1995, 1999 Voted Streets and Highways Fund, and to declare an emergency. (\$49,922.00)

Body**WHEREAS**, the Transportation Division has initiated a design project to alleviate ponding due to drainage and elevation problems at various roadway intersections at locations throughout the City; and

WHEREAS, following rain events, ponding occurs at wheel chair ramps, thereby making the ramps inaccessible; and

WHEREAS, this project will design solutions to eliminate the ponding problems at nine (9) intersections; and

WHEREAS, the Transportation Division solicited requests for proposals (RFP's) from seven (7) firms of which four (4) responded; and

WHEREAS, the evaluation committee determined that Ribway Engineering Group, Incorporated, submitted the best proposal for this work; and

WHEREAS, an emergency exists in the usual daily operation of the Transportation Division, Public Service Department, in that it is immediately necessary to enter into contract for said design work to mitigate intersection ponding, 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 \$49,922.00 between projects within Fund 704, the 1995, 1999 Voted Streets and Highways Fund, for Department No. 59-09, the Transportation Division, as follows:

TRANSFER FROM:

Project No. / Project / Object Level One/Three Codes/ OCA Code
530303 / Columbus Housing Initiative / 06/6600 / 644385

Total Transfer From: \$49,922.00

TRANSFER TO:

Project No. / Project / Object Level One/Three Codes/ OCA Code
530086 / Miscellaneous Intersection Improvements / 06/6682/ 644385

Total Transfer To: \$49,922.00

SECTION 2. That the Public Service Director be and hereby is authorized to enter into a contract with Ribway Engineering Group, Incorporated, 350 East Broad Street, Columbus, Ohio 43215 to design solutions to eliminate water ponding problems at nine (9) intersections.

SECTION 3. That the expenditure of \$49,922.00 or so much thereof as may be needed be and hereby is authorized from Fund 704, the 1995, 1999 Voted Streets and Highways Fund, Department No. 59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6682, OCA Code 644385 and Project 530086.

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: 1201-2005

Drafting Date: 06/23/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z05-025.

APPLICANT: Albany Group Holdings LLC, c/o Robert Schmidt, attorney; Porter Wright Morris & Arthur; 41 S. High Street; Columbus, Ohio 43215

PROPOSED USE: Commercial development.

DEVELOPMENT COMMISSION RECOMMENDATION: Disapproval (3-3) on June 9, 2005.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant's request for the C-3, Commercial District is consistent with the surrounding zoning and development patterns along South High Street. The properties to the north and east are zoned C-4, Commercial District, a more intense commercial zoning district. Screening for a parking lot on the site would be required along the western and southern property lines by Chapter 3342.17, Columbus City Codes.

Title

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).

Body

WHEREAS, application #Z05-025 is on file with the Building Services Division of the Department of Development requesting rezoning of 0.53± acres from R-3, Residential District, to C-3, Commercial District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the C-3, Commercial District is consistent with the surrounding zoning and development patterns along South High Street. The properties to the north and east are zoned C-4, Commercial District, a more intense commercial zoning district, 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:

2895 SOUTH HIGH STREET (43207), being 0.53± acres located at the southwest corner of South High Street and Dolby Drive, and being more particularly described as follows:

Of the following described premises situate in the County of Franklin, in the State of Ohio and in the Township of Marion

Being a part of Lots Numbers Two (2) and Three (3) as shown on the plat of Partition In the case of Charles Merion, Jr., vs. Benjamin Fisher, et al., of record in Complete Record No. 61, page 136, Court of Common Pleas of Franklin County, Ohio and being more particularly bounded and described as follows:

Beginning at a point in the center of South High Street (Columbus and Chillicothe Turnpike) and in the east line of said Lot 5 at the northeast corner of a tract of 8 acres conveyed to The Board of Education of Marion Township by Charles Merion and Emma K., his wife, by deed dated March 22, 1927, of record in Deed Book 856, page 481, Recorder's Office, Franklin County, Ohio; thence N. 88° 35' W. along the north line of said 8 acre tract, 210 feet to an iron pin, (passing an iron pin in the west line of High Street at 40.1 feet); thence N. 2° 35' W. parallel with the east line of said lot and with the center of High Street, 110 feet to a point in said Lot 2 (passing the north line of Lot No. 3 at 69.79 feet; thence S. 88° 35' E. parallel with the north line of said 8 acre tract, 210 feet to a point in the east line of Lot No. 2 and in the center of High Street, (passing an iron pin on line at 170 feet); thence S. 2° 35' E. along the west line of Lot No. 2 and Lot No. 3, with the center of High Street, 110 feet to the place of beginning, passing the corner between Lot No. 2 and No. 3 at 40.21 feet, containing 0.529 acres.

To Rezone From: from R-3, Residential District,

To: C-3, Commercial District.

SECTION 2. That a Height District of Thirty-five (35) feet is hereby established in the C-3, Commercial District on this property.

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

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

Legislation Number: 1205-2005

Drafting Date: 06/23/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

E.L. WALKER & ASSOCIATES, by ERNEST L. WALKER, General Manager, has submitted the plat titled WALKER CORNERS to the City Engineer's Office for review and approval. This plat has been reviewed and approved by the City Engineer. The following legislation allows the City to accept said plat for property located north off of Faber Avenue and east of Lockbourne Road.

Title

To accept the plat titled WALKER CORNERS, from E. L. WALKER & ASSOCIATES, by ERNEST L.

WALKER, General Manager.

Body:

WHEREAS, the plat titled **WALKER CORNERS** (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, E. L. WALKER & ASSOCIATES, by ERNEST L. WALKER, General Manager, owner of the platted land, desires to dedicate to the public use all or such parts of the Court shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; now, therefore

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

Section 1. That the plat titled **WALKER CORNERS** on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

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

Legislation Number: 1207-2005

Drafting Date: 06/23/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Council adopted Revised Code Chapter 5722 Land Reutilization Program by Ordinance 2161-93 to facilitate effective reutilization of nonproductive land within the City's boundaries to foster either the return of such land to tax revenue generating status or retention for public use. This legislation authorizes the acceptance of a parcel of property located at 1096 McAllister Avenue from the Columbus Compact Corporation to be held in the City's Land Bank and managed in accordance with the policies and procedures of the Land Reutilization Program until it is sold. This transfer of property will be done by virtue of deed, which will be recorded in the Official Records of the County Recorder's Office.

FISCAL IMPACT: No funding is required for this legislation. The Environmental Blight Abatement Unit will provide maintenance of this parcel.

Title

To authorize the acceptance of a deed for a parcel of land to be included in the Land Bank inventory (1096 McAllister Avenue).

Body

WHEREAS, Columbus Compact Corporation is the owner of the said real estate; and

WHEREAS, by virtue of said deed to the City of Columbus, this deed will be recorded in the Franklin County, Ohio, Recorder's Office; and

WHEREAS, the City desires to accept this deed for said property which will be held in the Lank Bank Program and managed in accordance with the Land Reutilization Program's policies and procedures until such time that a redevelopment plan has been

Provided; now, therefore,

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

Section 1. That the City of Columbus hereby accepts the property described herein as:

OWNER: Columbus Compact Corporation

PARCEL NUMBER: 010-045698

ADDRESS: 1096 McAllister Avenue

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

Legislation Number: 1208-2005

Drafting Date: 06/23/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV05-014

APPLICANT: Creative Housing, Inc.; c/o Donald Plank, Atty.; 145 East Rich Street; Columbus, Ohio 43215.

PROPOSED USE: Two 4-unit dwellings.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The applicant is requesting a council variance to develop two four-unit dwellings to provide housing for the developmentally disabled on property zoned C-4, Commercial District, R-3, Residential District and SR, Suburban Residential District. A portion of the development is occurring on a vacated alley. Screening is being provided along the western property line, adjacent to single-family residential development and a portion of the southern property line, adjacent to a church. A sidewalk and frontage trees are being provided along College Avenue, an easement is being granted to the residential dwelling to the north for access to the driveway, and the southern driveway is limited to only exiting right turns. The proposed use and development standards are consistent with zoning and development patterns of the area. Additionally, the property is zoned C-4, Commercial District and could be developed for commercial uses.

Title

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.

Body

WHEREAS, by application No. CV05-014, the owner of property at **1463 COLLEGE AVENUE (43209)**, is requesting

a Council Variance to permit two (2) 4-unit residential dwellings in the C-4, Commercial; SR, Suburban residential; and R-3, Residential Districts; and

WHEREAS, 3332.029, SR Suburban residential district, prohibits 4-unit dwellings, while the applicant proposes to construct two 4-unit dwellings; and

WHEREAS, 3332.035, R-3, Residential district, prohibits 4-unit dwellings, while the applicant proposes to construct two 4-unit dwellings; and

WHEREAS, 3342.08, Driveway, requires driveways serving residential parking lots with more than eight (8) spaces to have a minimum width of twenty (20) feet, while the applicant proposes twelve (12) parking spaces with two driveways, one with a width of twenty (20) feet and the second, a one-way driveway with a width of twelve (12) feet; and

WHEREAS, 3342.17, Parking lot screening, requires any portion of a parking lot which is located within eighty (80) feet of residentially zoned property to be screened to a minimum height of five (5) feet and to an opacity of not less than seventy-five (75) percent, while the applicant proposes to provide the required screening along the western property line and a portion of the southern property boundary. An access easement is being granted to the owner of the residential property to the north, along the northern driveway, making screening impractical; and

WHEREAS, 3342.28, Minimum number of parking spaces required, requires two (2) spaces per dwelling unit for a total of sixteen (16) spaces, while the applicant proposes to provide 1.5 spaces per dwelling unit for a total of twelve (12) spaces; and

WHEREAS, Section 3356.03, C-4, Permitted Uses, prohibits ground floor dwelling units, while the applicant proposes to construct two (2) 4-unit residential dwellings; and

WHEREAS, Section 3356.05, C-4, District Development Limitations, prohibits ground floor dwelling units, while the applicant proposes to construct two (2) 4-unit residential dwellings; and

WHEREAS, the City Departments recommend approval of said ordinance because the proposed residential use, as conditioned, is consistent with uses in the immediate vicinity of the property; and

WHEREAS, a hardship exists in that a Council Variance is the only process to permit dwelling units in the C-4, Commercial District when not located over ground floor commercial 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, said ordinance requires separate submission for all applicable permits and Certificate of Occupancy for the proposed use; and

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **1463 COLLEGE AVENUE (43209)**, in using said property as desired; now, therefore:

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

Section 1. That variances from the provisions of Sections 3332.029, 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 Columbus City Codes are hereby granted for the property located at **1463 COLLEGE AVENUE (43209)**, insofar as said sections prohibit multiple

dwelling buildings, a one-way driveway twelve (12) feet wide, unscreened parking lots adjacent to residentially zoned property, 1.5 parking spaces per dwelling unit, and dwelling units in the C-4, Commercial District when not located over ground floor commercial uses; said property being more particularly described as follows:

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

Being Lot Numbered One Thousand Four Hundred Forty Nine (1449), One Thousand Four Hundred Fifty (1450), One Thousand Four Hundred Fifty One (1451) and One Thousand Four Hundred Fifty Two (1452), of Berwick Subdivision, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 19, pages 25, 26 and 27, Recorder's Office, Franklin County, Ohio.

AND

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. 13753I - 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 and being subject however to all highways, easements and restrictions of record.

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 3/4 inch O.D. pipes capped "HSC 5674".

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for two (2) 4-unit residential dwellings, 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, "**SITE PLAN**," dated June 9, 2005 and signed by David B. Perry, agent for the applicant, and Donald Plank, attorney for the applicant. 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 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 on the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1210-2005

Drafting Date: 06/23/2005

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

Council Variance: CV05-025

APPLICANT: Giant Eagle, Inc.; c/o Jackson B. Reynolds, III, Atty.; Smith and Hale; 37 West Broad Street, Suite 725; Columbus, OH 43215.

PROPOSED USE: Motor vehicle fuel sales within an existing shopping center.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This variance will allow the removal of existing parking spaces that are not code required to add motor vehicle fuel sales to an existing shopping center zoned in the L-C-4, Limited Commercial District. This Council variance proposal is consistent with a citywide zoning and development pattern that has added gasoline sales to shopping centers anchored by grocery stores. A Variance request was filed to save time and permit installation of fueling station as soon as possible. The applicant will file a follow-up rezoning application within six (6) months to rezone the fuel station site to the CPD, Commercial Planned Development District.

Title

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 **and to declare an emergency.** (Council Variance CV05-025)

Body

WHEREAS, by application No. CV05-025, the owners of property at **6867 EAST BROAD STREET (43213)**, are

requesting a Council Variance to add motor vehicle fuel sales to an existing shopping center zoned in the L-C-4, Limited Commercial District; and

WHEREAS, Section 3356.03, C-4 permitted uses, does not permit motor vehicle fuel sales, while the applicant proposes to develop a motor vehicle fuel station; and

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

WHEREAS, City Departments recommend approval because this Council variance proposal is consistent with a citywide zoning and development pattern that has added gasoline sales as a commercial use to shopping centers anchored by grocery store; 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 **6867 EAST BROAD STREET (43213)**, in using said property as desired; now, therefore:

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

SECTION 1. That a variance is granted from the provisions of Section 3356.03, C-4 permitted uses, for the property located at **6867 EAST BROAD STREET (43213)**, to permit commercial motor vehicle fuel sales in the L-C-4, Limited Commercial District; said property being more particularly described as follows:

LEGAL DESCRIPTION FOR 0.583± ACRES

Situate in the State of Ohio, County of Franklin, City of Columbus, lying in Quarter Section 4, Township 1, Range 16, United States Military Lands and being part of the 21.979 acre tract as conveyed to Broad Street Retail LLC by deed of record in Instrument Number 199710300131357, (all references to the Recorder's Office, Franklin County, Ohio), and described as follows:

Beginning for Reference at a point marking the centerline intersection of East Broad Street and Rose Hill Road;

Thence North 81° 48' 10" East, a distance of 470.53 feet, with said centerline of East Broad Street, to a point;

Thence South 08° 44' 50" East, a distance of 50.00 feet, across said East Broad Street right-of-way, to a point in the southerly right-of-way line of East Broad Street, the TRUE POINT OF BEGINNING;

Thence North 81° 48' 10" East, a distance of 183.62 feet, with said southerly right-of-way line of East Broad Street, to a point;

Thence across said 21.979 acre tract the following courses and distances:

1. South 08° 11' 50" East, a distance of 130.50 feet, to a point;
2. South 81° 48' 10" West, a distance of 18.00 feet, to a point;
3. South 73° 30' 37" West, a distance of 24.25 feet, to a point;
4. South 81° 48' 10" West, a distance of 148.98 feet, to a point;
5. North 08° 11' 50" West, a distance of 110.83 feet, to a point;
6. North 09° 24' 38" East, a distance of 24.31 feet, to the TRUE POINT OF BEGINNING and containing 0.583 acres, more or less.

This description was prepared from existing records and is for zoning purposes only.

EVANS, MECHWART HAMBLETON & TILTON, INC.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for commercial motor vehicle fuel sales, or those uses permitted in the L-C-4, Limited Commercial District on this site.

SECTION 3. That this ordinance is further conditioned on substantial compliance with the registered site plan titled, "GIANT EAGLE MARKET #6513," signed on June 23, 2005, by Jackson B. Reynolds, III, attorney for the applicant. Any minor revision(s) to said site plan are subject to review and approval by the Director of Development Department, or his or her designee.

SECTION 4. That this ordinance is further conditioned by the requirement that the applicant file an application to rezone the subject site to the CPD, Commercial Planned Development District, said application to be filed within six (6) months of the date that this Council variance becomes effective.

SECTION 5. That this ordinance is further conditioned on the applicant obtaining all applicable permits and a Certificate of Occupancy for the proposed use.

SECTION 6. ~~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: 1213-2005
Drafting Date: 06/24/2005
Version: 1
Current Status: Passed
Matter Type: Ordinance

Explanation

BACKGROUND: The West Broad Street Economic Development Strategy provides the city and the Hilltop community with a blueprint for the revitalization of West Broad Street from Highland to Terrace avenues. The Plan's strategies were developed with the following goals in mind:

- To create a commercial district to serve existing and future Hilltop residents and people that work in the Hilltop.
- To promote a mixed-use environment.
- To create a special and unique place with the use of designs standards, streetscape enhancements, and marketing.
- To work towards the creation of a safe and clean environment.
- To create an environment where businesses can be successful and thrive.

The Planning Division worked with a Steering Committee consisting of neighborhood and businesses representatives to develop strategies for the revitalization of West Broad Street.

A public open house was held on March 10, 2005. Additionally, the Greater Hilltop Area Commission and the Hilltop Business Association have endorsed the plan.

FISCAL IMPACT: No funding is required for this legislation.

Title

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.

Body

WHEREAS, the purpose of the West Broad Street Economic Development Strategy is to guide the revitalization of West Broad Street from Highland to Terrace avenues within the Hilltop community; and

WHEREAS, the Planning Division worked cooperatively with a Steering Committee consisting of neighborhood and business representatives on the development of the plan; and

WHEREAS, numerous meetings with the steering committee, the Greater Hilltop Area Commission, the Hilltop Business Association and a public open house were held as part of the public planning process; and

WHEREAS, strategies included in the West Broad Street Economic Development Strategy address a kick-off development project, marketing, design, parking and circulation and neighborhood improvements; and

WHEREAS, the following groups have reviewed the plan and have recommended its adoption by City Council: Greater Hilltop Area Commission, Hilltop Business Association and Columbus Development Commission; **now, therefore,**

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

Section 1. That the West Broad Street Economic Development Strategy is hereby adopted to serve as a guide, for both the community and the city of Columbus, as to the revitalization of West Broad Street from Highland to Terrace avenues within the Hilltop community.

Section 2. That the Development Commission and all departments and divisions of the City administration are hereby authorized and directed to use the West Broad Street Economic Development Strategy to initiate projects that will implement the provisions of the plan.

Section 3. That the Department of Development is directed to monitor the use of the West Broad Street Economic Development Strategy, and to present to City Council any amendments necessary to keep the plan up-to-date.

Section 4. That copies of the West Broad Street Economic Development Strategy shall be kept on file in the Department of Development, Planning Division.

Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1218-2005

Drafting Date: 06/24/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the transfer of \$100,000 within the CDBG Fund, the appropriation and expenditure of \$33,333 to the Development Department within the Jobs Growth Fund and the authorization of the Director of the Department of Development to enter into contract with the Economic and Community Development Institute (ECDI) for administration of the Microenterprise Revolving Loan Program.

ECDI provides a network of comprehensive support services to build the economic and social capacities of individuals, families, enterprises and communities. One of the services provided by ECDI is micro-loans for small businesses. ECDI has become a leader in the field of micro lending, providing microenterprise training to an underserved population

including minorities, immigrants, refugees, asylees, low-income recipients and the working poor. ECDI provides microenterprise training, technical assistance and loan funds to assist the applicants with successfully starting or expanding their small business.

\$100,000 of CDBG funds will be used for the revolving loan fund while \$33,333 from the Jobs Growth fund will be used for administrative costs.

Emergency action is requested so that the contract with the Economic and Community Development Institute can be executed immediately.

FISCAL IMPACT: This legislation authorizes the transfer of \$100,000 within the CDBG Fund and the appropriation of \$33,333 to the Development Department within the Jobs Growth Fund.

Title

To authorize the transfer of \$100,000 within the CDBG Fund; to authorize the appropriation of \$33,333 to the Development Department within the Jobs Growth Fund; to authorize the Director of the Department of Development to enter into a contract with the Economic and Community Development Institute; to authorize the expenditure of \$100,000 from the CDBG Fund; to authorize the expenditure of \$33,333 from the Jobs Growth Fund; and to declare an emergency. (\$133,333.00)

Body

WHEREAS; small businesses are essential to the growth of Columbus; and

WHEREAS, micro lending is an opportunity for individuals to start or expand their small businesses in the City of Columbus; and

WHEREAS, the Economic and Community Development Institute has over seven (7) years experience administering micro-loan programs in other localities; and

WHEREAS, ECDI will partner with non-profit groups to assist with the training and technical assistance portion of the Microenterprise Revolving Loan Program; and

WHEREAS, emergency action is requested to allow ECDI to initiate the Microenterprise Revolving Loan Program in the City of Columbus in a timely manner; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into the contract with the Economic and Community Development Institute for administration of the Microenterprise Revolving Loan Program for the preservation of the public health, peace, property, safety and welfare; NOW THEREFORE,

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

Section 1. That the City Auditor be and is hereby authorized and directed to appropriate \$33,333 in the Jobs Growth Fund, Fund 015 to the Development Department, Economic Development Division, Division 44-02, Object Level One 03, Object Level Three 3336, OCA Code 440215.

Section 2. That the City Auditor is hereby authorized and directed to transfer \$100,000 within the Department of Development, Economic Development Division, Division 44-02, CDBG Fund, Fund 248, Subfund 002 a follows:

FROM:

<u>Object Level One</u>	<u>Object Level Three</u>	<u>OCA Code</u>	<u>Amount</u>
03	3336	495020	\$100,000

TO:

<u>Object Level One</u>	<u>Object Level Three</u>	<u>OCA Code</u>	<u>Amount</u>
03	3336	442060	\$100,000

Section 3. That the Director of the Department of Development is authorized to enter into a contract with the Economic and Community Development Institute for the administration of the Microenterprise Revolving Loan program.

Section 4. That for the purpose stated in Section 3, the expenditure of \$33,333 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Development Department, Economic Development Division NO 44-02, Jobs Growth Fund, Fund 015, Object Level One 03, Object Level Three 3336, OCA Code 440215.

Section 5. That for the purpose stated in section 3, the expenditure of \$100,000 or so much thereof as may be necessary, be and is hereby authorized to be expended from the CDGB Fund, Fund 248, Subfund 002, Department of Development, Economic Development Division, Division 44-02, Object Level One 03, Object Level Three 3336, OCA Code 442060.

Section 6. That this contract is awarded in accordance with Chapter 329.15 of the Columbus City Codes, 1959.

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

Legislation Number: 1233-2005

Drafting Date: 06/28/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: In 2003 the Discovery District Development Corporation asked Capitol South Community Urban Redevelopment Corporation to initiate an effort to work with Discovery District property owners to create a Special Improvement District (SID) on the east side of downtown. Property owners were surveyed and overwhelmingly were in support of seeing a proposal to create a SID. One of the first actions required by Chapter 1710 of the Ohio Revised Code is to have not less than 60% of the property owners within the District sign a petition that states they are interested in forming a SID.

City Council must then accept the petitions and the Articles of Incorporation of the Discovery Special Improvement District of Columbus, Inc., an Ohio not-for-profit corporation organized pursuant to Chapter 1710 of the Revised Code.

City Council is also being asked to also approve the inclusion of City owned property as part of the Special Improvement District.

Emergency action is required to allow the Discovery Special Improvement District of Columbus, Inc. to continue the establishment of a Special Improvement District in a timely manner.

FISCAL IMPACT: No funding is required for this legislation.

Title

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.

Body

WHEREAS, Chapter 1710 of the Revised Code, effective September 29, 1994 provides for the creation of Special Improvement Districts (SIDS), by non-profit corporations governed by trustees elected by the property owners for the provision of special services in a designated district; and

WHEREAS, the property owners located on the east side of downtown have initiated a petition to create the SID and have filed the petition with the Columbus City Council along with the Articles of Incorporation of the Warehouse Special Improvement District of Columbus, Inc. an Ohio non-profit corporation, created pursuant to Chapter 1710.02 of the Revised Code; and

WHEREAS, Section 1710.02 (E) further excludes the property owned by the municipal corporation unless the municipal corporation specifically authorizes its property to be included in the district; and

WHEREAS, the Clerk of Columbus City Council finds that the property owners per the signed Petition, if authorized by this Council represents 60% of the front footage of the property located in the SID, all as provided by Section 1710.02 of the Revised Code; and

WHEREAS, emergency action is requested to allow the process of creating the Discovery Special Improvement District to move forward in a timely manner; and

WHEREAS, it is the determination of the Columbus City Council that the SID is a valuable tool for continuing to further economic development and a means of continuing to revitalize the downtown area; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to approve the Petition and the Articles of Incorporation for the Discovery Special Improvement District of Columbus, Inc., all for the immediate preservation of the public health, property, safety and welfare; **NOW, THEREFORE,**

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

Section 1. That the Petition for the creation of the Discovery Special Improvement District of Columbus, Inc. and the Articles of Incorporation of the Discovery Special Improvement District of Columbus, Inc., now on file with the Clerk of the Columbus City Council, and incorporated herein as attachments, are hereby approved.

Section 2. That the properties of the City of Columbus abutting upon the streets described in the Petition are hereby authorized to be included in the district.

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 its passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1238-2005

Drafting Date: 06/28/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Public Service Director to enter into contract for the Facilities Management Division with Carrier Commercial Service for the replacement of the bearings in one of the two chillers used to cool the Municipal Court building, located at 375 South High Street. In mid June, the chiller completely failed. The building was then cooled by the other operating chiller; however, this solution is unsatisfactory on warmer days. To address this problem, a Mayor's Emergency was declared on June 14, 2005. Formal competitive bidding requirements were waived. Due to the fact that the chiller is a Carrier unit, the authorized local Carrier agent was invited to submit a proposal.

Emergency action is requested in order to reimburse Carrier Commercial Service for costs incurred in the replacement of the bearings in one of the chillers at the Municipal Court building, 375 South High Street.

Fiscal Impact: The Facilities Management Division did not budget for this replacement in the Capital Improvement Budget. The cost to replace the bearings is \$56,200.00. This amount will be made up through lower costs or delay on other projects. Carrier Commercial Service Contract Compliance Number 06-0991716, expiration 11/19/2006.

Title

To authorize the Public Service Director to enter into contract for the Facilities Management Division with Carrier Commercial Service to replace the bearings in the chiller at 375 South High Street; to authorize the expenditure of \$56,200.00 from the Facilities Management Capital Improvement Fund; and to declare an emergency. (\$56,200.00)

Body

WHEREAS, one of the two chillers cooling the Municipal Court building at 375 South High Street became inoperable, and

WHEREAS, it was impossible for the other unit to satisfactorily cool the building, and

WHEREAS, this necessitated the immediate replacement of the bearings in the inoperable chiller, and

WHEREAS, the Facilities Management Division solicited a proposal for the replacement of the bearings in the chiller at the Municipal Court building, and

WHEREAS, a Mayor's Emergency was declared to allow the repair, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Facilities Management Division, in that it is immediately necessary to authorize the Public Service Director to enter into contract with Carrier Commercial Service for reimbursement of costs associated with the replacement of the bearings in the chiller at the Municipal Court building at 375 South High Street, 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 Public Service Director is hereby authorized to contract with Carrier Commercial Service for the

replacement of the bearings in one of the chillers at the Municipal Court building at 375 South High Street.

SECTION 2. That the expenditure of \$56,200.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 59-07
Fund: 733
Project: 570030
OCA Code: 643437
Object Level 1: 06
Object Level 3: 6601
Amount: \$56,200.00

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 or vetoes the same.

Legislation Number: 1239-2005

Drafting Date: 06/28/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Public Service Director to enter into contract for the Facilities Management Division with VEC Systems., in the amount of \$131,000.00 for the renovation of the roof at Fire Station 20, 2646 East Fifth Avenue. The current roof is approximately twenty-five years old and has been leaking. The renovation will consist of the replacement of the current roof with a granular-textured roof of modified bitumen asphalt. The contractor has sixty days upon notification of the award of the contract to complete the project. The roof will include a two-year workmanship guarantee from the contractor and a thirty-year workmanship and material guarantee from the manufacturer.

Formal proposals were solicited on May 4, 2005. Four firms submitted proposals on May 24, 2005 as follows: (0 MBE, 0 FBE).

VEC Systems	\$131,000.00
K& W Roofing, Inc.	\$158,000.00
Field & Associates, Inc.	\$184,700.00
General Maintenance & Engineering Co.	\$185,423.00

It is the recommendation of the Facilities Management Division to award this contract to the most responsive and responsible bidder, VEC Systems.

Emergency Action is requested so that the contractor will be able to complete this project during good weather.

Fiscal Impact: The Fire Division budgeted \$200,000.00 in the Capital Improvement Budget for this project. The cost of this contract is \$131,000.00. VEC Systems Contract Compliance Number 04-3702089, expiration 09/27/2007.

Title

To authorize the Public Service Director to enter into contract for the Facilities Management Division with VEC Systems, for the renovation of the roof at Fire Station 20, to authorize the expenditure of \$131,000.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$131,000.00)

Body

WHEREAS, the roof at Fire Station 20 is in disrepair and in need of replacement, and

WHEREAS, the Facilities Management Division recommends acceptance of the bid submitted by VEC Systems as the most responsive and responsible bid, and

WHEREAS; an emergency exists in the usual daily operation of the Facilities Management Division in that it is immediately necessary to authorize the Public Service Director to enter into contract with VEC Systems for a roof renovation at Fire Station 20, 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 Public Service Director is hereby authorized to contract with VEC Systems for the renovation of the roof at Fire Station 20.

SECTION 2. That the expenditure of \$131,000.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-04
Fund: 701
Project: 340103
OCA Code: 644559
Object Level 1: 06
Object Level 3: 6620
Amount: \$131,000.00

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 or vetoes the same.

Legislation Number: 1241-2005

Drafting Date: 06/28/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Public Service Director to enter into contract for the Facilities Management Division with Axiom Mechanical Services, in the amount of \$57,735.00 for the replacement of the HVAC system at the City of Columbus Impound Lot, 400 West Whittier Street. The current HVAC system fails often and never operates at full capacity, making it impossible to properly cool the building. The duration of the contract is thirty (30) calendar days from the contract award date.

Formal proposals were solicited on May 23, 2005. One firm submitted a proposal on May 31, 2005 as follows: (0 MBE, 0 FBE).

Axiom Mechanical Services \$57,735.00

It is the recommendation of the Facilities Management Division to award this contract to the only responsive and responsible bidder, Axiom Mechanical Services.

Emergency action is requested to allow this project to proceed in a timely manner so that the HVAC system at the Impound Lot may be brought up to acceptable standards as quickly as possible.

Fiscal Impact: Funds are available within the Facilities Management Capital Improvement Fund. This project was not originally budgeted but funding is available due to costs savings in other projects. Axiom Mechanical Services Contract Compliance Number 55-0829335, exp. 10/08/2006.

Title

To authorize the Public Service Director to enter into a contract for the Facilities Management Division with Axiom Mechanical Services for the replacement of the HVAC system at the Impound Lot; to authorize the expenditure of \$57,735.00 from the Facilities Management Capital Improvement Fund, and to declare an emergency. (\$57,735.00)

Body

WHEREAS, the HVAC system at the Impound Lot, 400 West Whittier Street operates at partial capacity, making it impossible to properly cool the building, and

WHEREAS, the Facilities Management Division recommends Axiom Mechanical Services as the most responsive and responsible bidder, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Facilities Management Division, in that it is immediately necessary to commence with renovations to the HVAC system at the Impound Lot, 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 Public Service Director is hereby authorized to contract with Axiom Mechanical Services for the renovation of the HVAC system at the Impound Lot, 400 West Whittier Street.

SECTION 2. That the expenditure of \$57,735.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 59-07
Fund: 733
Project: 570030
OCA Code: 643437
Object Level 1: 06
Object Level 3: 6601
Amount: \$57,735.00

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

Legislation Number: 1245-2005

Drafting Date: 06/29/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

The Association of University Related Business Parks has estimated there are over 200 research parks housing 4,000 companies, which employ over 225,000 workers in the United States. Research parks in the United States average between 500 - 1,000 acres. With the exception of the 53 acre Scitech campus, Columbus does not have a large-scale research park. This is due in part to a lack of a single, large (over 1,000 acres) developable tract of land within the city. Therefore, our ability to market and attract national and international high-tech companies to Columbus is compromised.

However, Columbus is fortunate to have an incredibly important economic development asset in the intense clustering of

world-class educational, research, and knowledge-based companies and organizations located along the State Route 315 corridor. Anchored by The Ohio State University (and its associated research and medical institutions), Battelle Memorial Institute, Scitech, the Business Technology Center, Mt. Carmel and Riverside hospitals and a diverse variety of other high-tech institutions - an internationally important corridor emerges when these assets are combined into one, marketable location. The concept of a Columbus research corridor would promote interaction among community, government, business, industry, and academia whereby quality research and training in higher education institutions is used to develop, attract and retain knowledge-based, high-technology companies, in order to create high paying jobs for Columbus residents. By utilizing our existing resources the City of Columbus and its partners could create a new model for urban research parks - a cluster of linked, interdependent, public and private organizations melded into a seamless corridor located in close proximity to The Ohio State University.

In order to fully explore and develop this concept, Columbus City Council and the City Development Department propose to contract with the Columbus Chamber of Commerce to assess the possibilities associated with developing such a concept. The Columbus Chamber of Commerce is actively involved in the science and technology initiatives in the City of Columbus with the same end goal of job creation and increased investment for the City.

This legislation authorizes the appropriation and expenditure of \$138,000 from the Jobs Growth Fund to allow the City to enter into a contract with the Columbus Chamber of Commerce for the provision of providing a Columbus research corridor Master Plan for The Master Plan will include a catalog of the assets of the project area, land analysis of the project area, and a master plan concept. Council member Mary Jo Hudson, chair of the Jobs and Economic Development Committee, deems this science and technology venture an appropriate use of the Jobs Growth Fund.

Emergency Action is requested so that the contract with the Columbus Chamber of Commerce can be executed immediately and they can continue to work to facilitate job growth in Columbus.

FISCAL IMPACT:

The funding for this contract will draw from the \$2 million Job Growth Initiative Fund established by City Council in the 2005 budget.

Title

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)

Body

WHEREAS; City Council amended the 2005 budget to create a \$2 million Job Growth Initiatives Fund; and

WHEREAS, the City of Columbus is limited in its ability to attract research, knowledge-based, high-tech, companies due to a lack of a master strategy for compiling and developing the physical and "smart capital" resources to create a world-class research park; and

WHEREAS, an intense clustering of world-class research, science and technology institutions and companies exist along the State Route 315; and

WHEREAS, The City of Columbus desires to create more jobs for its residents and desires to attract more research and knowledge-based companies into the city; and

WHEREAS, The City of Columbus would like to explore the possibility of creating a Columbus research corridor to be marketed nationally and internationally; and

WHEREAS, The Columbus Chamber of Commerce has a demonstrated track record in direct in job creation and high-tech business recruitment and can provide master planning services to explore the concept of a Columbus research corridor; and

WHEREAS, the master plan will include a catalog of the physical and research assets in the project area, land analysis of the project area and a master plan concept; and

WHEREAS, Council deems it an appropriate use of the Jobs Growth Fund to support this effort; and

WHEREAS, emergency action is necessary to allow the Columbus Chamber of Commerce to create this master plan in a timely manner; and

WHEREAS, an emergency exists in the usual daily operation of the Development Department in that it is immediately necessary to enter into the contract with the Columbus Chamber of Commerce to provide a master plan for a potential Columbus research corridor 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 the City Auditor is hereby authorized and directed to appropriate \$138,000 in the Jobs Growth Fund, Fund 015 to the Development Department, Economic Development Division, Division No. 44-02, Object level One 03, Object level Three 3337, OCA Code 440215.
- Section 2.** That the Director of the Department of Development is hereby authorized to enter into a contract with the Columbus Chamber of Commerce for the period of July 15, 2005 through October 15, 2005 for the purpose of providing a master plan for a proposed Columbus research corridor.
- Section 3.** That for the purpose stated in section 2, the expenditure of \$138,000 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Economic Development Division No. 44-02, Jobs Growth Fund, Fund 015, Object Level One 03, Object Level Three 3337, OCA Code 440215.
- Section 4.** That this contract is awarded in accordance with Chapter 329.15 of the Columbus City Codes, 1959.
- 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 passage and approval by the Mayor, or ten days after passage of the Mayor neither approves nor vetoes the same.

Legislation Number: 1246-2005

Drafting Date: 06/29/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: To change the company name and Federal Identification number for contract number EL003173 and EL004448 for Construction Administration and Inspection Services for several Division of Sewerage and Drainage, Stormwater Management Section Projects. This ordinance authorizes the assignment of all past, present and future business done by the City of Columbus with Benatec Associates, Inc., FID 31-4218330 to Floyd Browne Group, FID 34-1775535.

1. **Amount of additional funds:** No additional funds are necessary to modify the contract.
2. **Reason additional needs were not foreseen:** The current company (Floyd Browne Group) acquired the existing company's (Benatec Associates, Inc.) operations in the State of Ohio.
3. **Reason other procurement processes not used:** There are several active projects and it would be cost effective to allow the existing staff to continue working on these projects. If these services were given to someone else, there would be a loss of time and potentially more costly.
4. **How cost was determined:** Terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: No additional funds are required to assign the rights and obligations of these contracts to the Floyd Browne Group.

In order to maintain an uninterrupted of services to City agencies using these Contracts, this ordinance is being submitted as an emergency.

Title

To authorize and direct the City Auditor to assign the rights and obligations of several contracts with Benatec Associates, Inc. to the Floyd Browne Group and to declare an emergency.

Body

WHEREAS, the Director of the Department of Public Utilities, established several contracts with Benatec Associates, Inc. for Construction Administration and Inspection Services for several projects for the Division of Sewerage and Drainage, Stormwater Management Section; and

WHEREAS, effective as of April 1, 2005, FBA Transportation, Ltd., a wholly owned subsidiary of the Floyd Browne Group recently acquired Benatec Associates, Inc.'s operations in the State of Ohio, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, Stormwater Management Section in that it is immediately necessary to assign contract numbers EL003173 and EL004448 to the Floyd Browne Group, 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 is hereby authorized and directed to assign contracts EL003173 and EL004448 from Benatec Associates Inc., 31-4218330 to Floyd Browne Group, 34-1775535.

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

Legislation Number: 1247-2005

Drafting Date: 06/29/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Public Service Director to enter into contract for the Facilities Management Division with Gutknecht Construction Co., Inc. for the renovation of the HVAC, plumbing, and office area at 2077 Parkwood Avenue. The renovation will consist of the construction of a 790-square foot accessory office area for an existing warehouse, to include a break room and toilet space. Other work will include upgrades in the HVAC and plumbing to the existing building, including the installation of a fire alarm system and a fire suppression system. The Police Division, Public Records Unit, Professional Standards Bureau will be the primary user of the facility, using it for

remote storage of records for the Police Division.

Formal proposals were solicited on June 8, 2005, and opened on June 21, 2005. Four bids were received as follows (0 MBE, 0 FBE):

Gutknecht Construction Co., Inc.	\$466,000.00
Navarro Construction	\$476,000.00
Axiom Mechanical Services	\$614,500.00
Aggressive Mechanical	\$615,000.00

The Facilities Management Division recommends the contract award to the most responsive and responsible bidder, Gutknecht Construction Co., Inc.

Emergency Action is requested so that the Public Records Unit can move out of leased facilities as quickly as possible, thereby saving money.

Fiscal Impact: The Police Division budgeted \$600,000.00 for this project. The cost of this contract is \$466,000.00. Gutknecht Construction Co., Inc. Contract Compliance Number 31-0935568, exp. 09/24/2007.

Title

To authorize the Public Service Director to enter into contract for the Facilities Management Division for the renovation of 2077 Parkwood Avenue with Gutknecht Construction Co., Inc., to authorize the expenditure of \$466,000.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$466,000.00)

Body

WHEREAS, the Police Division requires an addition to the 2077 Parkwood Avenue warehouse facility for office space, and

WHEREAS, the HVAC, plumbing, and fire alarm/suppression systems at the Police Division building at 2077 Parkwood Avenue are in disrepair and in need of renovation, and

WHEREAS, formal competitive bids were advertised and received by the Facilities Management Division for the necessary renovations at 2077 Parkwood Avenue, and

WHEREAS, the Facilities Management Division recommends acceptance of the bid submitted by Gutknecht Construction Co., Inc., as the most responsive and responsible bidder, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Facilities Management Division, in that it is immediately necessary to authorize the Public Service Director to enter into contract with Gutknecht Construction Co., Inc. for renovations at 2077 Parkwood Avenue, allowing the Police Division to leave a leased building, 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 Public Service Director is hereby authorized to contract with Gutknecht Construction Co., Inc. for renovations at 2077 Parkwood Avenue.

SECTION 2. That the expenditure of \$466,000.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-03
Fund: 701
Project: 330023
OCA Code: 644476
Object Level 1: 06
Object Level 3: 6620

Amount: \$466,000.00

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 or vetoes the same.

Legislation Number: 1248-2005

Drafting Date: 06/29/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Public Service Director to enter into contract for the Facilities Management Division with General Temperature Control, Inc., in the amount of \$115,675.00 for the replacement of the cooling tower and direct digital controls at 1393 East Broad Street. The building is currently leased to the Columbus Compact Association. The current cooling tower is leaking water and chemicals, leading to additional maintenance costs. It can not be repaired and will likely completely fail soon. The duration of the contract is forty calendar days from the contract award date.

Formal proposals were solicited on June 9, 2005, and opened on June 21, 2005. Three bids were received as follows (0 MBE, 1 FBE*):

Gateway Mechanical, Inc.	\$91,000.00
*General Temperature Control, Inc.	\$115,675.00
Axiom Mechanical Services	\$125,835.00

The Facilities Management Division recommends the contract award to the most responsive and responsible bidder, General Temperature Control, Inc. On June 22, 2005, Gateway Mechanical, Inc. submitted a letter to the Facilities Management Division withdrawing their bid, due to an error in addition.

Emergency Action is requested to allow this project to proceed in a timely manner so that the risk of the current cooling tower completely failing is minimized.

Fiscal Impact: The Facilities Management Division budgeted \$75,000.00 in the 2004 Capital Improvement Budget for the replacement of the cooling tower at 1393 East Broad Street. The cost of this contract is \$115,675.00. The discrepancy is due to the rising costs of metal. The difference will be made up through cost savings or delays in other projects General Temperature Control, Inc. Contract Compliance Number 31-1201236, exp. 01/21/2006.

Title

To authorize the Public Service Director to enter into contract for the Facilities Management Division with General Temperature Control, Inc. for the replacement of the cooling tower at 1393 East Broad Street; to authorize the expenditure of \$115,675.00 from the Facilities Management Capital Improvement Fund; and to declare an emergency. (\$115,675.00).

Body

WHEREAS, the cooling tower at 1393 East Broad Street has deteriorated beyond normal serviceability and it is necessary to replace this cooling tower for the safety and health of the occupants of 1393 East Broad Street, and

WHEREAS, Ordinance 2148-2004, passed December 15, 2004, authorized the Facilities Management Division to contract with Advanced Engineering Associates to design a new cooling tower for 1393 East Broad Street, and

WHEREAS, the Facilities Management Division received said design and bid the actual project, recommending General

Temperature Control, Inc. as the most responsive and responsible bidder, and
WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Facilities Management Division, in that it is immediately necessary to commence with the replacement of the cooling tower at 1393 East Broad Street to reduce the risk of losing the ability to cool the building, 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 Public Service Director is hereby authorized to contract with General Temperature Control, Inc. for the replacement of the cooling tower at 1393 East Broad Street.

SECTION 2. That the expenditure of \$115,675.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 59-07
Fund: 733
Project: 570030
OCA Code: 643437
Object Level 1: 06
Object Level 3: 6601
Amount: \$115,675.00

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

Legislation Number: 1249-2005

Drafting Date: 06/29/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Need: In order to implement the electronic recording and management of evidence at our Crime Laboratory, the existing computer hardware and software utilized by Crime Lab Technicians needs to be upgraded.

Bid Information: The following informal bids were received by the Purchasing Office:

O M Office Supply - \$29,460.00	Tech Depot - \$30,200.00
Global Gov/Education - \$30,591.80	Insight Public Sector - \$30,826.20
Shea PC Div. Of Vision Micro - \$33,760.00	Alex Systems Consultant - \$38,000.00

The decision to purchase the laptops with docking stations from Shea PC Div. Of Vision Micro is based on their bid being the lowest, most responsible, responsive and best bid evaluated by the Police Net personnel. The four lowest bidders did not include the docking stations in their bids.

Contract Compliance No.: 421541312

Emergency Designation: Emergency legislation is requested in order to expedite the purchase so the system can be installed by the Division's target date of July, 2005.

FISCAL IMPACT: There will be no fiscal impact on the financial status of the General Fund, because all purchases are

being made with Law Enforcement Drug Seizure Funds.

Title

To authorize and direct the Finance Director to enter into a contract for the purchase of laptops with docking stations for the Division of Police, to authorize the expenditure of \$33,760.00 from the Law Enforcement Seizure Fund, to waive the provisions of Columbus City Codes Chapter 329; and to declare an emergency. (\$33,760.00)

Body

WHEREAS, the Division of Police Crime Lab needs to upgrade their existing computer hardware and software to implement the electronic reporting and management system; and
WHEREAS, the Purchasing Office solicited informal bids (SO021047) for the purchase of laptops with docking stations; and
WHEREAS, the Division of Police recommended that a contract be awarded to Shea PC Div. of Vision Micro on the basis of their bid being the lowest, most responsible and responsive bid received; and
WHEREAS, the four lowest bidders did not meet specification because they did not include the cost of the docking stations in their bid; and
WHEREAS, it is necessary to waive the provisions of Section 329 of the Columbus City Codes, 1959; and
WHEREAS, an emergency exists in the daily operation of the Division of Police Department of Public Safety, in that it is immediately necessary to enter into contract for the purchase of laptops with docking stations to meet the target installation date of July 2005 for the immediate preservation of the public peace, health, safety and welfare, now therefore

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

Section 1. That the Finance Director be and is hereby authorized and directed to enter into contract with Shea PC Div. of Vision Micro for the purchase of laptops with docking stations for the Division of Police.

Section 2. That the provisions of Section 329 of the Columbus City Code, 1959, as hereby waived.

Section 3. That the expenditure of \$33,760.00 or so much thereof as may be needed, be and the same is hereby authorized as follows:

DIV	FD	OBJ#1	OBJ#3	OCA
30-03	219	02	2193	301838

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: 1250-2005

Drafting Date: 06/29/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

Through Resolution 0109X-2005, Council declares the necessity 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 under the assessment procedure. The purpose of this ordinance is to assess the cost of such improvement. Property owners have submitted a petition for 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. This petition has been submitted to the Columbus City Council through the City Clerk's office.

FISCAL IMPACT:

No funding is required for this legislation.

Title

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)

Body

WHEREAS, property owners have submitted a petition for 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; and

WHEREAS, Council Resolution 0109X-2005 (the "*Resolution of Necessity*"), declares the necessity of making the Improvement described in Section 1; **NOW, THEREFORE**,

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

- Section 1.** It is determined to proceed with: the improvement of Lancaster Avenue, a public road; the improvement of East Broad Street, a public road; the improvement of the approaches and intersection of Lancaster Avenue and East Broad Street; the improvement of the approaches and intersection of East Broad Street and Brannockburn Boulevard; the construction of Tatum Way, a new road; the construction of Shallotte Drive, a new road; and the construction of Reynolds Crossing Drive, a new 2600 foot collector road connecting Lancaster Avenue and East Broad Street (beginning from Lancaster Avenue approximately 1000 feet south of the intersection, continuing in a northeasterly direction, and ending at East Broad Street approximately 2400 feet east of the intersection), by excavating, grading, and paving the public streets and parking areas, planting of hedges and trees including street trees, installing drainage, street and parking area lighting, decorative street lamps, conduit, curbs and gutters, sidewalks, bicycle parking, ADA compliant handicapped ramps, traffic pavement markings, street signs, traffic signalization, loop detectors, and controllers together with all necessary and related appurtenances (the "*Improvement*").
- Section 2.** The Improvement shall be made in accordance with the provisions of the Resolution of Necessity (including the Petition referenced therein and attached thereto) and with the plans, specifications, profiles and estimate of cost previously approved and now on file in the office of the Clerk of Council.
- Section 3.** The portion of the cost of the Improvement to be assessed in accordance with the Resolution of Necessity and the related Petition shall be assessed in the manner and pursuant to the payment schedule set forth, and on the lots and lands described, in that Resolution and the related Petition.
- Section 4.** All claims for damages resulting from the Improvement that have been or are legally filed shall be inquired into after completion of the Improvement, and the Director of Law is authorized and directed to institute legal proceedings in a court of competent jurisdiction to inquire into those claims.

Section 5. The estimated special assessments previously prepared and filed in the office of the Clerk of Council and in accordance with the Resolution of Necessity and the related Petition are adopted, with the stipulation that all references in the Petition to Ohio Revised Code Sections shall be construed and treated as including and incorporating references to parallel Columbus City Charter Sections as follows:

<u>Ohio Revised Code Section(s)</u>	<u>Columbus City Charter Section(s)</u>
Chapter 727	164-191
727.03	180
727.06	181.1
727.04	182
727.15	171
727.18-727.22	174-176
727.43	177
727.13	170
727.16	172
727.17	173

Section 6. The Clerk of Council shall deliver a certified copy of this Ordinance to the County Auditor of Franklin County, Ohio within 15 days after its passage.

Section 7. Subject to the provisions of Section 727.24 of the Revised Code, the Director of Public Service is authorized and directed, as soon as the funds are available, to make and sign a contract for the Improvement in accordance with applicable law, and the Improvement shall be financed as provided in the Resolution of Necessity.

Section 8. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law including Section 121.22 of the Revised Code.

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

Legislation Number: 1254-2005

Drafting Date: 06/29/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN05-008

BACKGROUND: This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in PlainTownship. This ordinance is required by the Ohio Revised Code as enacted by the General Assembly of the State of Ohio. Notice of the annexation request was received from Franklin County. The ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information to determine the municipal services that would be available was compiled following the receipt of the notice. This process takes a minimum of two weeks to complete. Preparation of the ordinance and submission to the City Clerk in order to have a timely hearing before City Council requires a minimum additional time of two weeks. All of the above creates the necessity for emergency legislation in order to meet the hearing deadline.

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

Title

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (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.

Body

WHEREAS, a petition for the annexation of certain territory in Plain Township was duly filed by William & Phyllis Snedegar on June 29, 2005; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the Rocky Fork-Blacklick Accord planning area; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for 9.5± acres in Plain Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will only be able to provide the appropriate level of safety related services to the proposed annexation area if certain agreements or conditions are affected. Such services will include police and fire protection as well as emergency medical service to the subject property. Specifically, this area must be restricted to commercial development or, if residential, integrated into the "Pay as You Grow" initiative.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

At the present time fire protection for the proposed annexation is as follows:

See attached Fire Response Form.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Transportation: Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

Water: This site can be served by an existing main located about 1,000 feet from the site at the intersection of Central College Road and New Albany Rd. Extension of this main will be the responsibility of the developer.

Sewer:

Sanitary Sewer:

This site can be served by an 18 inch sewer located about 160 feet to the north. Mainline extension will be the responsibility of the developer.

Storm Sewer:

All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 9.5 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Plain Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Plain Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

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

Legislation Number: 1260-2005

Drafting Date: 06/30/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

AN05-009

BACKGROUND: This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in Washington Township. This ordinance is required by the Ohio Revised Code as enacted by the General Assembly of the State of Ohio. Notice of the annexation request was received from Franklin County. The ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information to determine the municipal services that would be available was compiled following the receipt of the notice. This process takes a minimum of two weeks to complete. Preparation of the ordinance and submission to the City Clerk in order to have a timely hearing before City Council requires a minimum

additional time of two weeks. All of the above creates the necessity for emergency legislation in order to meet the hearing deadline.

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

Title

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (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.

Body

WHEREAS, a petition for the annexation of certain territory in Washington Township was duly filed by Joseph S. and Angelo J. Dallas III on June 29, 2005; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for 12.6± acres in Washington Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will only be able to provide the appropriate level of safety related services to the proposed annexation area if certain agreements or conditions are affected. Such services will include police and fire protection as well as emergency medical service to the subject property. Specifically, this area must be restricted to commercial development or, if residential, integrated into the "Pay as You Grow" initiative.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

At the present time fire protection for the proposed annexation is as follows:

See attached Fire Response Form.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Transportation: Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

Water: The proposed annexation site shall receive water service from the City of Columbus Division of Water from the sixteen-inch (16") water main currently under construction in Avery Road...This water main shall be in service and ready for public usage prior to the completion of this annexation...

Sewer:

Sanitary Sewer:

This annexation is tributary to an extension of an existing 36" sanitary sewer located approximately 1,100 feet to the southeast. The City is constructing a 36" extension of this subtrunk sewer across Avery Road approximately 800 feet south of the site. Mainline sewer extension is required at the expense of the property owner/developer.

Storm Sewer:

All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 12.6 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Washington Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Washington Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

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

Legislation Number: 1264-2005

Drafting Date: 06/30/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: The City of Columbus, Ohio owns and maintains a 30" diameter sanitary sewer trunk line commonly known as the Franklin Main Interceptor Sewer ("Franklin Main Sewer"). The Franklin Main Sewer crosses under certain portions of land under the jurisdiction and control of OSU, who plans to construct improvements on certain portions of such land. This necessitates the relocation of a portion of the Franklin

Main Sewer. The City requested that OSU relocate other portions of the Franklin Main Sewer during construction of the OSU improvements. Ordinance 0852-2004, passed on June 14, 2004, authorizing the Director of Public Utilities to enter in a certain Capital Improvements Project Reimbursement Agreement, by and between the City and OSU ("Reimbursement Agreement"), pursuant to which, the City agreed to reimburse OSU for certain costs of the Franklin Main Sewer relocation, contingent in part upon receipt of this easement. The City has therefore applied to the State of Ohio for an easement in, over, under, across, and through said land under the jurisdiction of OSU for sewer utility lines and appurtenances thereto. The following Legislation authorizes the Director of the Department of Public Utilities to execute a State of Ohio Easement and any ancillary documents necessary to accept the subject real property interests, 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 relocation of the subject sewer.

Title

To authorize the Director of the Department of Public Utilities to execute a State of Ohio Easement and any ancillary documents necessary to accept certain sanitary sewers rights in and to certain real property under the jurisdiction of OSU, necessary to the relocation of certain portions of the Franklin Main Interceptor Sewer, and to declare an emergency.

Body

WHEREAS, the City of Columbus, owns and maintains a 30" diameter sanitary sewer trunk line commonly known as the Franklin Main Interceptor Sewer ("Franklin Main Sewer"); and

WHEREAS, said Franklin Main Sewer crosses under certain portions of land under the jurisdiction and control of OSU; and

WHEREAS, OSU plans to construct improvements on certain portions of such land that necessitates the relocation of a portion of the Franklin Main Sewer; and

WHEREAS, the City requested that OSU relocate other portions of the Franklin Main Sewer during construction of the OSU improvements; and

WHEREAS, Ordinance 0852-2004, passed on June 14, 2004, authorizing the Director of Public Utilities to enter in a certain Capital Improvements Project Reimbursement Agreement, by and between the City and OSU ("Reimbursement Agreement"), pursuant to which, the City agreed to reimburse OSU for certain costs of the Franklin Main Sewer relocation, contingent in part upon receipt of this easement; and

WHEREAS, the City has therefore applied to the State for an easement in, over, under, across, and through said land under the jurisdiction of OSU for constructing, installing, reconstructing, replacing, removing, repairing, maintaining and operating sewer utility lines and appurtenances thereto; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, that it is immediately necessary to authorize the Director of the Department of Public Utilities to execute a State of Ohio Easement and any ancillary documents necessary to accept certain sanitary sewers rights in and to real property under the jurisdiction of OSU, necessary to the relocation of certain portions of the Franklin Main Interceptor Sewer, 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 State of Ohio 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:

**DESCRIPTION OF A SANITARY SEWER EASEMENT FOR
THE CITY OF COLUMBUS, FRANKLIN MAIN SANITARY SEWER RELOCATION**

Situated in the State of Ohio, County of Franklin, City of Columbus; and being a 20 foot wide sanitary sewer easement across a tract of land owned by the Ohio State University (Auditors Parcel No. 010-067007) and being within the right-of-way of Cannon Drive as established by the plat entitled "Dedication of 7.411 Acres of Cannon Drive and John Herrick Drive to Public Use", as recorded in Plat Book 83, Page 73, Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a point on the easterly right-of-way line of Cannon Drive, said point also being 44.50 feet right of Station 72+36.73 in the centerline of Cannon Drive as dedicated in the above referenced Plat Book 83, Page 73, and being the True Point Of Beginning of the sanitary sewer easement herein conveyed;

Thence along said right-of-way line and east line of the proposed easement, S 18°58'16" E a distance of 21.25 feet to a point;

Thence along a south line of the proposed easement, S 51°17'08" W a distance of 4.13 feet to a point;

Thence along the east line of the proposed easement, S 18°48'50" E a distance of 209.26 feet to a point;

Thence along the east line of the proposed easement, S 19°03'33" E a distance of 230.06 feet to a point;

Thence along the east line of the proposed easement, S 17°54'19" E a distance of 181.26 feet to a point;

Thence along the east line of the proposed easement, S 10°27'41" E a distance of 143.84 feet to a point;

Thence along the east line of the proposed easement, S 05°10'13" E a distance of 141.35 feet to a point;

Thence along the east line of the proposed easement, S 26°55'40" E a distance of 7.29 feet to a point on the easterly right-of-way of Cannon Drive;

Thence along said right-of-way line and the east line of the proposed easement, along the arc of a curve to the right having a radius of 1469.78 feet, a central angle of 00°26'27", a chord of which bears S 01°31'12" E a distance of 11.31 feet to a point;

Thence continuing along said right-of-way line and east line of the proposed easement, along the arc of a curve to the right having a radius of 1464.89 feet, a central angle of 01°26'59", a chord of which bears S 02°48'23" E a distance of 37.06 feet to a point;

Thence along the south line of the proposed easement, N 26°55'40" W a distance of 55.18 feet to a point;

Thence along the W line of the proposed easement, N 05°10'13" W a distance of 144.27 feet to a point;

Thence along the W line of the proposed easement, N 10°27'41" W a distance of 141.61 feet to a point;

Thence along the W line of the proposed easement, N 17°54'19" W a distance of 179.76 feet to a point;

Thence along the W line of the proposed easement, N 19°03'33" W a distance of 229.89 feet to a point;

Thence along the W line of the proposed easement, N 18°48'50" W a distance of 223.34 feet to a point;

Thence along the north line of the proposed easement, N 51°17'08" E a distance of 25.34 feet to the True Point Of Beginning and **containing 0.440 acres**, more or less;

The above take is from Auditors Parcel No. 010-067007 (324.26 acres), being owned by The Ohio State University.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No. 7357.

The Basis of Bearing for this description is the centerline of Cannon Drive being N 18°58'16" W as shown on the plat entitled "Dedication of 7.411 Acres of Cannon Drive and John Herrick Drive to Public Use" as recorded in Plat Book 83, Page 73, Recorder's Office, Franklin County, Ohio.

Michael D. Weeks, Registered Surveyor No. 7357.

**DESCRIPTION OF A SANITARY SEWER EASEMENT (S1) FOR
THE CITY OF COLUMBUS, FRANKLIN MAIN SANITARY SEWER RELOCATION**

Situated in the State of Ohio, County of Franklin, City of Columbus; and being a 20 foot wide sanitary sewer easement across The Ohio State University (Auditors Parcel No. 010-067007); said easement being more particularly described as follows:

Beginning at a point on the easterly right-of-way line of Cannon Drive, said point also being 44.50 feet right of Station 72+36.73 in the centerline of Cannon Drive as established by the dedication of a portion of Cannon Drive as recorded in Plat Book 83, Page 73, Recorder's Office, Franklin County, Ohio, and being the True Point Of Beginning of the sanitary sewer easement herein conveyed;

Thence along the north line of the proposed easement, N 51°17'08" E a distance of 25.89 feet to a point;

Thence along the north line of the proposed easement, S 87°56'59" E a distance of 316.43 feet to a point;

Thence along the north line of the proposed easement, S 85°11'58" E a distance of 134.11 feet to a point;

Thence along the north line of the proposed easement, N 85°30'35" E a distance of 180.91 feet to a point;

Thence along the north line of the proposed easement, N 48°17'07" E a distance of 66.84 feet to a point;

Thence along the east line of the proposed easement, S 41°42'53" E a distance of 20.00 feet to a point;

Thence along the south line of the proposed easement, S 48°17'07" W a distance of 73.57 feet to a point;

Thence along the south line of the proposed easement, S 85°30'35" W a distance of 189.27 feet to a point;

Thence along the south line of the proposed easement, N 85°11'58" W a distance of 135.26 feet to a point;

Thence along the south line of the proposed easement, N 87°56'59" W a distance of 308.52 feet to a point;

Thence along the south line of the proposed easement, S 51°17'08" W a distance of 25.64 feet to a point on the easterly right-of-way line of Cannon Drive;

Thence along the said right-of-way line and the W line of the proposed easement, N 18°58'16" W a distance of 21.25 feet to the True Point Of Beginning and **containing 0.334 acres**, more or less;

The above take is from Auditors Parcel No. 010-067007 (324.26 acres), being owned by The Ohio State University.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No. 7357.

The Basis of Bearing for this description is the centerline of Cannon Drive being N 18°58'16" W as shown on the plat entitled "Dedication of 7.411 Acres of Cannon Drive and John Herrick Drive to Public Use", as recorded in Plat Book 83, Page 73, Recorder's Office, Franklin County, Ohio.

Michael D. Weeks, Registered Surveyor No. 7357.

**DESCRIPTION OF A SANITARY SEWER EASEMENT (S2) FOR
THE CITY OF COLUMBUS, FRANKLIN MAIN SANITARY SEWER RELOCATION**

Situated in the State of Ohio, County of Franklin, City of Columbus; and being a 20 foot wide sanitary sewer easement across The Ohio State University (Auditors Parcel No. 010-067007); said easement being more particularly described as follows:

Beginning at a point on the easterly right-of-way line of Cannon Drive, said point also being

32.94 feet right of Station 63+11.05 in the centerline of Cannon Drive as established by the dedication of a portion of Cannon Drive as recorded in Plat Book 83, Page 73, Recorder's Office, Franklin County, Ohio, and being the **True Point Of Beginning** of the sanitary sewer easement herein conveyed;

Thence along the east line of the proposed easement, S 26°55'40" E a distance of 62.01 feet to a point;

Thence along the south line of the proposed easement, S 63°04'20" W a distance of 20.00 feet to a point;

Thence along the W line of the proposed easement, N 26°55'40" W a distance of 17.97 feet to a point on the easterly right-of-way of Cannon Drive;

Thence along said right-of-way line and west line of the proposed easement, along the arc of a curve to the left having a radius of 1464.89 feet, a central angle of 01°26'59", a chord of which bears N 02°48'23" W a distance of 37.06 feet to a point;

Thence continuing along said right-of-way line and the west line of the proposed easement, along the arc of a curve to the left having a radius of 1469.78 feet, a central angle of 00°26'27", a chord of which bears N 01°31'12" W a distance of 11.31 feet to the True Point Of Beginning and **containing 0.018 acres**, more or less;

The above take is from Auditors Parcel No. 010-067007 (324.26 acres), being owned by The Ohio State University.

The above description was prepared under the direction of Michael D. Weeks, Professional Surveyor No. 7357.

The Basis of Bearing for this description is the centerline of Cannon Drive being N 18°58'16" W as shown on the plat entitled "Dedication of 7.411 Acres of Cannon Drive and John Herrick Drive to Public Use", as recorded in Plat Book 83, Page 73, Recorder's Office, Franklin County, Ohio.

Michael D. Weeks, Registered Surveyor No. 7357.

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: 1266-2005

Drafting Date: 06/30/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Public Service Director to enter into contract for the Facilities Management Division with Carrier Commercial Service in the amount of \$222,500.00 for the replacement of the two boilers at the Municipal Court building, 375 South High Street. The current boilers are original to the building. The boilers often fail. This replacement is necessary to ensure that the building is properly heated in the upcoming winter months. The contractor has sixty days upon notice of the award of the contract to complete the project.

Formal proposals were solicited on June 23, 2005. Two firms submitted proposals on June 29, 2005 as follows: (0 MBE, 1 FBE*).

Carrier Commercial Service	\$222,500.00
*General Temperature Control, Inc.	\$393,175.00

It is the recommendation of the Facilities Management Division to award this contract to the most responsive and responsible bidder, Carrier Commercial Service. Contract Compliance Number 06-0991716, exp. 11/19/2006.

Emergency action is requested so that the contractor will be able to replace the boilers in the Municipal Court building before cold weather.

Fiscal Impact: The Facilities Management Division budgeted \$500,000.00 in the Capital Improvement Budget for this project. The cost of this contract is \$222,500.00.

Title

To authorize the Public Service Director to enter into contract for the Facilities Management Division with Carrier Commercial Service for the replacement of the boilers at the Municipal Court building, 375 South High Street, to authorize the expenditure of \$222,500.00 from the Facilities Management Capital Improvement Fund, and to declare an emergency. (\$222,500.00)

Body

WHEREAS, the boilers at the Municipal Court building, 375 South High Street, are in disrepair and in need of replacement, and

WHEREAS, the Facilities Management Division recommends acceptance of the bid submitted by Carrier Commercial Service as the most responsive and responsible bid, and

WHEREAS; an emergency exists in the usual daily operation of the Facilities Management Division in that it is immediately necessary to authorize the Public Service Director to enter into contract with Carrier Commercial Service for the replacement of the boilers at the Municipal Court building, 375 South High Street, 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 Public Service Director is hereby authorized to contract with Carrier Commercial Service for the replacement of the boilers at the Municipal Court Building, 375 South High Street.

SECTION 2. That the expenditure of \$222,500.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 59-07
Fund: 733
Project: 570030
OCA Code: 643437
Object Level 1: 06
Object Level 3: 6601
Amount: \$222,500.00

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 or vetoes the same.

Legislation Number: 1267-2005

Drafting Date: 06/30/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: The City of Columbus owns certain real property located at 2300 West Broad Street. The City desires to enter into a short-term lease with the Greater Hilltop Community Development Corporation to allow the continuation of community services provided by that agency.

Fiscal Impact: The City will receive \$1.00 per month for the term of this lease agreement (6 months). In addition, Greater Hilltop Community Development Corporation shall pay all operating expenses to include utilities, (gas, electric, water) taxes and insurance for the portion of the building occupied.

Emergency Justification: Emergency action is requested to implement the lease agreement. The current lease has expired.

Title

To authorize the Director of the Department of Development to enter into a short-term lease agreement to lease a city owned property at 2300 West Broad Street to the Greater Hilltop Community Development Corporation; and to declare an emergency.

Body

WHEREAS, the City of Columbus owns certain real property known as 2300 West Broad Street, Columbus, Ohio 43204; and

WHEREAS, the City of Columbus, Department of Development, has negotiated a mutually satisfactory lease agreement with the Greater Hilltop Community Development Corporation, an Ohio non-profit Corporation, for the lease of said real property; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to enter into this lease agreement in order to continue the expired lease thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

Section 1. That the Director of the Department of Development is hereby authorized and directed to execute any and all documents approved as necessary to enter into a lease agreement by and between the City of Columbus and the Greater Hilltop Community Development Corporation for a certain real property known as 2300 West Broad Street, Columbus, Ohio 43204 for the period of July 15, 2005 through January 15, 2006.

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

Legislation Number: 1268-2005

Drafting Date: 06/30/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: This legislation authorizes the Director of the Department of Development to enter into a short-term lease agreement with Columbus Housing Partnership and Stenson Powell Partnership for space located at 773 East Long Street within the Lincoln Theatre.

Fiscal Impact: The City will receive \$2,446.87 or \$11.25 per square foot for the term of this lease agreement (6 months). In addition, Columbus Housing Partnership and Stenson Powell Partnership shall contribute approximately \$9,000 in tenant improvements.

Emergency Justification: Emergency action is requested in order to meet the targeted occupancy dates.

Title

To authorize the Director of the Department of Development to enter into a short-term lease agreement to lease city owned property at 773 East Long Street to Columbus Housing Partnership and Stenson Powell Partnership; and to declare an emergency.

Body

WHEREAS, the City of Columbus, Ohio owns certain real property known as 773 East Long Street; and

WHEREAS, the City of Columbus, Ohio, has negotiated a mutually satisfactory lease agreement with Columbus Housing Partnership, an Ohio non-profit corporation, and Stenson Powell Partnership, an Ohio for-profit for the lease of said real property; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to enter into this lease agreement in order to meet the agreed occupancy dates thereby preserving the public health, peace, property, safety, and welfare; and NOW THEREFORE,

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

Section 1. That the Director of Department of Development is hereby authorized and directed to execute any documents approved necessary to enter into a lease agreement by and between the City of Columbus, Ohio and Columbus Housing Partnership and Stenson Powell Partnership for a certain real property known as 773 East Long Street, Columbus, Ohio for the period of July 15, 2005 through January 15, 2006.

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

Legislation Number: 1271-2005

Drafting Date: 07/01/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: The need exists to enter into an Enterprise Zone and Jobs Creation Tax Credit Agreement with Stone Barn, LLC, DBA Steve & Barry's University Sportswear. Ohio Enterprise Zone law (O.R.C. Section 5709.62) and Jobs Creation Tax Credit law (O.R.C. Section 718.08) requires the City to enter into a Council-approved agreement with a participating company.

Stone Barn, LLC DBA Steve & Barry's University Sportswear, established in 1985, is a large distributor of university

sportswear and apparel for adults and children with locations in 70 (seventy) malls throughout the United States. Stone Barn, LLC DBA Steve & Barry's University Sportswear is headquartered in Port Washington, NY and has locations in twenty-six states.

The company is proposing to lease 1.2 million square feet for distribution at a facility located at 4545 Fisher Road, the former Sears Distribution Center building. The investment in real and personal property will be between \$22.4-\$24.4 million with the creation of 250 new jobs. The Ohio Department of Development has offered a 5-year, 60% Jobs Creation Tax Credit for this project to help secure the jobs and investment for Ohio.

The Columbus Department of Development is proposing a 10-year, 75% (percent) personal property abatement under the City's Enterprise Zone Program and a 10-year, 65% (percent) Jobs Creation Tax Credit. Only jobs that pay \$10.00 and above are eligible for the tax credit.

This legislation is requested to be considered as an emergency in order to allow Stone Barn, LLC DBA Steve & Barry's University Sportswear to make a decision on the location of the proposed project as quickly as possible.

Fiscal Impact: No funding is required for this legislation.

Title

To authorize the Director of the Department of Development to enter into a 10 year/75% Enterprise Zone Agreement on personal property and a 65%/10 year Jobs Creation Tax Credit Agreement with Stone Barn, LLC DBA Steve & Barry's University Sportswear; and to declare an emergency.

Body

WHEREAS, the City has established an Enterprise Zone pursuant to Sections 5709.61 to 5709.66 of the Ohio Revised Code ("O.R.C.") which has been certified by the Director of the Department of the State of Ohio as required by the O.R.C.; and

WHEREAS, Stone Barn, LLC DBA Steve & Barry's University Sportswear, ("Stone Barn, LLC DBA Steve & Barry's University Sportswear") has submitted a proposal to the City as required by, but not limited to, Section 5709.62, O. R. C. including all of the information required by Section 5709.62; and

WHEREAS, pursuant to Section 122.17 of the Ohio Revised Code, the State of Ohio is authorized to establish the Tax Credit Authority and to execute agreements with taxpayers of the State of Ohio for the purpose of granting these taxpayers job creation tax credits against their corporate franchise or income tax, which tax credits are provided to create new jobs in the State of Ohio; and

WHEREAS, legislative approval is contingent upon a Jobs Creation Tax Credit being granted by the State of Ohio; and

WHEREAS, pursuant to Section 718.08 of the Ohio Revised Code a municipal corporation is authorized to grant local income tax credits to taxpayers who have received tax credits from the State; and

WHEREAS, Stone Barn, LLC DBA Steve & Barry's University Sportswear proposes to invest \$22.2 million in real property improvements and personal property and create 250 new jobs, and is located within Columbus Enterprise Zone and is qualified for consideration of both Enterprise Zone and Jobs Creation Tax Credit incentives; and

WHEREAS, Stone Barn, LLC DBA Steve & Barry's University Sportswear has indicated that tax incentives are crucial to its decision to locate the aforementioned project to the Columbus site; and

WHEREAS, the Columbus Department of Development has investigated Stone Barn, LLC DBA Steve & Barry's University Sportswear's proposal and application for tax incentives and has determined that Stone Barn, LLC DBA Steve

& Barry's University Sportswear has the financial ability to undertake the proposed project in Columbus, and

WHEREAS, it is required by law to enter into a formal, binding agreement in order to provide and obtain both Enterprise Zone and Jobs Creation Tax Credit tax incentives in the State and City; and

WHEREAS, the City desires to enter into such agreements with Stone Barn, LLC DBA Steve & Barry's University Sportswear to foster economic growth; and

WHEREAS, an emergency exists in the usual daily operation of the Columbus Department of Development in that it is immediately necessary to enter into an agreements with Stone Barn, LLC DBA Steve & Barry's University Sportswear for the preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Director of the Department of Development be and is hereby authorized to enter into an Enterprise Zone Agreement and Jobs Creation Tax Credit Agreement with Stone Barn, LLC DBA Steve & Barry's University Sportswear, and to provide therewith an exemption of 75% on the value of personal property investments for a term of ten (10) taxable years and a 65% Jobs Creation Tax Credit, for a term of ten (10) taxable years, in association with Stone Barn, LLC DBA Steve & Barry's University Sportswear's proposed expansion investment.

Section 2. That the City of Columbus Enterprise Zone Agreement and the Jobs Creation Tax Credit Agreement, shall be signed by Stone Barn, LLC DBA Steve & Barry's University Sportswear within ninety (90) days of passage of this ordinance, or this ordinance, abatement and credits authorized herein, are null and void.

Section 3. That for reasons stated in the preamble hereto, which is hereby made a part hereof, the 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: 1275-2005

Drafting Date: 07/01/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Article 32.3 of the Collective Bargaining Contract with the American Federation of State, County, and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, requires that any modifications to the contract be agreed between the parties. Memorandum of Understanding #2005-02 has been executed by the parties to amend Appendix A (classification listing) to reflect Civil Service Commission action and assign pay to newly created classifications.

The passage of this ordinance indicates Council's acceptance of Memorandum of Understanding #2005-02, a copy of which is attached hereto.

Emergency action is recommended due to impact on the recommended rates of pay.

Title

To accept Memorandum of Understanding #2005-02 executed between representatives of the City of Columbus and American Federation of State, County and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, which amends the Collective Bargaining Contract, April 1, 2005 through March 31, 2008; and to declare an emergency.

Body

WHEREAS, representatives of the City and American Federation of State, County and Municipal Employees (AFSCME), Local 1632, entered into Memorandum of Understanding #2005-02, a copy of which is attached hereto, which amends Appendix A of the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632, April 1, 2005 through March 31, 2008; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to amend the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632, by accepting Memorandum of Understanding #2005-02 to implement the classification titles and recommended rates of pay, thereby preserving the public peace, property, health, safety, and welfare; Now, Therefore

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

Section 1. That Memorandum of Understanding #2005-02 amends the Collective Bargaining Contract between the City and AFSCME, Ohio Council 8, Local 1632, April 1, 2005 through March 31, 2008.

Section 2. That City Council, in the best interests of the City, hereby recognizes and accepts Memorandum of Understanding #2005-02, a copy of which is attached hereto, executed between representatives of the City and AFSCME, Ohio Council 8, Local 1632, to be effective with the beginning of the pay period following passage by City Council.

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

Legislation Number: 1278-2005

Drafting Date: 07/05/2005

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 Homeland Security, Federal Emergency Management Agency. This ordinance is needed to accept and appropriate \$227,592.00 in grant money to fund the Metropolitan Medical Response System for the period of October 1, 2004 through September 30, 2006.

The purpose of the MMRS grant is to assist the CMMRS (Columbus Metropolitan Medical Response System) to enhance its jurisdiction's (Columbus and Franklin County) ability to respond to a mass casualty event. This is accomplished through the systematic integration of emergency response planning, training, communication, and incident management. The grant also allows for the enhancement of response capabilities which will enable the CMMRS to focus on: radiological preparedness; mass care sheltering and medical treatment; emergency alerting and information; National Incident Management System (NIMS) compliance; quarantine and isolation preparedness; geographic information systems; updating the CMMRS Steering Committee; and pharmaceutical cache management.

This ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible given the grant start date of October 1, 2004. Up to date financial posting promotes accurate

accounting and financial management.

FISCAL IMPACT: The program is funded by the U.S. Department of Homeland Security, Federal Emergency Management Agency and does not generate revenue.

Title

To authorize and direct the Columbus Health Department to accept a grant from the U.S. Department of Homeland Security, Federal Emergency Management Agency in the amount of \$227,592.00; to authorize the appropriation of \$227,592.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$227,592.00)

Body

WHEREAS, \$227,592.00 in grant funds have been made available through the U.S. Department of Homeland Security, Federal Emergency Management Agency for the Metropolitan Medical Response System; 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 Homeland Security, Federal Emergency Management Agency 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 \$227,592.00 from the U.S. Department of Homeland Security for the Metropolitan Medical Response System for the period October 1, 2004 through September 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 eighteen months ending December 31, 2006, the sum of \$227,592 is hereby appropriated to the Health Department, Division No. 50, as follows:

Metropolitan Medical Response System

OCA: 506051 Grant No.: 506051 Obj. Level 01: 01 Amount \$42,439

OCA: 506051 Grant No.: 506051 Obj. Level 01: 02 Amount \$ 185,153

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: 1287-2005

Drafting Date: 07/06/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation This ordinance will enable the Director of the Office of Education to accept, appropriate and expend a grant from the National Conference of Black Mayors, and provide for the appropriation of said funds to the Education Private Grant fund, fund No 291.

Private grant funding from the National Conference of Black Mayors and the National Transportation and Highway Safety Office (NHTSA) will allow the City of Columbus to participate in a pilot study to increase seatbelt use in the African-American Community. These particular dollars will be used to contract with First Church of God to administer the day to day operations of the grant, work with local media outlets to advertise a safety message and to conduct seatbelt usage observations and surveys in target areas of the city.

The goals of this community based pilot initiative are: (1) To increase safety belt use among minority populations in major cities over a three-year period. NHTSA intends to replicate successful strategies and activities conducted under this grant in other cities. This plan will support implementation of three primary strategies: (1) communication (media) strategies that highlight social marketing and support of; (2) high visibility enforcement education; and (3) program evaluation.

Fiscal Impact:

\$230,000 in private grant funding will be used over a three year period to conduct a media campaign in target neighborhoods with a significant A-A male population between the ages of 16-24. This media campaign will focus on communication, enforcement education and overall program evaluation. This ordinance will reduce the Education Private Grant Fund No 291 unappropriated balance by \$230,000 over a three year period.

The expenditure of \$230,000 is budgeted in the Education Private Grant Fund 291.

EMERGENCY

It is required that this ordinance be deemed an emergency to allow for the acceptance of said funds to conduct educational outreach activities during July-August 2005.

Title

To authorize and direct the Director of the Office of Education to accept, appropriate and expend a grant in the amount of \$230,000 which will be administered in increments of \$70,000 in year one and \$80,000 each in year two and three, to enter into agreement with First Church of God African American Church Call to Buckle Up program to provide the day to day administration of the grant; and to declare an emergency. (\$230,000)

Body

WHEREAS, The National Conference of Black Mayors has awarded the City of Columbus, Mayors Office of Education a grant to provide outreach and educate the African-American Community on the benefits of safety belt usage, and

WHEREAS, an emergency exists in the usual daily operation of the Office of Education in that it is immediately necessary to accept said grant and appropriate and expend said funds to conduct educational outreach activities from July through August 2005, 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 the Director of the Office of Education be and is hereby authorized and directed to accept a grant in the amount of \$230,000 over three years and enter into an agreement with First Church of God African American Church

Call to Buckle Up program to provide the day to day administration of the grant. See attached file.

Section 2. That from the unappropriated monies in the Education Private Grant Fund No. 291, 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 \$230,000 is appropriated to the Office of Education, Department 40-04 as follows:

<u>Fund</u>	<u>Grant No.</u>	<u>OCA</u>	<u>Object Level</u>	<u>Amount</u>
291	405006	405006	03-3336	\$230,000

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

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

Legislation Number: 1289-2005

Drafting Date: 07/06/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to modify Contract DL002045 with the Columbus Compact Corporation by granting a time extension of the EZ Neighborhood Life program. The original contract is scheduled to expire on June 30, 2005. Per a Compact board-approved proposal, the modification will extend the contract through June 30, 2006, an extension of 12 months. This extension is necessary to allow the Columbus Compact additional time to complete the contract and continue to administer on-going activities related to Round II Neighborhood Life Initiatives of the Empowerment Zone Strategic Plan.

This legislation is presented as an emergency to provide the Columbus compact with additional time to implement on-going programs as part of the Neighborhood Life initiative.

FISCAL IMPACT: No additional funds are required.

Title

To authorize the Director of Development to modify the Neighborhood Life contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.

Body

WHEREAS, the Director of the Department of Development desires to modify contract DL002045 EZ Neighborhood Life with the Columbus Compact Corporation by extending the contract through June 30, 2006, a 12 month extension; and

WHEREAS, this modification will provide the Columbus Compact Corporation with additional time to provide EZ Neighborhood Life Initiatives on behalf of the City; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Neighborhood Services, in that it is immediately necessary to modify Contract No. DL002045 with the Columbus Compact Corporation by extending the time of the contract by 12 months. 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 the Director of the Department of Development is hereby authorized to modify Contract No. DL002045 EZ Neighborhood Life with the Columbus Compact Corporation by extending the contract by 12 months, through June 30, 2006.
- Section 2.** That this modification is awarded pursuant to Section 329.16 of the Columbus City Codes, 1959 as amended.
- 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 or vetoes the same.

Legislation Number: 1293-2005

Drafting Date: 07/06/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Memorandum of Understanding #2005-03 was executed by representatives of the City and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502. This MOU assigns pay grades to classifications which were reviewed as part of the appeals process as outlined in Section 17.10 of the collective bargaining contract. The passage of this ordinance indicates Council's acceptance of Memorandum of Understanding #2005-03, a copy of which is attached hereto.

Emergency action is recommended so that pay can be assigned and implementation can proceed.

FISCAL IMPACT: Costs associated with the acceptance of this MOU will be covered by existing budget levels.

Title

To accept Memorandum of Understanding #2005-03 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502, which amends the Collective Bargaining Contract, August 24, 2002 through August 23, 2005; and to declare an emergency.

Body

WHEREAS, representatives of the City and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502, entered into Memorandum of Understanding #2005-03, a copy of which is attached hereto, to amend the Collective Bargaining Contract between the City and CMAGE/CWA, August 24, 2002 through August 23, 2005, as a result of the appeals process as outlined in Section 17.10 of the collective bargaining contract; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to amend the Collective Bargaining Contract between the City and CMAGE/CWA, by accepting Memorandum of Understanding

#2005-03 thereby preserving the public peace, property, health, safety, and welfare; Now, Therefore

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

Section 1. That Memorandum of Understanding #2005-03 amends the Collective Bargaining Contract between the City and CMAGE/CWA, August 24, 2002 through August 23, 2005.

Section 2. That City Council, in the best interests of the City, hereby recognizes and accepts Memorandum of Understanding #2005-03, a copy of which is attached hereto, executed between representatives of the City and CMAGE/CWA, to be effective in accordance with Section 17.10 of the collective bargaining contract.

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

Legislation Number: 1296-2005

Drafting Date: 07/07/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN05-010

BACKGROUND: This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in Jackson Township. This ordinance is required by the Ohio Revised Code as enacted by the General Assembly of the State of Ohio. Notice of the annexation request was received from Franklin County. The ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information to determine the municipal services that would be available was compiled following the receipt of the notice. This process takes a minimum of two weeks to complete. Preparation of the ordinance and submission to the City Clerk in order to have a timely hearing before City Council requires a minimum additional time of two weeks. All of the above creates the necessity for emergency legislation in order to meet the hearing deadline.

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

Title

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN05-010) of 11.1± Acres in Jackson Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

Body

WHEREAS, a petition for the annexation of certain territory in Jackson Township was duly filed by Charles and Stella Schulz, et al. on July 7, 2005; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation

upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for 11.1± acres in Jackson Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

At the present time fire protection for the proposed annexation is as follows:

See attached Fire Response Form.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Transportation: Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

Water: This site shall receive city water service from an existing sixteen-inch (16") water main located in Gantz Road

Sewer:

Sanitary Sewer:

This site is tributary to an existing 8" sanitary sewer located at the north property line in an easement. Mainline extension is required and to be designed and constructed by the developer.

Storm Sewer:

All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 11.1 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Jackson Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Jackson Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

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

Legislation Number: 1300-2005

Drafting Date: 07/07/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN05-012

BACKGROUND: This ordinance is being submitted to set forth the municipal services and zoning conditions the city of Columbus will provide upon annexation of a territory located in Madison Township. This ordinance is required by the Ohio Revised Code as enacted by the General Assembly of the State of Ohio. Notice of the annexation request was received from Franklin County. The ordinance must be passed before the annexation meeting takes place before the Board of County Commissioners of Franklin County. Information to determine the municipal services that would be available was compiled following the receipt of the notice. This process takes a minimum of two weeks to complete. Preparation of the ordinance and submission to the City Clerk in order to have a timely hearing before City Council requires a minimum additional time of two weeks. All of the above creates the necessity for emergency legislation in order to meet the hearing deadline.

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

Title

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN05-012) of 9.4± Acres in Madison Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

Body

WHEREAS, a petition for the annexation of certain territory in Madison Township was duly filed by Carolyn R. Sowers on July 7, 2005; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a

statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the Southeast Area Plan planning area; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for 9.4± acres in Madison Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

At the present time fire protection for the proposed annexation is as follows:

See attached Fire Response Form.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Transportation: Maintenance will be available for any additional right-of-way that may be included in this annexation request. If this annexation contains existing signalized intersections, those intersections and signals are subject to Transportation Division Policy, which appeared in the December 6, 2003 Columbus City Bulletin, and any subsequent updates thereto.

Water: This proposed annexation site shall receive water service from the existing 16" water main located in Gender Rd

Sewer:

Sanitary Sewer:

This property can be served by an existing 10 inch sewer located parallel to the south property line.

Storm Sewer:

All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 9.4 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Madison Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Madison Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

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

Legislation Number: 1301-2005

Drafting Date: 07/07/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

To authorize the issuance of a special assessment bonds for the Brookshire Park Street Light Assessment Project. The bond will be sold to the Trustees of the Sinking Fund. The proceeds will retire a special assessment note maturing on August 19, 2005.

Title

Authorizing the issuance and sale of special assessment bonds in the amount of \$181,533 for the Brookshire Park Street Light Assessment Project. (\$181,533).

Section 55(b) of the City Charter

Body

WHEREAS, pursuant to Ordinance 1995-2003 adopted September 24, 2003, this Council determined to proceed with the street lighting project described below in accordance with Resolution 061X-2003 adopted by this Council on March 31, 2003; and

WHEREAS, pursuant to Ordinance 0887-2004 adopted May 17, 2004 notes in the principal amount of \$299,000 (the "Outstanding Notes") were issued in anticipation of the issuance of bonds in anticipation of the levy and collection of special assessments for the purpose hereinafter stated; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvements to be constructed from the proceeds of the bonds and notes hereinafter referred to exceeds five (5) years, the maximum maturity of bonds being ten (10) years; and

WHEREAS, it is deemed necessary to issue bonds in the amount of \$181,533 to provide for the payment of a portion of the principal of and interest on the Outstanding Notes;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. Bonds of the City of Columbus, Ohio (the "Municipality") shall be issued in the principal sum of One Hundred Eighty-One Thousand Five Hundred Thirty-Three Dollars (\$181,533) (the "Bonds") in anticipation of the levy and collection of special assessments for the purpose of providing funds to pay the costs of installing a high pressure sodium street lighting system with ornamental poles and underground wiring for the Brookshire Park Area, including Regina Avenue from Richardson Avenue to and including parcel numbers 010-097930 and 010-097931, Richardson Avenue from Eakin Road to St. Joseph Avenue, Bernadette Road from Richardson Avenue to Warren Avenue, Warren Avenue from Regina Avenue to St. Joseph Avenue, St. Joseph Avenue from Racine Avenue to Richardson Avenue, St. Cecelia Drive from Briggs Road to Rosedale Avenue, Schurtz Avenue from St. Cecelia Drive to Bronwyn Avenue, St. Jude Avenue from Rosedale Avenue to St. Matthew Avenue, Bronwyn Avenue from Briggs Road to St. Joseph Avenue, St. Matthew Avenue from Schurtz Avenue to Rosedale Avenue, St. Agnes Avenue from Parma Avenue to Rosedale Avenue, Parma Avenue from Briggs Road to Rosedale Avenue and Rosedale Avenue from Bellflower Avenue to St. Cecelia Drive, and to retire notes previously issued for such purpose.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and inside the ten mill limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. The Bonds shall be designated "City of Columbus, Ohio Brookshire Park Street Light Assessment Bonds".

Section 5. The Bonds shall be issued only as one fully registered bond, in the denomination of \$181,533, which shall be numbered R-1. The Bonds shall be dated August 18, 2005 shall mature on September 1, 2015 and shall bear interest at the rate of four and one-quarter per cent (4.25%) per annum payable annually on the 1st day of September of each year (the "Interest Payment Date") beginning September 1, 2005, until the principal sum is paid. Interest shall be calculated on the basis of a 360 day year of twelve 30 day months.

The Bonds shall be subject to mandatory sinking fund redemption on September 1, in the years and in the principal amounts as follows:

<u>Year</u>	<u>Mandatory Sinking Fund Redemption</u>
2006	\$18,156.00
2007	18,153.00
2008	18,153.00
2009	18,153.00
2010	18,153.00
2011	18,153.00
2012	18,153.00
2013	18,153.00
2014	18,153.00

The remaining principal amount of the Bonds (\$18,153.00) shall be payable on September 1, 2015, the stated maturity date.

The Bonds shall not be subject to optional redemption prior to maturity.

Section 6. The Bonds shall set forth the purposes for which they are issued and state that they are issued pursuant to the Bond Ordinance and shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that any of those signatures may be a facsimile. No Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under the Bond Ordinance unless and until a certificate of authentication, as printed on the Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued and delivered under the Bond Ordinance and is entitled to the security and benefit of the Bond Ordinance.

The principal of and interest on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Except for the final payment of interest on and principal of the Bonds, interest on and mandatory sinking fund redemption payments of principal of the Bonds shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day (unless such 15th day is a non-business day, in which case the record date will be the preceding business day) of the calendar month preceding that Interest Payment Date (the "Record Date"), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein. The final payment of principal of and interest on the Bonds shall be payable upon presentation and surrender of the Bonds at the office of the Bond Registrar. The Bonds shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of the Bonds is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date.

Any interest on the Bonds which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Bonds are registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each Bondholder, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Section 7. The Trustees of the Sinking Fund of the City of Columbus is appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Bonds. So long as the

Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name the Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on the Bonds shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

The Bonds may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Bond equal in the aggregate to the unmatured principal amount of the Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange the Bonds for a period of fifteen days next preceding an Interest Payment Date or the date of maturity.

In all cases in which Bonds are transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Ordinance. The transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for transfer of the Bonds. All Bonds issued upon any transfer shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Bonds surrendered upon that transfer.

Section 8. The Bonds shall be sold at private sale to the Trustees of the Sinking Fund of the City of Columbus, Ohio (the "Original Purchaser") at a price of 100% of the principal amount thereof plus accrued interest, if any, from August 18, 2005 to the date of original delivery of the Bonds.

The Director of Finance, the City Auditor and the Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Bonds under the terms of the Bond Ordinance.

The proceeds from the sale of the Bonds shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal of and interest on the Outstanding Notes at their maturity on August 19, 2005.

Any accrued interest or premium received from such sale shall be deposited in the City Treasury and shall be credited to the proper Bond Retirement Fund to be applied to the payment of the principal and interest of the Bonds in the manner provided by law. All moneys necessary to carry out the purposes of this Ordinance are hereby deemed appropriated for expenditure by the City Auditor.

Section 9. The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Bonds is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Bonds so that the Bonds will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

The City Auditor or the Director of Finance, or any other officer, including the City Clerk, is hereby authorized and

directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor or the Director of Finance, which action shall be in writing and signed by the City Auditor or the Director of Finance, or any other officer, including the City Clerk, on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure such exclusion of interest from gross income and the intended tax status of the Bonds; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with sections 141 through 140 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Bonds which limits the amount of Bond proceed which may be invested on an unrestricted yield or requires the City to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Bonds requires any such reports or rebates.

Section 10. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 11. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 12. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1302-2005

Drafting Date: 07/07/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The need for this legislation arises due to a change in status by the contractor for Rental Property Services for the Board of Health. The contractor failed to notify the Board of this change until after passage of the authorizing legislation for the current lease agreement. The legislation must be amended to allow execution of a valid lease with the entity.

Emergency action is requested in order to avoid any delays in payments of this lease and arises due to lack of notice by the contractor.

Title

To amend Ordinance No. 0844-05, passed May 23, 2005, to correct the name and identifying information of the contractor under that Ordinance to reflect the current information for that entity; and to declare an emergency.

Body

WHEREAS, Ordinance No. 0844-05, passed May 23, 2005, authorized a lease agreement with Property One for the

Board of Health, to provide funding for this rental property for the current year under this multi-year, annually-funded contract; and

WHEREAS, the contractor information on Ordinance No.0844-05 must be corrected, in order to enable both the execution of the contract modification document and the required continuation of services to the Division; and

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to amend Ordinance No. 0844-05, passed May 23, 2005, for the immediate preservation of the public peace, health, safety, property, and welfare, and to avoid any delay in payments of this lease; **Now, Therefore**,

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

Section 1. That Section 1. of Ordinance No. 0844-05, passed May 23, 2005, be amended to read as follows: "Section 1. That the Board of Health is hereby authorized to enter into a contract with Clayton Ross Real Estate Investments (FID No. 31-1024872) for the lease of clinic space for the period of July 1, 2005 through January 31, 2006."

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

Legislation Number: 1321-2005

Drafting Date: 07/11/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

JOSEPH A. SUGAR, III., Vice President-Land Acquisition, of **DOMINION HOMES INC.**, an Ohio corporation, has submitted the plats titled **HAYDENS CROSSING SECTION 2 PART 3, HAYDENS CROSSING SECTION 5 PART 1, HAYDENS CROSSING SECTION 5 PART 2, HAYDENS CROSSING SECTION 5 PART 3, VILLAGE AT ALBANY CROSSING SECTION 3 PART 1, VILLAGE AT ALBANY CROSSING SECTION 3 PART 2 (A RESUBDIVISION OF A PART OF VILLAGE AT ALBANY CROSSING SECTION 2 PART 1), VILLAGE AT STONECLIFF SECTION 1 PART 1, and VILLAGE AT STONECLIFF SECTION 1 PART 2** 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.

Title

To accept the plats titled **HAYDENS CROSSING SECTION 2 PART 3, HAYDENS CROSSING SECTION 5 PART 1, HAYDENS CROSSING SECTION 5 PART 2, HAYDENS CROSSING SECTION 5 PART 3, VILLAGE AT ALBANY CROSSING SECTION 3 PART 1, VILLAGE AT ALBANY CROSSING SECTION 3 PART 2 (A RESUBDIVISION OF A PART OF VILLAGE AT ALBANY CROSSING SECTION 2 PART 1), VILLAGE AT STONECLIFF SECTION 1 PART 1, and VILLAGE AT STONECLIFF SECTION 1 PART 2**, from **JOSEPH A. SUGAR, III.**, Vice President-Land Acquisition, of **DOMINION HOMES INC.**, an Ohio corporation **and to declare an emergency.**

Body:

WHEREAS, the plats titled **HAYDENS CROSSING SECTION 2 PART 3, HAYDENS CROSSING SECTION 5 PART 1, HAYDENS CROSSING SECTION 5 PART 2, HAYDENS CROSSING SECTION 5 PART 3, VILLAGE**

AT ALBANY CROSSING SECTION 3 PART 1, VILLAGE AT ALBANY CROSSING SECTION 3 PART 2 (A RESUBDIVISION OF A PART OF VILLAGE AT ALBANY CROSSING SECTION 2 PART 1), VILLAGE AT STONECLIFF SECTION 1 PART 1, and VILLAGE AT STONECLIFF SECTION 1 PART 2 (hereinafter "plats"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, **JOSEPH A. SUGAR, III.**, Vice President-Land Acquisition, 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 Avenue, Drives, Roads and Street 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; ~~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 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 **HAYDENS CROSSING SECTION 2 PART 3** on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 2. That the plat titled **HAYDENS CROSSING SECTION 5 PART 1** on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 3. That the plat titled **HAYDENS CROSSING SECTION 5 PART 2** on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 4. That the plat titled **HAYDENS CROSSING SECTION 5 PART 3** on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 5. That the plat titled **VILLAGE AT ALBANY CROSSING SECTION 3 PART 1** on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 6. That the plat titled **VILLAGE AT ALBANY CROSSING SECTION 3 PART 2 (A RESUBDIVISION OF A PART OF VILLAGE AT ALBANY CROSSING SECTION 2 PART 1)** on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 7. That the plat titled **VILLAGE AT STONECLIFF SECTION 1 PART 1** on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 8. That the plat titled **VILLAGE AT STONECLIFF SECTION 1 PART 2** on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 9. ~~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.**

Drafting Date: 07/11/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

M/I HOMES OF CENTRAL OHIO, LLC., an Ohio limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations, has submitted the plats titled RESUBDIVISION OF PART OF HAYDEN FARMS SECTION 1, RESUBDIVISION OF PART OF UPPER ALBANY WEST SECTION 1 and TOWNE PARK SECTION 1 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.

Title

To accept the plats titled RESUBDIVISION OF PART OF HAYDEN FARMS SECTION 1, RESUBDIVISION OF PART OF UPPER ALBANY WEST SECTION 1 and TOWNE PARK SECTION 1, 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 plats titled RESUBDIVISION OF PART OF HAYDEN FARMS SECTION 1, RESUBDIVISION OF PART OF UPPER ALBANY WEST SECTION 1 and TOWNE PARK SECTION 1 (hereinafter "plats"), 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, owners of the platted land, desires to dedicate to the public use all or such parts of the Drive and Road 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; 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; 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 RESUBDIVISION OF PART OF HAYDEN FARMS SECTION 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 RESUBDIVISION OF PART OF UPPER ALBANY WEST SECTION 1 on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 3. That the plat titled TOWNE PARK SECTION 1 on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

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 to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.~~

**City of Columbus
City Bulletin Report**

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

Legislation Number: 2237-2004

Drafting Date: 12/13/2004

Version: 1

Current Status: Defeated

Matter Type: Ordinance

Explanation

Rezoning Application # Z04-067

APPLICANT: Columbus Check Cashers, Inc.; c/o Jerrold W. Schwarz, Atty.; P.O. Box 482, 660 Hill Road North; Pickerington, Ohio 43147.

PROPOSED USE: Commercial development.

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

CITY DEPARTMENTS' RECOMMENDATION: Approval. The requested CPD, Commercial Planned Development District will allow the conversion of the existing building into a check cashing business with a drive-thru. The proposed CPD plan and text is consistent with the zoning and development patterns of the area.

Title

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).

Body

WHEREAS, application #Z04-067 is on file with the Building Services Division of the Department of Development requesting rezoning of 0.73± acres from CPD, Commercial Planned Development District to CPD, Commercial Planned Development District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested CPD, Commercial Planned Development District will allow the conversion of the existing building into a check cashing business with a drive-thru. The proposed CPD plan and text is consistent with the zoning and development patterns of the area, now, therefore:

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

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

1971 EAST LIVINGSTON AVENUE (43209), being 0.73± acres located at the southeast corner of East Livingston Avenue and Alum Creek Drive, and being more particularly described as follows:

LEGAL DESCRIPTION

SUBAREA B

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

Being a part of that certain 49.02-acre-tract as conveyed to Arthur L. Smith, by deed shown of record in Deed Book 1145, Page 187, Recorder's Office, Franklin County, Ohio; and being more particularly described as follows:

Commencing, for reference, at a point at the intersection of the centerlines of Old Alum Creek Drive and East Livingston Avenue, said point being the northeast corner of said 49.02-acre-tract;

Thence, along the centerline of Old Alum Creek Drive South 5 degrees 00 minutes 00 seconds West, a distance of 45.00 feet to a point, said point being along the southern right-of-way line for East Livingston Avenue, as shown on Sheets 13 - 20 of the Right-of-Way plan Fra-40-13.83 I-70-3 (22) 101, of the Office of Division Six Engineer, State of Ohio Highway Department, Delaware, Ohio;

Thence continuing along said centerline South 5 degrees 00 minutes 00 seconds West, a distance of 149.60 feet to a found spike, said spike being the southeast corner of The Standard Oil Companies 0.806-acre-tract, as recorded in Deed Book 1704, Page 315, Recorder's Office, Franklin County, Ohio, and also being the northeast corner of Franchise Realty, Inc. 1.034-acre-tract, as recorded in Deed Book 3651, Page 805; Recorder's Office, Franklin County, Ohio;

Thence along the southern line of said 0.806-acre-tract and the northern line of said 1.034-acre-tract North 85 degrees 02 minutes 26 seconds West a distance of 209.31 feet to a found iron pin on the easterly Right-of-Way line of relocated Alum Creek Drive;

Thence, along said Right-of-Way, North 4 degrees 40 minutes 18 seconds West, a distance of 106.33 feet to an iron pin;

Thence, along said Right-of-Way, North 52 degrees 32 minutes 06 seconds East, a distance of 64.02 feet to a found iron pin in the southerly Right-of-Way line of East Livingston Avenue;

Thence, along said Right-of-Way of Livingston Avenue, South 85 degrees 35 minutes 56 seconds East, a distance of 179.99 feet to the point of beginning, containing 0.730 acres, more or less, and subject to all easements of records.

The bearings used in the above-described tract were based on the centerline of Old Alum Creek Drive, said bearing being South 5 degrees 00 minutes 00 seconds West, and are for the determination of angles only.

The above-described tract was surveyed under the direction of Ronald W. Eifert, Ohio Professional Surveyor Number 6045, August 18, 1994.

To Rezone From: CPD, Commercial Planned Development District,

To: CPD, Commercial Planned Development District.

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

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes; said plan being titled, "**CHECK CASHING RETAIL STORE**," and text titled, "**CPD TEXT**," both signed by Jerrold W. Schwarz, Attorney for the Applicant, and dated December 2, 2004, and the text reading as follows:

CPD TEXT

PROPOSED DISTRICT: CPD

PROPERTY ADDRESS: 1971 East Livingston Avenue; Columbus, Ohio 43209
OWNER: Bryant Food Group, LLC
APPLICANT: Columbus Check Cashers, Inc.
DATE OF TEXT: 12/02/04
APPLICATION NUMBER: Z04-067

- I. INTRODUCTION: The subject site consists of 0.73 acres and is located on the east side of Alum Creek Drive and on the south side of Livingston Avenue. The property was formerly used as a restaurant, and when rezoned in 1999, the CPD District listed the permitted use as only a restaurant, including a drive through. A CPD District is again requested for a variance for the existing number of parking spaces, parking setbacks, and building setback.
- II. PERMITTED USES: The permitted uses shall be all the C-4 uses contained in Chapter 3356.01 of the Columbus Zoning Code minus the following uses, which shall be prohibited: vehicle leasing, maintenance, repair, sales or servicing, nightclubs, bars or cabarets, and billboards.
- III. DEVELOPMENT STANDARDS: The property shall be developed in general conformance with the submitted CPD plan and unless otherwise indicated, the applicable development standards shall be those contained in Chapter 3356 (C-4, Commercial) of the Columbus City Code.
- A. Density, Height, Lot and/or Setback Commitments.
1. The existing building setbacks of 60 feet from Alum Creek Drive and 53 feet from East Livingston Avenue shall be maintained.
 2. The parking setbacks shall be 10 feet from Alum Creek Drive and 10 feet from East Livingston Avenue.
- B. Access, Loading, Parking and/or Other Traffic-Related Commitments.
1. Any and all traffic-related commitments shall be designated and located to the specifications of the City of Columbus Transportation Division.
 2. The existing parking lot will be modified as indicated on the CPD Plan.
- C. Buffering, Landscaping, Open Space and/or Screening Commitments: N/A
- D. Building Design and/or Interior-Exterior Treatment Commitments: N/A
- E. Dumpsters, Lighting, Outdoor Display Areas and/or Other Environmental Commitments.

Lighting:

1. All exterior lighting shall be cut-off fixtures (down lighting). "Cut-off" lighting fixtures are those which have an internal reflector system for light distribution that cuts off the direct shining light at an angle below the horizontal. Any accent lighting shall be directed toward the building, signage, or landscaping and shall not interfere with neighboring uses of right-of-way traffic.
2. All lighting poles, standards, sign frames, poles, and/or support shall be uniform in nature and be of the same type and style.

3. Parking lot lighting shall be no higher than twenty-five (25) feet.

F. GRAPHICS AND SIGNAGE COMMITMENTS.

1. Unless otherwise provided herein or on the Site Plan, all graphics shall conform to the City of Columbus Graphics Code, Article 15, as it applies to the CPD, Commercial Planned Development District.
2. Only internally illuminated graphics shall be utilized as it relates to said signage.
3. The following graphics shall be prohibited: flashing lights, changeable copy, projecting signs, billboards, co-op signs, rotating signs, trailer-type signs, directory signs, and off-premise graphics.

IV. OTHER CPD REQUIREMENTS:

- A. NATURAL ENVIRONMENT: The property is located on the east side of Alum Creek Drive and south of Livingston Avenue. Commercial activities are in existence on three sides of the site, with State Route I-70 located to the east.
- B. EXISTING LAND USE: The site is currently being used as a restaurant.
- C. TRANSPORTATION AND CIRCULATION: Shall be as shown on the submitted Site Plan.
- D. VISUAL FORM OF THE ENVIRONMENT: This Site is located with frontage on Livingston Avenue and Alum Creek Drive. The immediate area is flat with commercial and industrial development in close proximity to I-70.
- E. VIEW AND VISIBILITY: The Site fronts on both Livingston Avenue and Alum Creek Drive.
- F. PROPOSED DEVELOPMENT: Check cashing business within the existing structure.
- G. BEHAVIOR PATTERNS: This is a commercial site. Alum Creek Drive and Livingston Avenue are capable of sustaining the proposed usage without any effect on the behavior patterns in the neighborhood and will pose no adverse affect to its current or proposed neighbors.
- H. EMISSIONS: There will be no additional emissions of sound, odor, or dust of any kind in excess of that which currently occurs on site.

I. VARIANCES

The building setback off East Livingston Avenue shall be reduced to 53 feet from 60 feet, a reduction of 7 feet (CCC 3356.11 (2).)

The Subject Site shall be developed in general accordance with the site plan. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and when engineering plans are completed. Any slight adjustment to the plan shall be reviewed and may be approved by the Director of the Department of Development or his/her designee upon submission of the appropriate data regarding the proposed adjustment.

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 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.

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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

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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

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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

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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

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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

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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

SA001709 - 910 DUBLIN ROAD PEDESTRIAN BRIDGE REHAB.

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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 August 10, 2005 and publicly opened and read at the hour and place for construction of the 910 Dublin Rd. Pedestrian Bridge Rehabilitation, Contract No. 1080, Project No. 690290. The work for which proposals are invited consists of installation of a permanent shoring system including helical pier anchors, structural steel beams and slide bearing plates; rehabilitation, coating and sealing of existing pedestrian bridge concrete surface, cleaning and sealing of existing masonry guard walls, rehabilitation of existing Exterior Insulation and Finish System (EFIS), and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents are on file in the office of the Deputy Administrator, Water Supply, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio 43215, Phone (614-645-7100) and are available there on or after July 25, 2005. The Bidding Documents packet will include one full size set of Drawings with printed project manual. 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:

910 DUBLIN RD. PEDESTRIAN BRIDGE REHABILITATION
CONTRACT NO. 1080, PROJECT NO. 690290

CONTACT PERSON

The City of Columbus Contact person for this project is Miriam C. Siegfried, P.E. of the Division of Water's Technical Support Section, Phone (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

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performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of The 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 August 1, 2005 at 9:00 a.m., in the First Floor Auditorium, Utilities Complex, 910 Dublin Road, Columbus, Ohio 43215.

SUBSURFACE DATA:

Subsurface data was obtained for project design purposes. Copies of the report are available upon execution of the subsurface information release form.

CITY BULLETIN DATES

- 1). July 23, 2005
- 2). July 30, 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

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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.

ORIGINAL PUBLISHING DATE: July 19, 2005

BID OPENING DATE - August 11, 2005 11:00 am

SA001710 - REC & PARKS/CHIPPER TRUCK w/TRADE-IN

1.1 Scope: It is the intent of the City of Columbus, Recreation and Parks Department to obtain formal bids to establish a contract for the purchase of a new diesel powered crew cab and chassis type truck with a minimum gross vehicle weight rating (G.V.W.R.) of 31,000 pounds and a custom Forestry dump body for use on and off road hauling chips and tree debris from parklands and neighborhoods.

1.2 Classification: The bid will be for a complete delivered unit including crew cab and chassis truck with a Forestry dump body that includes custom tool boxes to be delivered to the City of Columbus Fleet Management Division, 423 Front Street, Columbus, Ohio 43215. The bid includes the option to accept a trade-in of a similar chipper truck unit now in service and operated by Recreation and Parks. The bid includes an opportunity to bid an optional extended warranty service contract.

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 19, 2005

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001711 - REC & PARKS/LOG TRUCK w/TRADE-IN

1.1 Scope: It is the intent of the City of Columbus, Recreation and Parks Department to obtain formal bids to establish a contract for the purchase of a new diesel powered conventional cab and chassis truck with a minimum gross vehicle weight rating (G.V.W.R.) of 54,000 pounds, with a platform dump body and including a knuckleboom crane for use on and off road to remove large logs in the Forestry tree removal operation.

1.2 Classification: The bid will be for a complete delivered unit including cab and chassis truck with a platform dump body that includes a knuckleboom crane to be delivered to the City of Columbus Fleet Management Division, 423 Front Street, Columbus, Ohio 43215. The bid includes the option to accept a trade-in of a similar log truck unit now in service and operated by Recreation and Parks. The bid includes an opportunity to bid an optional extended warranty service contract.

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 19, 2005

SA001713 - REC & PARKS/CHIPPER TRUCK w/AERIAL LIFT

1.1 Scope: It is the intent of the City of Columbus, Recreation and Parks Department to obtain formal bids to establish a contract for the purchase of a new diesel powered conventional cab and chassis truck with a minimum gross vehicle weight rating (G.V.W.R.) of 36,000 pounds, with a dump chip body and a 70 ft. articulating aerial device for use on and off road in the Forestry maintenance operation.

1.2 Classification: The bid will be for a complete delivered unit including cab and chassis truck with a dump chip body and a 70 ft. articulating aerial personnel lift device to be delivered to the City of Columbus Fleet Management Division, 423 Front Street, Columbus, Ohio 43215. The bid includes the option to accept a trade-in of a similar aerial lift truck unit now in service and operated by Recreation and Parks. The bid includes an opportunity to bid an optional extended warranty service contract.

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 20, 2005

BID OPENING DATE - August 18, 2005 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001691 - Water - Water Meters & Appurtenances

1.1 Scope: The City of Columbus, Division of Water is obtaining bids to establish an options contract(s) for purchase of Water Meters and Various Appurtenances for installation in the City's water distribution system. Delivery will be to the Division of Water Meter Shop, 910 Dublin Rd., Columbus, Ohio, 43215. The estimated annual expenditure is approximately \$2.2 million dollars. The term of this contract will be for a one year, two year, or three year period, to December 31, 2006 through 2008 respectively, depending on award, for Items 1 through 4. The term of this contract will be for a one year period, with a one-year option to extend, for Items 5 through 65.

1.2 Classification: The contract(s) resulting from this bid proposal is for the purchase and delivery of water meters and various appurtenances only. Bids will be accepted only from those companies who are actively engaged in the manufacture of meters. They must have a minimum of five years operating experience with the model meter bid when supplies in quantities similar to those required by the City.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: July 14, 2005

SA001714 - REFUSE/ROLLOFF CONTAINER TRUCK

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 Refuse Collection rolloff trucks for use in daily operations of the Refuse Collection Division.

1.2 Classification: City is requesting complete units (cab, chassis, body) be bid. 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 20, 2005

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001715 - FINANCE/PURCHASING/AUTOMOBILES

1.1 Scope: It is the intent of the City of Columbus, Finance Department to obtain formal bids to establish a Universal Term Contract (UTC) for the purchase of Automobiles for use by all city agencies through August 30, 2006.

1.2 Classification: Bids will be received for the base vehicle plus options.

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 20, 2005

BID OPENING DATE - August 23, 2005 11:00 am

SA001707 - golf-Raymond Golf Course Food Bid

<p>THE CITY BULLETIN BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS</p>
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COLUMBUS MUNICIPAL GOLF DIVISION
COLUMBUS, OHIO

INVITATION TO BID
RAYMOND MEMORIAL GOLF COURSE FOOD CONCESSION

You are invited to bid on a contract to provide concession services at Raymond Memorial Golf Course. This Concession is intended to be of service and benefit to the public for a multi-year period. The successful bidder will be expected to present an attractive menu suited to the needs and demands of the public golfer and provide various catering services.

The successful bidder will be required to maintain regular hours of operation. The City will further require the product line offered and service rendered to be of the highest quality.

The successful Bidder should be prepared to demonstrate how they will cater to daily public play, golf outings and other miscellaneous events requiring food service.

Below is a summary of operations for 1998 through May 2004.

City of Columbus Food Concession Revenues - Rents paid to the City:

RAYMOND MEMORIAL

	Rent paid to City	Gross Sales
1998	\$52,328 (25% of gross sales)	\$209,310
1999	\$40,000 (absolute payment to City)	\$227,655
2000	\$40,000 (absolute payment to City)	\$238,100
2001	\$40,000 (absolute payment to City)	\$254,830
2002	\$42,000 (absolute payment to City)	\$228,580
2003	\$42,000 (absolute payment to City)	\$205,580
2004	\$56,000 (absolute payment to City)	\$232,735

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT
FOR

RAYMOND MEMORIAL GOLF COURSE - FOOD CONCESSIONS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office 200 Greenlawn Avenue, until 11:00 AM on Tuesday, August 23, 2005, publicly opened and read immediately thereafter for:

RAYMOND MEMORIAL GOLF COURSE FOOD CONCESSIONS

Copies of Bidder Information, Proposal Forms, and Contract Specifications can be obtained at:
Recreation and Parks Office - Golf Section
200 Greenlawn Avenue, Columbus, Ohio 43223

Proposals shall be submitted with proposal bond forms properly executed in accordance with directions contained in "Information to Bidders" section, together with the remaining executed proposal documents.

The proposals shall be accompanied by a proposal bond, on the form provided in the contract documents, with surety or sureties satisfactory to the Recreation and Parks Commission, or by a certified check on a solvent bank of the City of Columbus, Ohio. Such proposal bond or check shall be in the amount of \$500.00 (five hundred dollars and no cents). If the proposal bond is given by a surety company, proof of authority of the officer or agent signing the bond, together with a recent financial statement of the surety company, shall be attached. If a certified check is given, it shall be drawn payable to the order of Wayne A. Roberts, Executive Director of the Department of Recreation and Parks Columbus, Ohio. The bond or check shall be forfeited if the bidder fails to enter into a contract with the City of Columbus, Ohio, and to furnish the required performance bond within ten (10) days after notice of the acceptance of their proposal, if the award is made to said bidder. The bonds or checks of all except the highest three bidders will be returned as soon as the bids are canvassed. The bonds or checks of these highest three bidders will be held until the execution of the contract and the furnishing of the required performance bond, after which they will be returned on demand.

A performance bond (contract bond) with a satisfactory surety will be required for the faithful performance of the work.

The bidder will be required to state in full detail, on their proposal, their experience in this class of work and bids from Bidders inexperienced in food service will not be considered.

EQUAL OPPORTUNITY CLAUSE:

"Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Minority business enterprises and female business enterprises bidding on contracts shall also include a contract compliance number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

comply with this Article may result in cancellation of the contract".

Proposals must be submitted on the Proposal Forms, contained in the Contract Documents and said Contract Documents containing the Proposal must be submitted in their ENTIRETY in sealed envelopes marked "Bid for Raymond Memorial Golf Course Food Concessions" and addressed to:

RECREATION AND PARKS COMMISSION
200 GREENLAWN AVENUE
COLUMBUS, OHIO 43223

The right is reserved by the Executive Director of Recreation and Parks to reject any or all bids.

Thomas L. Kaplin, President
Columbus Recreation and Parks Commission

Wayne A. Roberts, Executive Director
Department of Recreation and Parks

Terri S. Leist, Assistant Director
Department of Recreation and Parks and
Columbus Municipal Golf Division
ORIGINAL PUBLISHING DATE: July 15, 2005

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.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

OSHA/EPA REQUIREMENTS

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

CONSTRUCTION AND MATERIALS SPECIFICATIONS

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

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

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

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

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

BID CANCELLATION AND REJECTIONS

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

SPECIAL REQUIREMENTS

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

ORIGINAL PUBLISHING DATE: 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.

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

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.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

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

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

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

BID CANCELLATION AND REJECTIONS

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

SPECIAL REQUIREMENTS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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

ORIGINAL PUBLISHING DATE: July 09, 2005

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

SA001706 - Sewers-Schwing Sludge Cake Pump Sys Pts

1.1 Scope: The City of Columbus, Division of Sewerage and Drainage is obtaining bids to establish an option contract(s) for the purchase of Schwing Sludge Cake Pump system replacement parts. These sludge cake pump system parts are part of extensive sludge pumping systems located at the Southerly Wastewater Treatment Plant, 6977 South High Street, Lockbourne, Ohio 43137 and Jackson Pike Wastewater Treatment Plant, 2104 Jackson Pike, Columbus, Ohio 43223 that are utilized to transport dewatered sludge from the facilities' sludge dewatering buildings to incineration facilities or sludge load out facilities for disposal. The City has identified standard replacement parts that represent a large percentage of the purchases that will be made from this contract. Bidders are also asked to submit published price lists including percentage discounts. The City of Columbus estimates it will spend \$100,000.00 annually from this contract. The proposed contract will be for a two (2) year period from the date of execution to and including October 31, 2007.

1.2 Classification: This bid proposal and the resulting contract will provide for the purchase of replacement Schwing sludge cake pump system parts, as specified herein, only. All installation requirements will be provided by the City. The award of this contract will be based on the cumulative lowest, responsive and responsible bid for the standard parts listed and the percentage discounts

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 15, 2005

SA001708 - Sewers-Gould Pump Parts

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: This City of Columbus, Division of Sewerage and Drainage is obtaining bids to establish an options contract(s) for a "Catalog" offer to purchase various Gould Pump Parts for its Southerly Wastewater Treatment Plant. The bidder shall submit its standard spare & replacement parts price lists for each of the models specified herein. The proposed contract will be in effect through October 31, 2007. The City estimates spending sixty thousand dollars (\$60,000.00) annually for this contract

1.2 Classification: The pumps specified herein were manufactured for a specific purpose and the price list is to be for the suggested spare and replacement parts for the model of Goulds Pumps specified. The City of Columbus will provide all installation requirements.

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 19, 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 E BRANDON@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

Version: 1

Current Status: Clerk's Office for Bulletin

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: btleee@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: 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

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).

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).

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 7/18/2005)

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 7/18/2005)

1341-2005

To amend Ordinance # 1193-02, passed on July 29, 2002 (CV00-051A), for the property located at 100 LIBERTY STREET (43215), to include an adjacent 1.76± acre tract to allow alternative parking for phased development pending resolution of ODOT's I-70/71 interchange improvement plans and to modify building material requirements as approved by the Brewery District

1320-2005

To amend Ordinance #1856-98, passed July 27, 1998, for property located at 5233 EAST DUBLIN-GRANVILLE ROAD (43081), by repealing Section 3 and replacing it with a new Section 3 thereby modifying the limitation text to revise development standards for Subareas 18A, 18B, 18C, 18E, 18F, 18G and 19B. (Z98-029A).

1327-2005

To amend Ordinance #1302-91, passed June 17, 1991, for property located at 5301 NORTH HAMILTON ROAD (43230), by amending the limitation overlay text in Section 19 applicable to Subarea 2C as it pertains to sign setbacks, loading dock screening, maximum height of light poles, and roof pitch requirements for outparcel buildings (Z90-166C).

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)

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)

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: PN0152-2005

Drafting Date: 07/19/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Bids for Banking Services

Contact Name: Tom Isaacs/Pat VanDyke

Contact Telephone Number: 645-6236, or -8192

Contact Email Address: tmissaacs@columbus.gov/PJVanDyke@columbus.gov

Body

LEGAL NOTICE

**REQUEST FOR PROPOSALS -CITY OF COLUMBUS COLUMBUS CITY
TREASURER BANKING SERVICES**

Sealed proposals will be received by the City Treasurer, located at 90 West Broad Street, 1st floor, Room 111, Columbus, Ohio 43215. All proposals must be received by **2:00 P.M., Friday, October 7, 2005**. Proposals received after the time for opening of bids will be returned to the bidder unopened. The Columbus City Treasurer wishes to receive proposals for various banking services, including: Main Operating Account, Investment Safekeeping Services, Income Tax Direct Account Lockbox, Income Tax Withholding Account Lockbox, Credit Card Processing, and Payroll Account.

**Envelopes must be plainly marked: _
-VARIOUS BANKING SERVICES._**

**PROPOSALS FOR
BID FOR: COLUMBUS**

CITY TREASURER

FOR COPIES OF THE BID PROPOSAL CALL (614)645-6236, or -8192 A prebid conference will take place on Friday, August 26, 2005 at 9:00 a.m. local time in the City Council Conference Room, Room 231, City Hall, 90 West Broad Street, Columbus, Ohio 43215. Any interested Bidder is strongly urged to attend. Failure to attend the prebid conference will not disqualify a bidder, however, **BIDDERS SHALL COMPLY WITH AND BE RESPONSIBLE FOR THE BID SPECIFICATIONS AND INFORMATION DISCUSSED AT THE PREBID CONFERENCE REGARDLESS OF WHETHER OR NOT THEY ATTEND.**

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. **Thomas M. Isaacs Columbus City Treasurer**

CITY BULLETIN ADVERTISEMENT DATES: July 23, 30, August 6,13,2005

Legislation Number: PN0154-2005

Drafting Date: 07/20/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Sign Erectors Board Special July Meeting

Contact Name: Toni Gillum-Boehm

Contact Telephone Number: 614-645-5884

Contact Email Address: tgboehm@columbus.gov

Body

Sign Erectors Board Special July Meeting

The Sign Erectors Board will be holding a special meeting to discuss expanding responsibilities of the Board. This meeting will be held on Wednesday, July 27 at 3:00 pm in the Training Room at 757 Carolyn Avenue facility.

Legislation Number: PN0214-2004

Drafting Date: 12/08/2004

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: OFFICIAL NOTICE - CIVIL SERVICE COMMISSION

Contact Name: Lois Washnock

Contact Telephone Number: 614.645.7531

Contact Email Address: civil.service@columbus.gov

Body

COMPETITIVE EXAMINATION ANNOUNCEMENTS

APPLY ON-LINE 24 HOURS A DAY, 7 DAYS A WEEK OR APPLY IN PERSON 9:00 A.M. to 4:00 P.M. MONDAY, WEDNESDAY or THURSDAY.

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is located on our web site at www.csc.columbus.gov <<http://www.csc.columbus.gov>> and is also posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Applicants interested in City jobs should check our web site or visit the Commission offices.