

Columbus City Bulletin



Bulletin #43
October 22, 2005

Proceedings of City Council

Saturday, October 22, 2005



SIGNING OF LEGISLATION

(Unless otherwise noted, all legislation listed in this bulletin was signed by Council President Matthew Habash, on the night of the Council meeting, Monday, *October 17, 2005*; Mayor, Michael B. Coleman on Wednesday, *October 19, 2005* and attested by the Acting City Clerk, Darla 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, October 17, 2005

5:00 PM

Columbus City Council

Columbus City Council

Journal

October 17, 2005

**REGULAR MEETING NO. 55 OF COLUMBUS CITY COUNCIL, OCTOBER 17, 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 President Pro-Tem Mentel, seconded by Ms. Thomas, to Dispense with the reading of the Journal and Approve. The motion carried by the following vote:

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

C0032-2005

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY, OCTOBER 12, 2005:

New Type: D3, D3A
To: Surly Girls Ltd
DBA Surly Girls Saloon
1126 N High St
Columbus, Ohio 43201
permit # 87055820005

New Type: D2
To: Asian Star of Dublin Inc
DBA Asian Star Restaurant
5891 Karric Square Dr
Columbus, Ohio 43017
permit # 02989250005

New Type: D2
To: Greek Corner LLC
DBA Greek Corner
3512 W Dublin-Granville Rd
Columbus, Ohio 43235
permit # 3345322

Transfer Type: D5
To: Shan Sun Inc
DBA Jing Chuan
855 Bethel Rd
Columbus, Ohio 43214
From: Imperial Sun Inc
DBA Jing Chuan Restaurant
2680 E Dublin Granville Rd
Columbus, Ohio 43231
Leshan Sun
permit # 8694443

Transfer Type: D2, D2X
To: Surly Girls Ltd
DBA Surly Girls Saloon
1126 N High St
Columbus, Ohio 43201
From: Frostielock Inc
1351 Lockbourne Rd
Columbus, Ohio 43206
permit # 87055820005

Transfer Type: D1, D2, D3, D3A, D6
To: D O I Productions LLC
DBA The Thirsty Ear
1200 W 3rd Av
Columbus, Ohio 43212
From: Thirsty Ear Productions Inc
DBA Flahertys Thirsty Ear Tavern
1200 W 3rd Av
Columbus, Ohio 43212
permit # 2230295

Transfer Type: C1, C2
To: One Love and Sunny Inc
DBA One Stop Market
1447 S Hamilton Rd
Columbus, Ohio 43227
From: Delina LLC
DBA Meskerem Grocery & Cafe
1451 S Hamilton Rd
Columbus, Ohio 43227
permit # 6548573

Transfer Type: D1, D2, D3, D3A, D6
To: Ohio State University
DBA Fawcett Center & Longaberger
Alumni House
2200 & 2400 Olentangy River Rd
Columbus, Ohio 43210
From: World Entertainment Inc

5638 Columbus Sq & Patio
Columbus, Ohio 43231
James Andrioff Atty
permit # 65217750130

Transfer Type: C1, C2
To: Mystique Business Inc
DBA Sierra Grocery
5766 Kathy Run Ln
Columbus, Ohio 43229
From: Sierra Grocery Inc
5766 Kathy Run Ln
Columbus, Ohio 43229
permit # 6276209

Transfer Type: C1, C2
To: Speedy Mart Mobil Inc
3377 E Livingston Ave
Columbus, Ohio 43227
From: UDF Limited Partnership I
DBA United Dairy Farmers 619
3377 E Livingston Av
Columbus, Ohio 43227
permit # 8419010

Transfer Type: D5, D6
To: Italian Village Coffee Inc
DBA Bodega
1044 N High St
Columbus, Ohio 43201
From: Yootsai Enterprises Inc
DBA Imperial Garden Restaurant
2950 Hayden Rd
Columbus, Ohio 43235
Ronald L Hyatt
permit # 4166068

Transfer Type: D1, D2, D3, D3A
To: Ravstar Company
627 Greenlawn Av & Patio
Columbus, Ohio 43223
From: Lynnallen Corp
627 Greenlawn Av & Patio
Columbus, Ohio 43223
permit # 72171010005

Advertise 10/22/05
Return 10/27/05

Read and Filed

COMMUNICATIONS AND REPORTS RECEIVED BY CITY CLERK'S OFFICE

RESOLUTIONS OF EXPRESSION

BOYCE**0149X-2005**

To honor and recognize Tina Ferner, Clarence Sheehan Award recipient for the 23rd Annual Award Banquet sponsored by the Union Label and Service Trades Council of Central Ohio, AFL-CIO.

Sponsors: Kevin L. Boyce, Matthew D. Habash and Charleta B. Tavares

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

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

MENTEL**0150X-2005**

To proclaim October 2005 as Crime Prevention Month in the City of Columbus.

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

TAVARES**0152X-2005**

To proclaim October 17th - 21st of 2005 as Medical Assistants Week in the City of Columbus.

Sponsors: Charleta B. Tavares

A motion was made by Ms. Tavares, seconded by Ms. O'Shaughnessy, 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**0147X-2005**

To recognize and honor the International Association of Black ProfessionFirefighters (IABPFF), and the Columbus African American FirefightersAssociation in celebration of their North Central Regional Conference.

Sponsors: Patsy Thomas, Charleta B. Tavares, Michael C. Mentel and Kevin L. Boyce

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

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

ADMINISTRATION: 1513-2005, 1546-2005

HEALTH, HOUSING & HUMAN SERVICES: 1616-2005, 1586-2005

FIRST READING OF 30-DAY LEGISLATION**ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH**

1529-2005 FR To authorize a transfer of \$161,915.66 from the Refuse Collection Division General Fund Budget to the Facilities Management Division General Fund Budget.

Read for the First Time

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

1394-2005 FR To authorize and direct the Finance and Management Director to sell a 1987 Sutphen Aerial Tower that is of no further value to the Division of Fire to the Sutphen Corporation for the sum of \$10,000.00, and to waive the provisions of the City Code relating to the sale of City-owned property.

Read for the First Time

1565-2005 FR To authorize an appropriation of \$52,299.00 from the unappropriated monies in the FY2005 Bulletproof Vest Partnership grant fund. (\$52,299.00)

Read for the First Time

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

1660-2005 FR To adopt the Harrison West Plan as a guide for development, redevelopment, and the planning of future public improvements.

Read for the First Time

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

1640-2005 FR To authorize the Director of the Public Service Department to execute those documents required to transfer the unimproved right-of-way identified as that portion of Woodland Avenue from the north right-of-way line of Minnesota Avenue northerly to the south right-of-way line of Aberdeen Avenue to Columbus Public Schools; and to waive the Land Review Commission and the competitive bidding provisions of Columbus City Codes.

Read for the First Time

1644-2005 FR To accept the plat titled THE LAKES OF WORTHINGTON SECTION 3, from M/I HOMES OF CENTRAL OHIO, LLC, an Ohio limited liability company, by STEPHEN M. CAPLINGER, Vice President Land Operations.

Read for the First Time

1657-2005 FR To authorize the Director of the Public Service Department to execute those documents required to release 5 feet of the 25 foot wide platted easement in Lots 37 and 38 of the subdivision titled "Lakes of Worthington, Section 2", as shown on the plat of record in Plat Book 106, Page 48 of the Franklin County, Ohio, Recorder's Office.

Read for the First Time

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

1527-2005 FR To authorize the Director of Public Utilities to enter into a contract with SAIC Engineering of Ohio, Inc. for Security Enhancements, for the Division of Water, to authorize the expenditure of \$2,981,333.00 from the Waterworks

Enlargement Voted 1991 Bonds Fund, to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds Fund, and to amend the 2005 C.I.B. (\$2,981,333.00)

Read for the First Time

- 1567-2005** FR To authorize the Finance Director to enter into a contract with Hach Company, for a Water Distribution Monitoring System, for the Division of Water, and to authorize the expenditure of \$40,926.75 from Water Systems Operating Fund. (\$40,926.75)

Read for the First Time

- 1569-2005** FR To authorize the Director of Public Utilities to modify and extend the Yard Waste and Log Grinding Services agreement for one additional year with Ohio Mulch Supply for the Division of Sewerage and Drainage

Read for the First Time

- 1570-2005** FR To authorize the Finance Director to enter into a contract with Manufacturers Representatives, for Powder Activated Carbon Pumps, for the Division of Water, and to authorize the expenditure of \$21,950.00 from Water Systems Operating Fund. (\$21,950.00)

Read for the First Time

- 1626-2005** FR To authorize the Director of the Department of Public Utilities to execute those documents necessary for the partial release of an existing sanitary easement, located in the vicinity of Ogden Woods Boulevard and Keswick Drive, in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

Read for the First Time

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

- 1460-2005** FR To rezone 390 HOLTZMAN AVENUE (43205), being 0.21± acres located on the east side of Holtzman Avenue at the intersection of Holtzman Avenue and Bryden Road, From: R-3, Residential District To: L-M, Limited Manufacturing District. (Rezoning # Z05-020)

Read for the First Time

- 1530-2005** FR To rezone 2674 FEDERATED BOULEVARD (43235), being 1.86± acres located on the north side of Federated Boulevard, 1,320± feet east of Sawmill Road, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z05-038)

- 1656-2005** FR To grant a variance from the provisions of Sections 3356.03, C-4, Commercial, 3363.01, M, Manufacturing Districts and 3372.609, Setback requirements, of the Columbus City Codes for the property located at 1083 SOUTH HIGH STREET (43206), to conform an existing single-family dwelling in the C-4, Commercial District and to permit the relocation of a single-family dwelling in the M, Manufacturing District. (CV05-044)

Read for the First Time

CONSENT ACTIONS

ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH

- 1531-2005** CA To authorize the Finance and Management Director to modify and extend a contract for the Facilities Management Division with SimplexGrinnell LLP for

annual inspection, testing, and reporting for all smoke and fire alarm systems under the purview of the Facilities Management Division; to authorize the expenditure of \$32,635.00 from the General Fund, and to declare an emergency. (\$32,635.00.00)

This Matter was Approved on the Consent Agenda.

- 1564-2005 CA To authorize and direct the City Auditor to transfer \$40,000.00 from the Special Income Tax Fund to the Facilities Management Capital Improvement Fund, to authorize the Finance and Management Director to modify a contract for the Facilities Management Division with Field & Associates, Inc., for the renovation of the roof at 757 Carolyn Avenue, to authorize the expenditure of \$40,000.00 from the Facilities Management Capital Improvement Fund, and to declare an emergency. (\$40,000.00)

This Matter was Approved on the Consent Agenda.

- 1578-2005 CA To authorize the Finance and Management Director to enter into contract for the Facilities Management Division with Advanced Engineering Consultants for professional engineering services related to the design of fire alarm systems and fire sprinkler systems at various Fire stations, to authorize the expenditure of \$50,000.00 from the General Government Grant Fund, and to declare an emergency. (\$50,000.00).

This Matter was Approved on the Consent Agenda.

- 1615-2005 CA To authorize the Finance and Management Director to enter into contract for the Facilities Management Division with General Maintenance and Engineering Company for the renovation of the roof at 544 Woodrow Avenue, to authorize the expenditure of \$39,493.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$39,493.00)

This Matter was Approved on the Consent Agenda.

SAFETY & JUDICIARY: MENTEL, CHR. BOYCE THOMAS HABASH

- 1381-2005 CA To authorize and direct that Fred Harris, a deceased firefighter, be granted the new life insurance provisions of the current collective bargaining contract between the City of Columbus and the Columbus Fire Firefighters Union, Local 67; to authorize the appropriation and expenditure of \$48,829.09 from the Employees Benefit Fund; and to declare an emergency. (\$48,829.09)

This Matter was Approved on the Consent Agenda.

- 1395-2005 CA To authorize and direct the Finance Director to sell MSA systems and cylinders that are of no further value to the Division of Fire to various entities for the sum of \$13.00, and to waive the provisions of the City Code relating to the sale of City-owned property. (\$13.00)

This Matter was Approved on the Consent Agenda.

- 1571-2005 CA To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY2005 Paul Coverdell National Forensic Sciences Improvement Act via the State of Ohio, Office of Criminal Justice Services, to authorize Jami St. Clair as the official representative to act in connection with the subgrant, to authorize an appropriation of \$89,985.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the FY05 Coverdell Competitive subgrant project and to declare an emergency. (\$89,985.00)

This Matter was Approved on the Consent Agenda.

- 1580-2005** CA To authorize and direct the Finance and Management Director to issue a purchase order for medical supplies from an existing Universal Term Contract established for such purpose by the Purchasing Office with Bound Tree Medical LLC, to authorize the expenditure of \$100,000.00 from the General Fund, and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

- 1581-2005** CA To authorize and direct the Finance and Management Director to issue a purchase order for medical supplies from an existing Universal Term Contract established for such purpose by the Purchasing Office with Alliance Medical, Inc., to authorize the expenditure of \$50,000.00 from the General Fund, and to declare an emergency. (\$50,000.00)

This Matter was Approved on the Consent Agenda.

- 1629-2005** CA To authorize and direct the Administrative Judge of the Franklin County Municipal Court to accept a grant award from the State of Ohio, Crime Victims Assistance Office; to appropriate \$43,826 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court Judges; to appropriate and transfer \$60,000 from the Municipal Court special revenue fund, probation fees to the general government grant fund; and to declare an emergency. (\$103,826.00)

This Matter was Approved on the Consent Agenda.

- 1632-2005** CA To authorize the City Attorney to donate miscellaneous computer equipment to St. Stephens Community House; to waive the provisions of Section 329.30 of the Columbus City Codes, 1959, pertaining to the sale of City-owned personal property; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1645-2005** CA To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase American Heart Association Approved Training Materials with World Point ECC, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00).

This Matter was Approved on the Consent Agenda.

- 1695-2005** CA To authorize and direct the City Auditor to establish a new subfund within the municipal court computer fund for the receipt of monies related to an electronic alcohol monitoring program; to authorize the correction of \$7,350 in revenues; and to declare an emergency. (\$7,350.00)

This Matter was Approved on the Consent Agenda.**DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH**

- 1568-2005** CA To authorize the acceptance of a deed for three parcels of land to be held in the Lank Bank inventory.

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

- 1446-2005** CA To authorize and direct the Finance and Management Director to modify and

extend the citywide contract for the option to purchase Automotive PM Services with McGlaughlin Oil Co./FAS Lube Inc. and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1563-2005 CA To authorize the City Auditor to appropriate and transfer \$597,495.46 from the State Issue II State Projects Fund to the Local Transportation Improvement Fund, to appropriate and transfer \$6,776,561.57 Local Transportation Improvement Fund for resurfacing and wheelchair ramps, and to make any and all accounting adjustments needed to properly account for the transfers between grants, appropriations and expenditures for the capital improvement grants within this ordinance for the Transportation Division, and to declare an emergency. (\$0)

This Matter was Approved on the Consent Agenda.

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

- 1623-2005 CA To transfer appropriation for the twelve months ending December 31, 2005, for the Health Department Private Grants Fund, to Object Level One 05, to facilitate the return of unused grant funds, and to declare an emergency. (\$34,718.35)

This Matter was Approved on the Consent Agenda.

- 1652-2005 CA To authorize the Director of the Development Department to modify a contract with the LifeCare Alliance to support the continued operation of the Chores Program; to authorize the expenditure of \$50,000 from the 2005 Community Development Block Grant Fund; and to declare an emergency. (\$50,000)

This Matter was Approved on the Consent Agenda.

- 1669-2005 CA To authorize the Director of the Development Department to modify a contract with the Clintonville-Beechwold Resource Center to support the continued operation of the Chores Program; to authorize the expenditure of \$50,000 from the 2005 Community Development Block Grant Fund; and to declare an emergency. (\$50,000)

This Matter was Approved on the Consent Agenda.

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

- 1535-2005 CA To authorize and direct the Finance and Management Director to enter into a contract for an option to Purchase Goulds Pump Parts with Yeomans Chicago Corporation, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

This Matter was Approved on the Consent Agenda.

- 1544-2005 CA To authorize the Director of Public Utilities to pay operating license fees for the three water treatment plants to the Treasurer, State of Ohio, Ohio Environmental Protection Agency, for the Division of Water, and to authorize the expenditure of \$204,000.00 from the Water Systems Operating Fund. (\$204,000.00)

This Matter was Approved on the Consent Agenda.

- 1561-2005** CA To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a certain sewer easement, located in the vicinity of North High Street and Highbluffs Boulevard, at the request of Triangle Investments, Inc. in exchange for a replacement easement previously granted to the City of Columbus, Ohio.
This Matter was Approved on the Consent Agenda.
- 1562-2005** CA To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release certain sewer easements, located in the vicinity of Reliance Street and Dearborn Drive, at the request of Mettler-Toledo, Inc. in exchange for a replacement easement previously granted to the City of Columbus, Ohio.
This Matter was Approved on the Consent Agenda.
- 1582-2005** CA To authorize the Director of Public Utilities to modify and increase a contract with PAE and Associates Inc. for the Installation of Aluminum Handrails for the Division of Sewerage and Drainage, to authorize the expenditure of \$200,000.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$200,000.00)
This Matter was Approved on the Consent Agenda.

RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL THOMAS

- 1604-2005** CA To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$2,710.00 and enter into an agreement with the Ohio Department of Natural Resources for funding to support the Hooked on Fishing Not on Drugs Program, to authorize an appropriation of \$2,710.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$2,710.00)
This Matter was Approved on the Consent Agenda.
- 1621-2005** CA To authorize an appropriation of \$46,830.58 from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund to the Recreation and Parks Department for expenditures in 2005, and to declare an emergency. (\$46,830.58)
This Matter was Approved on the Consent Agenda.
- 1683-2005** CA To authorize the transfer of \$17,000.00 within the Recreation and Parks Permanent Improvement Fund for various facility improvements, and to declare an emergency. (\$17,000.00)
This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

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

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

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

ADMINISTRATION: BOYCE, CHR. MENTEL HUDSON HABASH

- 1524-2005** To accept Memorandum of Understanding #2005-05 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502, which amends the Collective Bargaining Contract, August 24, 2002 through August 23, 2005; and to declare an emergency.
- A motion was made by Mr. Boyce, seconded by Ms. Hudson, that this matter be Approved. The motion carried by the following vote:**
- Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 1566-2005** To amend Ordinance No. 2944-1999, as amended, by amending Sections 4(C), Employee's Contribution to P.E.R.S.; 5(E)-A209, 5(E)-E211, 5(E)-P716, 5(E)-P718, and 16(A), Health Insurance, and (G), Premium Co-Payment; by enacting Section 5(E)-A226; 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
- 1572-2005** To authorize and direct the Finance and Management Director to modify and extend the citywide contract for the option to purchase Papers for Various Output Devices, with Office Max, Inc., to waive the provisions of formal competitive bidding 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
- 1576-2005** To authorize the City Clerk to enter into contract with the Franklin County Public Defender Commission to provide legal counsel to indigent persons charged with criminal offenses, to authorize the expenditure of \$940,832.00 from the General Fund; and to declare an emergency. (\$940,832.00)
- 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
- 1639-2005** To authorize and direct the City of Columbus to apply for a grant from the Federal Emergency Management Agency for debris removal and emergency services related to the aftereffects of the severe winter storms in December 2004 in Franklin County, to authorize and direct the City Auditor to appropriate these funds, as well as funds previously awarded and received for snow removal, and to declare an emergency. (\$698,346)
- 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
- 1679-2005** To accept Memorandum of Understanding #2005-04 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. 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

1513-2005

To authorize and direct the Finance and Management Director to enter into three contracts for the option to purchase Automobiles with Bob McDorman Chevrolet, Inc., Graham Ford, Inc., and Byers Chevrolet LLC, to authorize the expenditure of three dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$3.00).

A motion was made by Mr. Boyce, seconded by Ms. Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 10/24/05 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

1546-2005

To authorize and direct the Finance and Management Director to enter into three contracts for the option to purchase Light Duty Trucks with 32 Ford-Mercury Inc., Bob McDorman Chevrolet Inc. and Byers Chevrolet LLC, to authorize the expenditure of three dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$3.00).

A motion was made by Mr. Boyce, seconded by Ms. Hudson, that this matter be Tabled to Certain Date TABLED UNTIL 10/24/05 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

SAFETY & JUDICIARY: MENDEL, CHR. BOYCE THOMAS HABASH

1015-2005

To authorize and direct the Director of Public Safety to enter into a contract with Redflex Traffic Systems, Inc. for an Automated Red Light Enforcement System for the Division of Police, Department of Public Safety.

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

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 Pro-Tem Mentel, 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 President Pro-Tem Mentel, seconded by Ms. Hudson, that this matter be Approved as Amended. 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

RECESS REGULAR MEETING

A motion was made by Mr. Boyce, seconded by Ms. Hudson, to Motion to Recess the Regular Meeting RECESSED REGULAR MEETING #55 7:13 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

RECONVENE REGULAR MEETING

A motion was made by Ms. Tavares, seconded by Ms. Thomas, to Motion to Reconvene the Regular Meeting RECONVENED REGULAR MEETING #55 7:32 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

1467-2005

To authorize the Finance and Management Director to issue a purchase order to Sphere LLC for the purpose of adding a heating ventilation and air conditioning (HVAC) unit, and a uninterruptible power supply unit (UPS) to the Municipal Court Building server room on behalf of the Municipal Court Clerk, to authorize the expenditure of \$43,745.00 for the HVAC and \$41,500.00 for the UPS from the Clerk Special Revenue Fund, to waive all applicable provisions of the Columbus City Code relative to a formal competitive bidding process, pursuant to the Mayor's letter of emergency, and to declare an emergency. (\$43,745.00) (\$41,500.00)

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

1554-2005

To authorize the City Auditor to transfer \$25,580.00 between expenditure categories within the Refuse Collection Division's 2005 General Fund appropriation; to authorize and direct the City Attorney to pay the settlement amount to Stephanie McBride and J. Scott Bowman, counsel for Ms. McBride, in the case of Stephanie McBride v. City of Columbus, et al, Case No. 03CVC03-2488 in the Franklin County Common Pleas Court and Case No. 04APE12-1292 in the 10th District Court of Appeals, to authorize the expenditure of the sum of Fifty Thousand and No/100 Dollars from the General Fund for this purpose and to declare an emergency. (\$50,000.00)

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

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

1627-2005

To authorize and direct the Finance and Management Director to enter into contract with Alcohol Monitoring Systems, Inc.; to authorize the Finance and Management Director to establish a purchase order with Alcohol Monitoring Systems, Inc. for the purchase of continuous alcohol monitoring devices and related monitoring services; to waive competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$73,000 from the indigent driver alcohol treatment fund; and to declare an emergency. (\$73,000.00)

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

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

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

0141X-2005 To resolve to support the Ohio Department of Development in its application effort to obtain a USEPA Petroleum Clean Up Revolving Loan Fund Grant; and to declare an emergency.

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

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

DEVELOPMENT: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH

1583-2005 To accept the application (AN05-005) of Steve Vilaro for the annexation of certain territory containing 6.451 ± Acres in Orange Township.

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

Abstained: 2 - Ms. Thomas and President Pro-Tem Mentel

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

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

1532-2005 To authorize the City Auditor to transfer \$381,456.59 from the Local Transportation Improvement Project Fund and \$1,391,218.28 from the State Issue Two Project Fund to the Federal-State Highway Engineering Fund and to authorize the appropriation of \$1,772,674.87 within the Federal-State Highway Engineering Fund to account for project related expenditures and to make necessary adjustments to properly account for the Hard Road Improvement project, and to declare an emergency. (\$1,772,674.87)

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

1620-2005 To vacate the unimproved portions of the cul-de-sac in Faber Avenue; and to the extent they may apply to waive the competitive bidding provisions and the Land Review Commission requirements of Columbus City Codes.

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

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

1644-2005

To accept the plat titled THE LAKES OF WORTHINGTON SECTION 3, 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

1657-2005

To authorize the Director of the Public Service Department to execute those
 documents required to release 5 feet of the 25 foot wide platted easement in
 Lots 37 and 38 of the subdivision titled "Lakes of Worthington, Section 2", as
 shown on the plat of record in Plat Book 106, Page 48 of the Franklin
 County, Ohio, Recorder's Office 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

1409-2005

To authorize and direct the City Auditor to transfer \$343,000 within the
 Health Special Revenue Fund, to authorize the Board of Health to modify
 and increase a contract with CNHC, Inc. for pharmacy services, to authorize
 the expenditure of \$343,000, and to declare an emergency. (\$343,000)

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

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

1553-2005

To authorize the Board of Health to enter into a contract with the Columbus
 AIDS Task Force for the provision of HIV prevention mental health services,
 to authorize the expenditure of \$50,000 from the Health Special Revenue
 Fund to pay the cost thereof, and to declare an emergency. (\$50,000)

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. Hudson

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

1585-2005

To authorize the Director of the Department of Development to accept a Special Project Grant of \$254,944.00 from the U.S. Department of Housing and Urban Development; to authorize the appropriation of \$254,944.00 from the General Government Grant Fund to the Department of Development; to authorize the Director of the Department of Development to enter into an agreement with the YWCA to complete the Family Center project; to authorize the expenditure of \$254,944.00 from the General Government Grant Fund; and to declare an emergency. (\$254,944.00)

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

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

1649-2005

To adopt the 2006 Action Plan Budget which implements the "Consolidated Plan" for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Shelter Grant (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) programs; to authorize the filing of the plan application with the U.S. Department of Housing and Urban Development; and to declare an emergency.

A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Tabled to Certain Date TABLED UNTIL 10/24/05 PENDING PUBLIC HEARING 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

1586-2005

To authorize the Director of the Department of Development to amend a contract with the Deaf Services Center to continue support of the Deaf Modification Program; to authorize the expenditure of \$10,000 from the 2005 Community Development Block Grant Fund; and to declare an emergency. (\$10,000)

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

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

1616-2005

To authorize the Director of the Department of Development to enter into contract with the YMCA of Central Ohio to support truancy intervention activities; to authorize the expenditure of \$100,000 from the General Government Grant Fund; and to declare an emergency. (\$100,000)

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

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

UTILITIES: THOMAS, CHR. MENDEL O'SHAUGHNESSY HABASH

1534-2005 To authorize the City Attorney to acquire fee simple title and lesser interests; to contract for professional services; to authorize the appropriation of \$183,033.72 within the Voted Sanitary Bond Fund; to authorize the transfer and expenditure of \$306,400.00 from within the Voted Sanitary Bond Fund in connection with five sanitary infrastructure capital improvement projects; to amend the 2005 Capital Improvements Budget for the Division of Sewerage and Drainage; and to declare an emergency. (\$306,400.00)

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

1542-2005 To authorize the Director of Public Utilities to modify a contract with the Complete General Construction Company for the Hiawatha/Atwood Sanitary Relief Sewer Project; to authorize the transfer and expenditure of \$7,725.44 from within the Sewer System Permanent Improvements Fund; to amend the 2005 Capital Improvements Budget; for the Division of Sewerage and Drainage, and to declare an emergency. (\$7,725.44)

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

1557-2005 To authorize and direct the Finance and Management Director to enter into a contract for an option to purchase ISCO Monitoring Equipment, Maintenance & Parts with Teledyne Isco, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, to waive formal competitive bidding requirements, and to declare an emergency. (\$1.00)

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

1559-2005 To amend the 2005 Capital Improvements Budget; to authorize the transfer of \$407,980.00 within the Voted Street Lighting and Electricity Distribution Improvements Fund; to authorize the Director of Public Utilities to enter into contract with U.S. Utility Contractor Co., Inc. for the installation of an overhead distribution system in support of the Italian Village substation; to authorize payment to the Transportation Division for inspection services provided to the Division of Electricity for said project; to authorize the expenditure of \$407,980.00 from the Voted Street Lighting and Electricity Distribution Improvements Fund; and to declare an emergency. (\$407,980.00)

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

RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL THOMAS

1548-2005 To authorize and direct the Director of Finance and Management to enter

into a purchase order with SBC for local telephone services for the Recreation and Parks Department, to authorize the expenditure of \$42,000.00 from the Recreation and Parks General Fund, and to declare an emergency. (\$42,000.00)

A motion was made by President Habash, seconded by Ms. Thomas, 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

1729-2005

To authorize the Director of the Department of Finance and Management to execute those documents necessary to enter into a sale agreement with Urban Concern, Inc., an Ohio not for profit corporation to purchase 0.979 +/- acre City owned real property located at 1000 Bonham Avenue, a vacant police substation, in order to consolidate their existing K-5 elementary school into one location and to create a shared community space for the neighborhood as well as a public playground; to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised; and to declare an emergency.

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

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

RULES & REFERENCE: HABASH, CHR. MENTEL HUDSON TAVARES

0958-2005

To enact new Chapter 2115 of the Columbus City Codes, 1959, to provide for the implementation of a Photo Red Light Traffic Enforcement System for the administrative enforcement of traffic control signals.

Sponsors: Michael C. Mentel

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

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 Pro-Tem Mentel, seconded by Ms. Hudson, 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

ADJOURNMENT

A motion was made by Mr. Boyce, seconded by Ms. Hudson, to adjourn this Regular Meeting ADJOURNED: 7:55 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, October 17, 2005

6:30 PM

Zoning Committee

Zoning Committee

Journal

October 17, 2005

**REGULAR MEETING NO. 56 OF CITY COUNCIL (ZONING), OCTOBER 17, 2005,
AT 7:30 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 Thomas, 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**

1528-2005

To rezone 7349 EAST BROAD STREET (43004), being 22.22± acres
located 465± feet south of East Broad Street, 1,760± feet east of
Reynoldsburg-New Albany Road, From: L-R-2, Limited Residential District,
To: PUD-6, Planned Unit Development District (Rezoning # Z05-040).

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

Absent@vote: Chair Mentel

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

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

Absent@vote: Chair Mentel

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

1412-2005

To grant a variance from the provisions of Sections 3332.029, SR, Suburban
Residential District and 3389.04 Crematory, of the Columbus City Codes for
the property at 1352 WOODLAND AVENUE (43219), to permit a funeral

home with the opportunity for a crematory in the SR, Suburban Residential District. (CV05-020)

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

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 10/24/05 The motion carried by the following vote:

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

1413-2005

To grant a variance from the provisions of Sections 3332.035 R-3, Residential District, 3349.03, Permitted Uses and 3387.01, Prohibited Uses of the Columbus City Codes for property located at 1496 TAYLOR AVENUE (43219), to permit a cemetery in the R-3, Residential and I, Institutional District (CV05-021).

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

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

A motion was made by Chair Mentel, seconded by Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 10/24/05 The motion carried by the following vote:

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

1520-2005

To rezone 1941 WOODLAND AVENUE (43219), being 10.9± acres located on the west side of Woodland Avenue, 90± feet south of Middlehurst Drive, From: L-M, Limited Manufacturing, ARLD, Apartment Residential, and R-2, Residential Districts, To: R-2, Residential District. (Rezoning # Z05-036).

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

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

0820-2005

To rezone 2700 BETHEL ROAD (43220), being 39.44± acres located on the north side of Bethel Road, 380± feet east of Sawmill Road, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z04-095)

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

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

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

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

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

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

ADJOURNMENT

A motion was made by Boyce, seconded by Thomas, to adjourn this Regular Meeting ADJOURNED: 7:32 P.M. The motion carried by the following vote:

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

Ordinances and Resolutions

**City of Columbus
City Bulletin Report**

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

Legislation Number: 0141X-2005

Drafting Date: 09/26/2005

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Background: The Columbus Department of Development has been involved with brownfield clean up and redevelopment since 1998, where it has been instrumental in obtaining nearly \$9 million in various federal and state clean up environmental grants to help incentivize many remediation and redevelopment projects in and around Columbus' core central city.

Another possible tool in the effort to clean and redevelop contaminated sites is a USEPA grant targeted to provide revolving loans for abandoned petroleum sites. The grant will be made available to successful applicant states in early 2006, and is specialized to address site clean up for petroleum-contaminated sites only.

The Ohio Department of Development intends to apply for a USEPA Petroleum Clean Up Revolving Loan Fund Grant in the amount of \$3 million for sites in Ohio.

As Columbus has nearly 100 known abandoned sites, which are contaminated with petroleum, this resolution is offered as support for Ohio's application to the USEPA so that Columbus and its development partners may utilize the revolving loan fund grant at some future date.

This resolution is submitted as an emergency because the Ohio Department of Development intends to submit its application to the USEPA as soon as possible to secure the grant.

Fiscal Impact: There are no costs to the City of Columbus associated with the USEPA grant application.

Title

To resolve to support the Ohio Department of Development in its application effort to obtain a USEPA Petroleum Clean Up Revolving Loan Fund Grant; and to declare an emergency.

Body

Whereas, the Columbus Department of Development has been engaged in Brownfield remediation and redevelopment since 1998; and

Whereas, the USEPA is providing application opportunities to states for a Petroleum Clean Up Revolving Loan Fund Grant to assist communities in remediating and redeveloping contaminated sites, and

Whereas, the Ohio Department of Development wishes to apply for a USEPA Petroleum Clean Up Revolving Loan Fund Grant in the amount of \$3 million to assist communities throughout Ohio and has requested the City of Columbus' support in this effort; and

Whereas, the Columbus Department of Development believes the USEPA grant will be useful in addressing the remediation of abandoned sites with petroleum contamination in Columbus and help to incentivize redevelopment of these sites; and

Whereas, an emergency exists in the usual daily operation of City Council in that it is immediately necessary to express its support for the application described herein for the preservation of public health, peace, property and safety; **now, therefore**,

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

Section 1. That the Columbus City Council hereby supports the Ohio Department of Development in its efforts to obtain a USEPA Petroleum Clean Up Revolving Loan Fund Grant.

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

Legislation Number: 0147X-2005

Drafting Date: 10/11/2005

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Title

To recognize and honor the International Association of Black Professional Firefighters (IABPFF), and the Columbus African American Firefighters Association in celebration of their North Central Regional Conference.

Body

WHEREAS, The International Association of Black Professional Firefighters (IABPFF), was founded in Hartford, Connecticut in 1970; and

WHEREAS, The purpose of the organization is to create a liaison between all African American firefighters throughout the globe, to collect and evaluate data on all harmful conditions incumbent in all areas where minorities exist; and

WHEREAS, To promote interracial progress throughout the Fire Service and to see that competent African Americans are recruited and employed as firefighters, where ever they reside, and aid in the motivating of African Americans to seek advancement to elevated ranks throughout the field of Fire Service; and

WHEREAS, The North Central Region was founded in 1971 and contains the following states: Illinois, Indiana, Iowa, Michigan, Minnesota, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin; and

WHEREAS, The International Association of Black Professional Firefighters' North Central Regional Conference is hosted by the Columbus African American Firefighters Association and will be held October 13-15, 2005, at the Columbus Renaissance Hotel; now, therefore

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

That this Council does hereby recognize and applaud the International Association of Black Professional Firefighters and the local chapter the Columbus African American Firefighters Association for their outstanding commitment and exemplary service to the citizens of the City of Columbus.

Legislation Number: 0149X-2005

Drafting Date: 10/12/2005

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Title

To honor and recognize Tina Ferner, Clarence Sheehan Award recipient for the 23rd Annual Award Banquet sponsored by the Union Label and Service Trades Council of Central Ohio, AFL-CIO.

Body

WHEREAS, Tina Ferner has been with the United Way of Central Ohio since June of 1990 working with the Labor Department; and

WHEREAS, She has been involved in many United Way projects for the Central Ohio AFL-CIO, including the U.C.A.N project for organized labor members; Annual George Meany Awards Banquet; Labor's United Way Kick-Off Golf Outing and the Annual Appreciation Breakfast for Labor Leaders among many other events; and

WHEREAS, Tina's excellence in service allowed her to be named her an Honorary Delegate to the Union Label and Service Trades Council of Central Ohio, AFL-CIO; and

WHEREAS, Tina's commitment to this organization and her passion to help all those in need has been an inspiration to every life she has touched.; now, therefore,

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

That this Council does hereby recognize and congratulate Tina Ferner, the Charles Sheehan Award recipient, on this 15 day of October, 2005.

Legislation Number: 0150X-2005

Drafting Date: 10/12/2005

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Title

To proclaim October 2005 as Crime Prevention Month in the City of Columbus.

Body

WHEREAS, the vitality of our city depends on how safe we keep our homes, neighborhoods, schools, workplaces, and communities; and

WHEREAS, crime and fear of crime destroy our trust in others and in civic institutions, threatening the community's health, prosperity, and quality of life; and

WHEREAS, people of all ages must be made aware of what they can do to prevent themselves and their families, neighbors, and co-workers from being harmed by crime; and

WHEREAS, the personal injury, financial loss, and community deterioration resulting from crime are intolerable and require investment from the whole community; and

WHEREAS, crime prevention initiatives must include self-protection and security, but they must go beyond these to promote collaborative efforts to make neighborhoods safer for all ages and to develop positive opportunities for young people; and

WHEREAS, adults must invest time, resources, and policy support in effective prevention and intervention strategies for youth, and teens must be engaged in driving crime from their communities; and

WHEREAS, effective crime prevention programs excel because of partnerships among law enforcement, other government agencies, civic groups, schools, faith communities, businesses, and individuals as they help to nurture communal responsibility and instill pride; now, therefore

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

That Columbus City Council hereby proclaims October 2005 as Crime Prevention Month in Columbus and urge all citizens, government agencies, public and private institutions, and businesses to invest in the power of prevention and work together to make Columbus a safer, stronger, more caring community.

Legislation Number: 0152X-2005

Drafting Date: 10/14/2005

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

Title

To proclaim October 17th - 21st of 2005 as Medical Assistants Week in the City of Columbus.

Body

WHEREAS, The Ohio Institute of Health Careers located at 1880 E. Dublin Granville Rd. Columbus, OH is playing an integral part in the training and development of future Medical Assistants; and

WHEREAS, Medical Assistants are multi-skilled allied health professionals who perform a wide range of administrative and clinical roles with skill, dedication and loyalty; and

WHEREAS, Medical Assistants are the central figures in promoting and maintaining cooperative and successful relationships between patients and physicians; and

WHEREAS, Medical Assistants are vital members of the health care delivery system; and

WHEREAS, Medical Assistants make substantial contribution to the quality of health care in the United States; now, therefore

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

That this Council does hereby proclaim October 17th - 21st of 2005 to be Medical Assistants recognition week in the City of Columbus.

Legislation Number: 0820-2005

Drafting Date: 04/25/2005

Current Status: Passed

Version: 3

Matter Type: Ordinance

Explanation

Rezoning Application Z04-095

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

PROPOSED USE: Retail commercial development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (6-0) on March 10, 2005.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The requested CPD, Commercial Planned Development District would permit the partial redevelopment of a large-scale shopping center. The current CPD zoning district limits the main shopping center to 265,000 square feet. This rezoning request would permit the transfer of 17,450 square feet of unused permitted building space in the parking lot to the main shopping center and provide a variance to reduce the required number of parking spaces from 1,907 spaces to 1,684 spaces. The Transportation Division has determined that the 223-space reduction can be supported. The proposed development text, site plan, landscaping plan, and elevation drawings establish development standards addressing sidewalks, lighting, landscaping, outdoor display, screening, and building design that are more restrictive than the current zoning.

Title

To rezone **2700 BETHEL ROAD (43220)**, being 39.44± acres located on the north side of Bethel Road, 380± feet east of Sawmill Road, **From:** CPD, Commercial Planned Development District, **To:** CPD, Commercial Planned Development District. (Rezoning # Z04-095)

Body

WHEREAS, application #Z04-095 is on file with the Building Services Division of the Department of Development requesting rezoning of 39.44± acres from the CPD, Commercial Planned Development District to CPD, Commercial Planned Development District; and,

WHEREAS, the City Departments recommend approval because the requested CPD, Commercial Planned Development District would permit the partial redevelopment of a large-scale shopping center. The current CPD zoning district limits the main shopping center to 265,000 square feet. This rezoning request would permit the transfer of 17,450 square feet of unused permitted building space in the parking lot to the main shopping center and provide a variance to reduce the required number of parking spaces from 1,907 spaces to 1,684 spaces. The Transportation Division has determined that

the 223-space reduction can be supported. The proposed development text, site plan, landscaping plan, and elevation drawings establish development standards addressing sidewalks, lighting, landscaping, outdoor display, screening, and building design that are more restrictive than the current zoning; and

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

WHEREAS, Ordinance #691-89, passed March 27, 1989, rezoned 43.29± acres from the PUD-8, Planned Unit Development, CPD, Commercial Planned Development, and C-1, Commercial Districts to permit the development of the existing Carriage Place shopping center. That rezoning established specific use restrictions and development standards including a maximum build-out of 282,450 square feet for the main shopping center; and

WHEREAS, Ordinance #0002-98, passed January 12, 1999, rezoned the site again to the CPD district to permit an additional 10,000 square feet of outparcel development and all other requirements of the previous CPD zoning were otherwise left intact and unchanged; and

WHEREAS, The existing main shopping center consists of 247,856 square feet, 17,144 square feet less than allowed under the current CPD zoning; and

WHEREAS, The proposed CPD district acknowledge an existing 89 space parking deficiency for which there was no variance or waiver granted and provide a total parking variance of 223 spaces required by the proposal; and

WHEREAS, The requested CPD, Commercial Planned Development District would increase the maximum allowable size of the existing shopping center from 265,000 square feet to 282,450 square feet, 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:

2700 BETHEL ROAD (43220), being 39.44± acres located on the north side of Bethel Road, 380± feet east of Sawmill Road, and being more particularly described as follows:

Exhibit A

PARCEL I

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF COLUMBUS. QUARTER TOWNSHIP 4, TOWNSHIP 2, RANGE 19, UNITED STATES MILITARY LANDS, AND BEING ALL OUT OF THAT TRACT OF LAND AS CONVEYED TO CARRIAGE PLACE OF RECORD IN OFFICIAL RECORD 14865 D03 AND OFFICIAL RECORD 14859 119. (ALL REFERENCE BEING TO THE RECORDS OF THE RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO) AND DESCRIBED AS FOLLOWS:

BEGINNING AT AN IRON SET IN THE SOUTHERLY RIGHT-OF-WAY LINE OF RESLER DRIVE OF RECORD IN PLAT BOOK 70, PAGE 70. BEING SOUTH 86° 57' 17" EAST, A DISTANCE OF 87.37 FEET AND SOUTH 03° 02' 43" WEST. A DISTANCE OF 39.72 FEET FROM THE CENTERLINE OF SAID RESLER DRIVE WITH SAWMILL ROAD;

THENCE WITH SAID NORTHERLY RIGHT-OF-WAY LINE THE FOLLOWING COURSES:

NORTH 89° 36' 42" EAST, A DISTANCE OF 95.70 FEET TO AN IRON PIN SET;

SOUTH 86° 57' 17" EAST, A DISTANCE OF 84.38 FEET TO AN IRON PIN SET:

SOUTH 89° 49' 02" EAST, A DISTANCE OF 79.90 FEET TO AN IRON PIN SET;

SOUTH 86°57'17" EAST, A DISTANCE OP 748.90 FEET TO AN IRON PIN SET AT THE NORTHWESTERLY CORNER OF THAT 2.092 ACRE TRACT AS CONVEYED TO CARRIAGE PLACE OF RECORD IN OFFICIAL RECORD 16178 A08;

THENCE WITH THE PERIMETER OF SAID 2.092 ACRE TRACT, THE FOLLOWING COURSES:

SOUTH 02° 51' 08" WEST, A DISTANCE OF 332.73 FEET TO A MAG NAIL SET AT A SOUTHWESTERLY CORNER THEREOF;

SOUTH 87° 08' 52" EAST, A DISTANCE OF 274.31 FEET TO A MAG NAIL SET AT A SOUTHEASTERLY CORNER THEREOF;

NORTH 02° 51' 08" EAST, A DISTANCE OF 331.81 FEET TO AN IRON PIN SET IN THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID RESLER DRIVE;

THENCE WITH SAID SOUTHERLY RIGHT-OF-WAY LINE, THE FOLLOWING COURSES:

SOUTH 86° 57' 17" EAST, A DISTANCE OF 174.18 FEET TO AN IRON PIN SET AT A POINT OF CURVATURE;

WITH A CURVE TO THE RIGHT-OF-WAY A CENTRAL ANGLE OF 89° 48' 25" AND A RADIUS OF 295.00 FEET, A CHORD BEARING AND DISTANCE OF SOUTH 42° 03' 05" EAST, 416.49 FEET TO AN IRON PIN SET AT A POINT OF TANGENCY IN THE WESTERLY RIGHT-OF-WAY LINE OF PICKFORDE DRIVE;

THENCE SOUTH 02° 51' 08" WEST, WITH SAID WESTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 503.22 FEET TO AN IRON PIN SET AT THE NORTHEASTERLY CORNER OF THAT 1.063 ACRE TRACT AS CONVEYED TO CARRIAGE PLACE OF RECORD IN OFFICIAL RECORD 16096 I02;

THENCE WITH A NORTHERLY LINE OF SAID 1.063 ACRE TRACT, WITH A CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 68° 57' 38" AND A RADIUS OF 30.00 FEET, A CHORD BEARING AND DISTANCE OF NORTH 52° 40' 03" WEST, 33.97 FEET TO A MAG NAIL SET AT A POINT OF TANGENCY;

THENCE NORTH 87° 08' 52" WEST, PARTLY WITH A NORTHERLY LINE OF SAID 1.063 ACRE TRACT AND PARTLY WITH THE NORTHERLY LINE OF THAT 1.014 ACRE TRACT AS CONVEYED TO CARRIAGE PLACE OF RECORD IN OFFICIAL RECORD 19201 J03, A DISTANCE OF 350.00 FEET TO A MAG NAIL SET AT THE NORTHWESTERLY CORNER OF SAID 1.014 ACRE TRACT;

THENCE SOUTH 02° 51' 08" WEST, WITH THE WESTERLY LINE OF SAID 1.014 ACRE TRACT, A DISTANCE OF 240.00 FEET TO AN IRON PIN SET IN THE NORTHERLY RIGHT-OF-WAY LINE OF BETHEL ROAD;

THENCE NORTH 87° 08' 52" WEST, WITH SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 24.00 FEET TO AN IRON PIN SET AT THE SOUTHEASTERLY CORNER OF THAT 1.461 ACRE TRACT AS CONVEYED TO CARRIAGE PLACE OF RECORD IN INSTRUMENT NUMBER 199708070065814;

THENCE WITH A PORTION OF THE PERIMETER OF SAID 1.461 ACRE TRACT, THE FOLLOWING COURSES;

NORTH 02° 51' 08" EAST, A DISTANCE OF 312.00 FEET TO A MAG NAIL SET AT A NORTHEASTERLY CORNER THEREOF;

NORTH 87° 08' 52" WEST, A DISTANCE OF 204.00 FEET TO A MAG NAIL SET AT A NORTHWESTERLY CORNER THEREOF;

SOUTH 02° 51' 08" WEST, A DISTANCE OF 72.00 FEET TO A MAG NAIL SET AT THE NORTHEASTERLY CORNER OF THAT 1.210 ACRE TRACT AS CONVEYED TO CARRIAGE PLACE OF RECORD IN OFFICIAL RECORD 19201 H8;

THENCE WITH A PORTION OF THE PERIMETER OF SAID 1.210 ACRE TRACT, THE FOLLOWING COURSES:

NORTH 87° 08' 52" WEST, A DISTANCE OF 200.00 FEET TO A MAG NAIL SET AT A POINT OF CURVATURE;

WITH A CURVE TO THE LEFT, HAVING A CENTRAL ANGLE OF 90° 00' 00" AND A RADIUS OF 20.00 FEET, A CHORD BEARING AND DISTANCE OF SOUTH 47° 51' 08" WEST, 28.28 FEET TO A MAG NAIL SET AT A POINT OF TANGENCY;

SOUTH 02° 51' 08" WEST, A DISTANCE OF 220.00 FEET TO A MAG NAIL SET IN SAID NORTHERLY RIGHT-OF-WAY LINE;

THENCE NORTH 87° 08' 52" WEST WITH SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 85.00 FEET TO AN IRON PIN SET AT THE SOUTHEASTERLY CORNER OF THAT 1.747 ACRE TRACT AS CONVEYED TO CARRIAGE PLACE OF RECORD IN INSTRUMENT NUMBER 199802110031488;

THENCE WITH A PORTION OF THE PERIMETER OF SAID 1.747 ACRE TRACT, THE FOLLOWING COURSES:

NORTH 02° 51' 08" EAST, A DISTANCE OF 50.00 FEET TO A MAG NAIL SET;

SOUTH 87° 08' 52" EAST, A DISTANCE OF 20.00 FEET TO A MAG NAIL SET;

NORTH 02° 51' 08" EAST, A DISTANCE OF 166.77 FEET TO A MAG NAIL SET AT A NORTHEASTERLY CORNER THEREOF;

NORTH 72° 08' 52" WEST, A DISTANCE OF 310.66 FEET TO A MAG NAIL SET AT A NORTHWESTERLY CORNER THEREOF;

SOUTH 02° 51' 08" WEST, A DISTANCE OF 297.17 FEET TO AN IRON PIN SET IN SAID NORTHERLY RIGHT-OF-WAY LINE;

THENCE NORTH 87° 08' 52" WEST WITH SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 34.00 FEET TO AN IRON PIN SET AT THE SOUTHEASTERLY CORNER OF THAT 0.916 ACRE TRACT AS CONVEYED TO CARRIAGE PLACE OF RECORD IN OFFICIAL RECORD 19201 H5;

THENCE WITH A PORTION OF THE PERIMETER OF SAID 0.916 ACRE TRACT, THE FOLLOWING COURSES:

NORTH 02° 51' 08" EAST, A DISTANCE OF 219.98 FEET TO A MAG NAIL SET AT A NORTHEASTERLY CORNER THEREOF;

NORTH 87° 08' 52" WEST, A DISTANCE OF 179.73 FEET TO A MAG NAIL SET IN THE EASTERLY LINE OF THAT 1.449 ACRE TRACT AS CONVEYED TO CARRIAGE PLACE OF RECORD IN OFFICIAL RECORD 16096

H20;

THENCE WITH A PORTION OF THE PERIMETER OF SAID 1.449 ACRE TRACT, THE FOLLOWING COURSES:

NORTH 03° 42' 15" EAST, A DISTANCE OF 116.00 FEET TO A MAG NAIL SET TO A NORTHEASTERLY CORNER THEREOF;

NORTH 71° 17' 40" WEST, A DISTANCE OF 181.15 FEET TO A MAG NAIL SET IN THE EASTERLY LINE OF THAT 1.115 ACRE TRACT AS CONVEYED TO STEVE L. CORDLE OF RECORD IN INSTRUMENT NUMBER 200005020085907;

THENCE WITH A PORTION OF THE PERIMETER OF SAID 1.115 ACRE TRACT, THE FOLLOWING COURSES:

NORTH 03° 42' 15" EAST, A DISTANCE OF 19.52 FEET TO A MAG NAIL SET;

NORTH 87° 08' 52" WEST, A DISTANCE OF 6.95 FEET TO A MAG NAIL SET AT THE SOUTHEASTERLY CORNER OF THAT 0.821 ACRE TRACT AS CONVEYED TO CARRIAGE PLACE OF RECORD IN OFFICIAL RECORD 19201 H2;

THENCE WITH A PORTION OF FEET PERIMETER OF SAID 0.821 ACRE TRACT, THE FOLLOWING COURSES:

NORTH 02° 51' 08" EAST, A DISTANCE OF 174.99 FEET TO AN IRON PIN SET AT THE NORTHEASTERLY CORNER THEREOF;

NORTH 86° 17' 45" WEST, A DISTANCE OF 201.43 FEET TO AN IRON PIN SET IN THE EASTERLY RIGHT-OF-WAY LINE OF SAID SAWMILL ROAD;

THENCE NORTH 03° 42' 15" EAST, WITH SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 64.90 FEET TO AN IRON PIN SET AT THE SOUTHWESTERLY CORNER OF THAT 0.713 ACRE TRACT AS CONVEYED TO CARRIAGE PLACE OF RECORD IN OFFICIAL RECORD 16096 H17;

THENCE WITH A PORTION OF THE PERIMETER OF SAID 0.713 ACRE TRACT, THE FOLLOWING COURSES:

SOUTH 86° 17' 45" EAST, A DISTANCE OF 200.92 FEET TO A MAG NAIL SET AT A SOUTHEASTERLY CORNER THEREOF;

NORTH 02° 51' 08" EAST, A DISTANCE OF 157.00 FEET TO A MAG NAIL SET AT A NORTHEASTERLY CORNER THEREOF;

NORTH 87° 08' 52" WEST, A DISTANCE OF 198.61 FEET TO AN IRON PIN SET IN THE EASTERLY RIGHT-OF-WAY LINE OF SAWMILL ROAD;

THENCE WITH SAID EASTERLY RIGHT-OF-WAY LINE, THE FOLLOWING COURSES:

NORTH 03° 42' 15" EAST, A DISTANCE OF 182.84 FEET TO AN IRON PIN SET AT A POINT OF CURVATURE;

WITH A CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 85° 53' 45" AND A RADIUS OF 30.00 FEET, A CHORD BEARING AND DISTANCE OF NORTH 46° 39' 29" EAST, 40.88 FEET TO THE TRUE POINT OF BEGINNING AND CONTAINING 26.955 ACRE OF LAND, MORE OR LESS.

THE BASIS OF BEARINGS FOR THIS DESCRIPTION IS NORTH 86° 57' 17" WEST FOR THE CENTERLINE OF RESLER DRIVE OF RECORD IN PLAT BOOK 70, PAGE 70.

PARCEL II

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF COLUMBUS, BEING LOCATED IN QUARTER TOWNSHIP 4, TOWNSHIP 2, RANGE 19, UNITED STATES MILITARY LANDS AND BEING PART OF THE 39.447 ACRE TRACT OF LAND CONVEYED TO CARRIAGE PLACE, AN OHIO GENERAL PARTNERSHIP. BY DEEDS OF RECORD IN OFFICIAL RECORD 14865 D03 AND OFFICIAL RECORD 14859 I19, AND BEING ONE AND THE SAME AS THE 0.713 ACRE TRACT OF LAND CONVEYED BY CARRIAGE PLACE, AN OHIO GENERAL PARTNERSHIP, TO CENTRAL HOLDING CORPORATION, BY DEED OF RECORD IN OFFICIAL RECORD 16096 H02, AS RECONVEYED TO CARRIAGE PLACE, AN OHIO GENERAL PARTNERSHIP, BY DEED OF RECORD IN OFFICIAL RECORD 16096 H17, ALL REFERENCES BEING TO RECORDS IN THE RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE EASTERLY RIGHT-OF-WAY LINE OF SAWMILL ROAD, THAT IS LOCATED NORTH 3° 42' 15" EAST, 707.90 FEET AND SOUTH 86° 17' 45" EAST, 60.00 FEET FROM THE INTERSECTION OF THE CENTERLINE OF SAWMILL ROAD WITH THE CENTERLINE OF BETHEL ROAD;

THENCE NORTH 3° 42' 15" EAST, ALONG SAID RIGHT-OF-WAY LINE OF SAWMILL ROAD, A DISTANCE OF 154.03 FEET TO A POINT;

THENCE SOUTH 87° 08' 52" EAST, A DISTANCE OF 198.61 FEET TO A POINT;

THENCE SOUTH 2° 51' 08" WEST, A DISTANCE OF 157.00 FEET TO A POINT;

THENCE NORTH 86° 17' 45" WEST, A DISTANCE OF 200.92 FEET TO THE PLACE OF BEGINNING, CONTAINING 0.713 ACRES, MORE OR LESS.

BEARINGS CONTAINED HEREIN, ARE BASED ON THE SAME MERIDIAN AS BEARINGS ON PLAT OF RECORD IN PLAT BOOK 58, PAGE 19.

PARCEL III

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF COLUMBUS, QUARTER TOWNSHIP 4, TOWNSHIP 2, RANGE 19, UNITED STATES MILITARY LANDS, BEING 1.449 ACRES LOCATED WITHIN THAT PARCEL 2, LESS EXCEPTIONS, AS DESCRIBED IN A DEED TO LION-BETHEL LIMITED PARTNERSHIP (ONE-HALF INTEREST), OF RECORD IN OFFICIAL RECORDS VOLUME 9619, PAGE H11, AND AS DESCRIBED IN A DEED TO SAWMILL--BETHEL ASSOCIATES (ONE-HALF INTEREST) OF RECORD IN OFFICIAL RECORDS VOLUME 9599, PAGE F14 (ALL REFERENCES HEREIN BEING TO THE RECORDS LOCATED IN THE RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO), SAID 1.449 ACRES BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT AN IRON PIN FOUND AT THE SOUTHWESTERLY CORNER OF THAT 1.115 ACRE TRACT OF LAND AS DESCRIBED IN A DEED TO OHIO STATE BANK. OF RECORD IN DEED BOOK 3799, PAGE 773, AND IN THE NORTHERLY RIGHT-OF-WAY LINE OF BETHEL ROAD (60 FEET FROM CENTERLINE), AS SHOWN AND DELINEATED UPON THE PLAT "DEDICATION PLAT OF SAWMILL ROAD, BETHEL ROAD, AND PICKFORDE DRIVE," OF RECORD IN PLAT BOOK 58, PAGES 20 AND 21;

THENCE NORTH 3° 35' 54" EAST, ALONG THE EASTERLY LINE OF SAID 1.115 ACRE TRACT, A DISTANCE OF 385.48 FEET TO AN IRON PIN SET;

THENCE THROUGH THE AFOREMENTIONED 36.84 ACRE TRACT THE FOLLOWING TWO (2) COURSES AND DISTANCES:

- 1. SOUTH 71° 24' 06" EAST, A DISTANCE OF 181.15 FEET TO AN IRON PIN SET;

2. SOUTH 3° 33' 54" WEST, A DISTANCE OF 336.00 FEET TO AN IRON PIN SET IN THE AFOREMENTIONED NORTHERLY RIGHT-OF-WAY LINE OF BETHEL ROAD;

THENCE NORTH 87° 15' 00" WEST, ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 175.00 FEET TO THE PLACE OF BEGINNING AND CONTAINING 1.449 ACRES OF LAND.

BEARINGS HEREIN ARE BASED ON THOSE OF THE AFOREMENTIONED PLAT, OF RECORD IN PLAT BOOK 58 PAGES 20 AND 21.

IRON PINS SET CONSIST OF A 30" LONG IRON PIPE, 1" O.D. WITH A PLASTIC PLUG INSCRIBED "M-EAST BLDG CONSULTANTS."

PARCEL IV

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF COLUMBUS, BEING LOCATED IN QUARTER TOWNSHIP 4, TOWNSHIP 2, RANGE 19, UNITED STATES MILITARY LANDS, AND BEING PART OF THE 39.447 ACRE TRACT OF LAND CONVEYED TO CARRIAGE PLACE AN OHIO GENERAL PARTNERSHIP BY DEEDS OF RECORD IN OFFICIAL RECORD 14865 D03 AND OFFICIAL RECORD 14859 I19, AND BEING ONE AND THE SAME AS THE 1.063 ACRE TRACT OF LAND CONVEYED BY CARRIAGE PLACE, AN OHIO GENERAL PARTNERSHIP, TO CENTRAL HOLDING CORPORATION, BY DEED OF RECORD IN OFFICIAL RECORD 16096 I19, AS RECONVEYED TO CARRIAGE PLACE. AN OHIO GENERAL PARTNERSHIP, BY DEED OF RECORD IN OFFICIAL RECORD 16096 I2, ALL REFERENCES BEING TO RECORDS IN THE RECORDER'S OFFICE, FRANKLIN COUNTY AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF BETHEL ROAD (AS DEDICATED BY PLAT OF RECORD IN PLAT BOOK 58. PAGES 20 AND 21), THAT IS LOCATED NORTH 2° 51' 08" EAST, 60.00 FEET AND NORTH 87° 08' 52" WEST, 50.00 FEET FROM THE INTERSECTION OF THE CENTERLINE OF BETHEL ROAD WITH THE CENTERLINE OF PICKFORDE DRIVE (AS DEDICATED BY PLAT OF RECORD IN PLAT BOOK 70, PAGE 70);

THENCE NORTH 87° 08' 52" WEST, ALONG SAID RIGHT-OF-WAY LINE OF BETHEL ROAD (BEING 60 FEET NORTHERLY AS MEASURED AT RIGHT ANGLES AND PARALLEL WITH THE CENTERLINE OF BETHEL ROAD), A DISTANCE OF 174.00 FEET TO A POINT;

THENCE NORTH 2° 51' 08" EAST, A DISTANCE OF 240.00 FEET TO A POINT;

THENCE SOUTH 87° 08' 52" EAST, A DISTANCE OF 166.00 FEET TO A POINT OF CURVATURE OF A CURVE TO THE RIGHT;

THENCE ALONG THE ARC OF SAID CURVE (SUB-DELTA = 68° 57' 38", RADIUS = 30.00 FEET), A CHORD BEARING AND DISTANCE OF SOUTH 52° 40' 03" EAST. 33.97 FEET TO A POINT IN THE WESTERLY RIGHT-OF-WAY LINE OF PICKFORDE DRIVE (60 FEET IN WIDTH);

THENCE SOUTH 2° 51' 08" WEST, ALONG SAID RIGHT-OF-WAY LINE OF PICKFORDE DRIVE, A DISTANCE OF 200.77 FEET TO A POINT OF CURVATURE OF A CURVE TO THE RIGHT;

THENCE ALONG THE ARC OF SAID CURVE (DELTA = 90° 00' 00". RADIUS = 20.00 FEET), A CHORD BEARING A DISTANCE OF SOUTH 47° 51' 08" WEST, 28.28 FEET TO THE PLACE OF BEGINNING, CONTAINING 1.063 ACRE, MORE OR LESS.

BEARINGS CONTAINED HEREIN ARE BASED ON THE SAME MERIDIAN AS BEARINGS ON PLAT OF RECORD IN PLAT BOOK 70, PAGE 70.

PARCEL V

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF COLUMBUS, BEING LOCATED IN SECTION 4, TOWNSHIP 2, RANGE 19, UNITED STATES MILITARY LANDS AND BEING PART OF THE 39.447 ACRE TRACT (PARCEL 1) CONVEYED TO CARRIAGE PLACE. BY DEEDS OF RECORD IN OFFICIAL RECORD 14859 I19 AND OFFICIAL RECORD 14865 D03, ALL REFERENCES BEING TO RECORDS IN THE RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE SOUTHERLY RIGHT-OF-WAY LINE OF RESLER DRIVE (AS DEDICATED BY PLAT OF RECORD IN PLAT BOOK 70 PAGE 70 AND BEING 60 FEET IN WIDTH), THAT IS LOCATED SOUTH 86° 57' 17" EAST, 1095.98 FEET AND SOUTH 2° 51' 08" WEST, 30.00 FEET FROM THE INTERSECTION OF THE CENTERLINE OF RESLER DRIVE WITH THE CENTERLINE OF SAWMILL ROAD;

THENCE SOUTH 86° 57' 17" EAST, ALONG SAID RIGHT-OF-WAY LINE OF RESLER DRIVE. A DISTANCE OF 274.31 FEET TO A POINT;

THENCE SOUTH 2° 51' 08" WEST, A DISTANCE OF 331.81 FEET TO A POINT;

THENCE NORTH 87° 08' 52" WEST, A DISTANCE OF 274.31 FEET TO A POINT;

THENCE NORTH 2° 51' 08" EAST, A DISTANCE OF 332.73 FEET TO THE PLACE OF BEGINNING, CONTAINING 2.092 ACRES, MORE OR LESS.

BEARINGS CONTAINED HEREIN ARE BASED ON THE SAME MERIDIAN AS BEARINGS IN PLAT OF RECORD IN PLAT BOOK 70, PAGE 70.

PARCEL VI

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF COLUMBUS, BEING LOCATED IN QUARTER TOWNSHIP 4, TOWNSHIP 2, RANGE 19, UNITED STATES MILITARY LANDS AND BEING PART OF THE 39.447 ACRE TRACT OF LAND CONVEYED TO CARRIAGE PLACE BY DEEDS OF RECORD IN OFFICIAL RECORD 14865 D03 AND OFFICIAL RECORD 14859 I19, ALL REFERENCES BEING TO RECORDS IN THE RECORDER'S OFFICE. FRANKLIN COUNTY, OHIO AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT AN ANGLE POINT IN THE EASTERLY RIGHT-OF-WAY LINE OF SAWMILL ROAD, SAID POINT BEING IN THE NORTHERLY LINE OF THE 1.108 ACRE TRACT CONVEYED TO OHIO STATE BANK, BY DEED OF RECORD IN DEED BOOK 3790, PAGE 773, SAID POINT ALSO BEING LOCATED NORTH 3° 42' 15" EAST, 465.00 FEET AND SOUTH 87° 08' 52" EAST, 60.00 FEET FROM THE INTERSECTION OF THE CENTERLINE OF SAWMILL ROAD WITH THE CENTERLINE OF BETHEL ROAD;

THENCE NORTH 3° 42' 15" EAST, ALONG SAID RIGHT-OF-WAY LINE OF SAWMILL ROAD, A DISTANCE OF 178.00 FEET TO A POINT;

THENCE SOUTH 86° 17' 45" EAST, A DISTANCE OF 201.43 FEET TO A POINT;

THENCE SOUTH 2° 51' 08" WEST, A DISTANCE OF 174.99 FEET TO A POINT IN THE NORTHERLY LINE OF THE OHIO STATE BANK 1.108 ACRE TRACT;

THENCE NORTH 87° 08' 52" WEST, ALONG SAID NORTHERLY LINE OF THE OHIO STATE BANK 1.108 ACRE TRACT, A DISTANCE OF 204.05 FEET TO THE PLACE OF BEGINNING, CONTAINING 0.821 ACRES, MORE OR LESS.

BEARINGS CONTAINED HEREIN ARE BASED ON THE SAME MERIDIAN AS BEARINGS ON PLAT OF RECORD IN PLAT BOOK 58, PAGE 19.

PARCEL VII

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF COLUMBUS, BEING LOCATED IN QUARTER TOWNSHIP 4, TOWNSHIP 2, RANGE 19, UNITED STATES MILITARY LANDS AND BEING PART OF THE 39.447 ACRE TRACT OF LAND CONVEYED TO CARRIAGE PLACE BY DEEDS OF RECORD IN OFFICIAL RECORD 14865 D03 AND OFFICIAL RECORD 14859 I19, ALL REFERENCES BEING TO RECORDS IN THE RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING FOR REFERENCE AT THE INTERSECTION OF THE CENTERLINE OF BETHEL ROAD WITH THE CENTERLINE OF SAWMILL ROAD;

THENCE SOUTH 87° 08' 52" EAST, ALONG THE CENTERLINE OF BETHEL ROAD, A DISTANCE OF 446.90 FEET TO A POINT;

THENCE NORTH 2° 51' 08" EAST, A DISTANCE OF 60.00 FEET TO A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF BETHEL ROAD AND BEING THE TRUE POINT OF BEGINNING AND THE SOUTHWESTERLY CORNER OF THE TRACT HEREIN INTENDED TO BE DESCRIBED;

THENCE NORTH 3° 42' 15" EAST, A DISTANCE OF 220.00 FEET TO A POINT;

THENCE SOUTH 87° 08' 52" EAST, A DISTANCE OF 179.73 FEET TO A POINT;

THENCE SOUTH 2° 51' 08" WEST, A DISTANCE OF 219.98 FEET TO A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF BETHEL ROAD;

THENCE NORTH 87° 08' 52" WEST, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 183.00 FEET TO THE PLACE OF BEGINNING, CONTAINING 0.916 ACRES, MORE OR LESS.

BEARINGS CONTAINED HEREIN ARE BASED ON THE SAME MERIDIAN AS BEARINGS IN PLAT OF RECORD IN PLAT BOOK 70, PAGE 70.

PARCEL VIII

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF COLUMBUS. BEING LOCATED IN QUARTER TOWNSHIP 4, TOWNSHIP 2, RANGE 19, UNITED STATES MILITARY LANDS BEING PART OF THE 39.447 ACRE TRACT OF LAND CONVEYED TO CARRIAGE PLACE. BY DEEDS OF RECORD IN OFFICIAL RECORD 14865 D03 AND OFFICIAL RECORD 14859 I19, ALL REFERENCES BEING TO RECORDS IN THE RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF BETHEL ROAD (AS DEDICATED BY PLAT OF RECORD IN PLAT BOOK 58 PAGES 20 AND 21) THAT IS LOCATED NORTH 2° 51' 08" EAST 60.00 FEET AND NORTH 87° 08' 52" WEST, 941.00 FEET FROM THE INTERSECTION OF THE CENTERLINE OF BETHEL ROAD WITH THE CENTERLINE OF PICKFORDE DRIVE (AS DEDICATED BY PLAT OF RECORD IN PLAT BOOK 70, PAGE 70);

THENCE NORTH 87° 08' 52" WEST, ALONG SAID RIGHT-OF-WAY LINE OF BETHEL ROAD, A DISTANCE OF 280.07 FEET TO A POINT;

THENCE NORTH 2° 51' 08" EAST, A DISTANCE OF 297.17 FEET TO A POINT;

THENCE ~~NORTH~~SOUTH 72° 08' 52" EAST, A DISTANCE OF 310.66 FEET TO A POINT;

THENCE SOUTH 2° 51' 08" WEST, A DISTANCE OF 166.77 FEET TO A POINT;

THENCE NORTH 87° 08' 52" WEST, A DISTANCE OF 20.00 FEET TO A POINT;

THENCE SOUTH 2° 51' 08" WEST, A DISTANCE OF 50.00 FEET TO THE POINT OF BEGINNING, CONTAINING 1.747 ACRES, MORE OR LESS.

BEARINGS CONTAINED HEREIN ARE BASED ON THE SAME MERIDIAN AS THE BEARING OF THE CENTERLINE OF SAWMILL ROAD (NORTH 3° 42' 15" EAST), OF RECORD IN PLAT BOOK 70, PAGE 70.

PARCEL IX

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF COLUMBUS, BEING LOCATED IN QUARTER TOWNSHIP 4, TOWNSHIP 2, RANGE 19, UNITED STATES MILITARY LANDS AND BEING PART OF THE 39.447 ACRE TRACT OF LAND (PARCEL 1) CONVEYED TO CARRIAGE PLACE, BY DEED OF RECORD IN OFFICIAL RECORD 14865 D03, ALL REFERENCES BEING TO RECORDS IN THE RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF BETHEL ROAD (AS DEDICATED BY PLAT OF RECORD IN PLAT BOOK 58, PAGES 20 AND 21), THAT IS LOCATED NORTH 2° 51' 08" EAST, 60.00 FEET AND NORTH 87° 08' 52" WEST, 636.00 FEET FROM THE INTERSECTION OF THE CENTERLINE OF BETHEL ROAD WITH THE CENTERLINE OF PICKFORDE DRIVE (AS DEDICATED BY PLAT OF RECORD IN PLAT BOOK 70, PAGE 70);

THENCE NORTH 87° 08' 52" WEST, ALONG SAID RIGHT-OF-WAY LINE OF BETHEL ROAD (BEING 60 FEET NORTHERLY, AS MEASURED AT RIGHT ANGLES AND PARALLEL WITH THE CENTERLINE OF BETHEL ROAD) A DISTANCE OF 220.00 FEET TO A POINT;

THENCE NORTH 2° 51' 08" EAST, A DISTANCE OF 220.00 FEET TO A POINT OF CURVATURE OF A CURVE TO THE RIGHT;

THENCE ALONG THE ARC OF SAID CURVE (DELTA = 90° 00' 00". RADIUS = 20.00 FEET), A CHORD BEARING AND DISTANCE OF NORTH 47° 51' 08" EAST, 28.28 FEET TO A POINT OF TANGENCY;

THENCE SOUTH 87° 08' 52" EAST, A DISTANCE OF 200.00 FEET TO A POINT;

THENCE SOUTH 2° 51' 08" WEST, A DISTANCE OF 240.00 FEET TO THE PLACE OF BEGINNING CONTAINING 1.210 ACRES, MORE OR LESS.

BEARINGS CONTAINED HEREIN ARE BASED ON THE SAME MERIDIAN AS BEARINGS ON PLAT OF RECORD IN PLAT BOOK 70, PAGE 70.

PARCEL X

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF COLUMBUS, BEING LOCATED IN QUARTER TOWNSHIP 4, TOWNSHIP 19, UNITED STATES MILITARY LANDS AND BEING PART OF THE 39.447 ACRE TRACT OF LAND CONVEYED TO CARRIAGE PLACE, BY DEEDS OF RECORD IN OFFICIAL RECORD 14865 D03 AND OFFICIAL RECORD 14859 I19, (ALL REFERENCES BEING TO RECORDS IN THE RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO), ALSO BEING THE ENTIRE 1.124 ACRES (TRACT II) CONVEYED TO CENTRAL HOLDING CORPORATION IN OFFICIAL RECORD 19201 I02 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A DRILL HOLE FOUND IN A CONCRETE CURB, BEING IN THE NORTHERLY RIGHT-OF-WAY LINE OF BETHEL ROAD (AS DEDICATED BY PLAT OF RECORD IN PLAT BOOK 58, PAGES 20 AND 21) THAT IS LOCATED NORTH 2° 51' 08" EAST, 60.00 FEET AND NORTH 87° 08' 52" WEST, 432.00 FEET FROM THE INTERSECTION OF THE CENTERLINE OF BETHEL ROAD WITH THE CENTERLINE OF PICKFORDE DRIVE (AS DEDICATED BY PLAT OF RECORD IN PLAT BOOK 70, PAGE 70);

THENCE WITH SAID RIGHT-OF-WAY LINE OF BETHEL ROAD (BEING 60 FEET NORTHERLY, AS MEASURED AT RIGHT ANGLES AND PARALLEL WITH THE CENTERLINE OF BETHEL ROAD), NORTH 87° 08' 52" WEST A DISTANCE OF 204.00 FEET TO AN IRON PIPE SET AT THE SOUTHEAST CORNER OF A 1.210 ACRE (TRACT 1) TRACT OF LAND CONVEYED TO CENTRAL HOLDING CORPORATION IN OFFICIAL RECORD 19201 102;

THENCE WITH THE EAST LINE OF SAID 1.210 ACRE TRACT, NORTH 2° 50' 30" EAST (PASSING A PK NAIL FOUND AT 239.98 FEET, BEING THE NORTHEAST CORNER OF SAID 1.210 ACRE TRACT, CONTINUING WITH A NEW DIVISION LINE ACROSS AND THROUGH SAID 39.447 ACRE TRACT) A TOTAL DISTANCE OF 311.98 FEET TO PK NAIL SET;

THENCE CONTINUING WITH A NEW DIVISION LINE ACROSS AND THROUGH SAID 39.447

ACRE TRACT, SOUTH 87° 09' 53" EAST, A DISTANCE OF 204.00 FEET TO A PK SET;

THENCE CONTINUING WITH A NEW DIVISION LINE, SOUTH 2° 50' 30" WEST (PASSING A PK NAIL FOUND AT 72.00 FEET, BEING THE NORTHWEST CORNER OF AN ACCESS DRIVE, CONTINUING WITH THE WESTERN LINE OF SAID ACCESS DRIVE) A TOTAL DISTANCE OF 312.04 FEET TO THE POINT OF BEGINNING.

CONTAINING ALL OF SAID 1.124 ACRE TRACT AND 0.337 ACRES FROM SAID 39.447 ACRE TRACT FOR A TOTAL OF 1.461 ACRES, MORE OR LESS.

THE NORTH RIGHT-OF-WAY

Break 1

LINE OF BETHEL ROAD WAS ASSIGNED A BEARING OF NORTH 87° 08' 52" WEST AS REFERENCED IN OFFICIAL RECORD 14859 119 AND OFFICIAL RECORD 14865 D03.

THE ABOVE DESCRIPTION WAS PREPARED BY GEORGE W. SCHWEITZER, OHIO PROFESSIONAL SURVEYOR NO. 6736 OF GEO GRAPHICS, INC., LAND SURVEYING AND CIVIL ENGINEERING, COLUMBUS, OHIO, FROM AN ACTUAL FIELD SURVEY OF THE PREMISES PERFORMED IN FEBRUARY, 1997.

PARCEL XI

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, CITY OF COLUMBUS, BEING LOCATED IN QUARTER TOWNSHIP 4, TOWNSHIP 2, RANGE 19, UNITED STATES MILITARY LANDS AND BEING PART OF THE 39.447 ACRE TRACT OF LAND CONVEYED TO CARRIAGE PLACE BY DEEDS OF RECORD IN OFFICIAL RECORD 14865 D03 AND

RECORDS IN THE RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO, AND BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF BETHEL ROAD (AS DEDICATED BY PLAT OF RECORD IN PLAT BOOK 58, PAGES 20 AND 21), THAT IS LOCATED NORTH 51° 08' EAST, 60.00 FEET AND NORTH 87° 08' 52" WEST, 224.00 FEET FROM THE INTERSECTION OF THE CENTERLINE OF BETHEL ROAD WITH THE CENTERLINE OF PICKFORD DRIVE (AS DEDICATED BY PLAT OF RECORD IN PLAT BOOK 70, PAGE 70);

THENCE NORTH 87° 08' 52" WEST, ALONG SAID RIGHT-OF-WAY LINE OF BETHEL ROAD (BEING 60 FEET NORTHERLY, AS MEASURED AT RIGHT ANGLES AND PARALLEL WITH THE CENTERLINE OF BETHEL ROAD), A DISTANCE OF 184.00 FEET TO A POINT;

THENCE NORTH 2° 51' 08" EAST, A DISTANCE OF 240.00 FEET TO A POINT;

THENCE SOUTH 87° 08' 52" EAST, A DISTANCE OF 184.00 FEET TO A POINT;

THENCE SOUTH 2° 51' 08" WEST, A DISTANCE OF 240.00 FEET TO THE PLACE OF BEGINNING, CONTAINING 1.014 ACRES, MORE OR LESS.

BEARINGS CONTAINED HEREIN ARE BASED ON THE SAME MERIDIAN AS BEARINGS ON PLAT OF RECORD IN PLAT BOOK 70, PGE 70.

To Rezone From: CPD, Commercial Planned Development District,

To: CPD, Commercial Planned Development District.

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

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes; said plans being titled, "**SITE PAN CARRIAGE PLACE**," "**LANDSCAPE PLAN**," and "**WAL-MART COLUMBUS, OHIO STORE #3812**," dated September 9, 2005; and text titled, "**CPD TEXT**," dated September 8, 2005, all signed by Charles Fraas, agent/attorney for the applicant; said the text reading as follows:

CPD TEXT

PROPOSED DISTRICT: CPD, Commercial Planned District

PROPERTY ADDRESS: 2700 Bethel Road

OWNER: Carriage Place, an Ohio general partnership

APPLICANT: same as owner

DATE OF TEXT: 9/16/05

APPLICATION NUMBER: Z04-095

1. INTRODUCTION: The applicant wants to renovate the existing shopping to permit a new tenant to replace the two anchor tenants which no longer are in business .

2. PERMITTED USES:

1. Permitted uses shall be those permitted by Section 3356.03, C-4 of the Columbus City Code. However, no adult book store, adult theatre, adult entertainment establishment, cabaret, nightclub, arcades (except in the movie theatre), dancehall or billboard shall be permitted on the subject site.

2. The Center Area and the Center Area Parking Lot shown on the Site Plan may not be developed with any building or buildings having a total of more than 282,450 square feet of floor area. However, no single use shall occupy more than 147,900 square feet. In addition, in the Center Area a movie theatre shall not have more than 2060 seats and the total aggregate square footage for restaurants shall not exceed 18,200 sq. ft.

3. The area designated as Outlot Area 1 on the Site Plan may not be developed with more than 4 outlots.

4. The area designated as Outlot Area 2 on the Site Plan may not be developed with more than 3 outlots.

5. The area designated as Outlot Area 3 on the Site Plan may not be developed with more than 2 outlots.

6. The total floor area of all buildings in Outlot Area 1, Outlot Area 2 and Outlot Area 3 shall not, in the aggregate, exceed 45,000 square feet, and no building on any such Outlot Area shall exceed 7,000 square feet in floor area.

7. No buildings shall be permitted on any part of the subject site except in the areas designated as the Center Area, Outlot

Area 1, Outlot Area 2, and Outlot Area 3.

8. One cellular tower shall be permitted on the subject site. Maximum height and location of said tower is subject to Section 3309.142 of the Columbus City Code.

9. Maximum building height shall be 38 feet.

3. DEVELOPMENT STANDARDS: Except as otherwise noted herein, the applicable development standards of Chapter 3356 and 3361 shall apply. In addition, the following general and specific development standards shall apply.

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

1. For all of the frontage along Sawmill and Bethel Roads, the setback for buildings and parking shall be a minimum of thirty (30) feet, except that where public and private roadways intersect with Sawmill Road or Bethel Road, an additional corner setback of sixty (60) feet, as measured along a line bisecting the angle formed by the intersection, shall apply.

2. For all of the frontage along Resler Drive and Pickforde Drive, the setback for the buildings and parking shall be a minimum of twenty (20) feet.

3. All landscaping, except grass and any ground cover and flowers, along Sawmill Road and Bethel Road shall have a minimum fifteen (15) feet setback.

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

1. A maximum of four (4) curbcuts onto Bethel Road may be provided. Two (2) of such curbcuts shall be full movement curbcuts, and two (2) shall be right-turn in, right-turn out only. A maximum of two (2) curbcuts onto Sawmill Road may be provided, with one such curbcut being a full movement curbcut, and the other curbcut being a right-turn in and right-turn out only curbcut. For the purpose hereof, curbcuts shall include intersections of dedicated streets as well as driveways.

2. The exact location, rights-of-way, and design of the above-described ingress and egress points shall be subject to review and approval by the Division of Transportation.

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

1. All parking and vehicular circulation areas adjacent to Sawmill Road, Bethel Road, Resler Drive and Pickforde Drive shall have headlight screening of thirty (30) inches minimum height along and parallel to such Sawmill Road, Bethel Road, Resler Drive and Pickforde Drive frontages as measured from the elevation of the nearest section of the adjacent parking or vehicular circulation area, except at curbcuts.

2. Landscaping shall be required in the setbacks along the Sawmill Road, Bethel Road, Resler Drive and Pickforde Drive frontages, except at curbcuts .

3. Lot coverage, including buildings, parking and service areas, shall not exceed 85% of the entire site.

4. For each loading area, opaque screening shall be provided between the loading area and Bethel Road and Sawmill Road. The screening shall be a minimum of seven (7) feet in height. Dumpsters shall be screened from view on all sides pursuant to C.C. 3342.09.

5. Landscaping shall be provided at the following ratio of lot coverage (both buildings and parking/loading) for all non-residential uses (in lieu of the landscaping required by Sections 3342.17 and 3342.11 of the Columbus City Code).

A. 0 to 20,000 square feet - 6" of trunk size plus 1" for every 4,000 square feet of coverage.

B. 20,000 to 100,000 - 10" of trunk size plus 1" for every 4,000 square feet of ground coverage over 20,000 square feet.

C. Over 100,000 square feet - 20" of trunk size plus 1" for every 6,500 square feet of coverage over 100,000 square feet.

Such tree planting material shall be used to provide plantings within parking areas, as part of frontage treatment, and to accent buildings. Commercial sites shall have at least 50% of the landscape ratio requirements provided within parking and service areas. Existing trees of 3" caliper or greater which are retained on a site may be used to offset 2/3 of the above requirements as long as such trees are not located in service areas.

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

7. All trees meet the following minimum size at the time of planting:

Shade trees 2 1/2" caliper; Ornamental trees 1 1/2" caliper; Evergreen trees 5 feet in height. Tree caliper is measured six (6) inches from the ground.

8. The carriage sculpture may be relocated to a planting area along the main entrance to the shopping center or may be donated to the City's Recreation and Parks Center located behind the shopping center.

9. The Subject Site shall be developed in accordance with the landscape plan titled "Landscape Plan". The landscape 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 Development Department or his designee upon submission of the appropriate data regarding the proposed adjustment.

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

1. The building addition shall be developed in accordance with the submitted building elevations titled "Wal-Mart Columbus, Ohio Store #3812". The building elevations may be slightly adjusted to reflect engineering, architectural, topographical or other site data developed at the time development, engineering and architectural plans are completed. Any slight adjustment to the building elevations shall be reviewed and may be approved by the Director of Development Department or his designee upon submission of the appropriate data regarding the proposed adjustment.

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

1. All lighting on the subject property shall be cut-off type fixtures (down lighting), except the monument-type signs referred to in part 3F2.

2. All types of parking, pedestrian and other exterior lighting to be on poles shall be from the same or similar manufacturers' type and style in order to insure aesthetic compatibility.

3. No site lighting shall project upon Don Scott Airfield or the take-off and approach zones to said airport.

4. No lighting fixtures shall shine above the horizontal.

5. There are primarily three (3) types of lighting applicable to service the subject property:

A. High Intensity - Parking lot lighting for shopping areas only.

B. Street/Walkway-Pedestrian Lighting - Both for Bethel and Sawmill Roads and surrounding residential areas, where applicable.

C. Walkway Accent Lighting - Low level lighting for walkways, sidewalk markers, etc.

6. All lighting poles will be either of wood or black, brown or bronze colored metal construction.

7. Parking Lot Lighting will be either sodium or mercury vapor and the pole height will not be greater than 30 feet.
8. Street/Walkway-Pedestrian Lighting will be incandescent lamp or sodium or mercury vapor with a pole height of 12 feet for residential areas and 16 feet for Sawmill Road and Bethel Road wherever applicable.
9. Walkway Accent Lighting will be incandescent lamp and all posts with light fixtures shall be no greater than 48 inches in height.
10. No searchlights shall be permitted.
11. Outdoor displays in front of a store shall be limited in area so that there is at least a five foot wide sidewalk adjacent to the outdoor displays. No outdoor display (other than cart corrals) or sales area shall be permitted in the parking lot.
12. Pallet storage areas shall be screened from Resler Drive by a masonry wall to the height of the pallet storage.
13. No outdoor storage containers other than dumpsters / trash compactor shall be permitted on the subject site.
14. The developer agrees to install street lighting along the north side of Resler Drive and east side of Pickforde Drive. Such lighting shall be from the same or similar manufacturers' type and style of certain lights located along Bethel Road frontage of the shopping center, subject to approval by the Columbus Division of Electricity.

F. Graphics and/or Signage Commitments.

1. All ground supported signage utilized shall reflect a uniform shape, except direction signs, and shall be set in a black, dark brown or bronze color frame with black, dark brown or bronze colored external signage supports, except that monument-type identification signs need not be uniform and need not be set in such frames and the poles for the pylon-type signs referred to in part II.B.4 shall be enclosed in stone columns.
2. Only internally illuminated signage will be used, except that monument-type identification signs may be illuminated otherwise.
3. All signage shall be subject to applicable building setbacks; and no sign shall be in a required front yard with the exception of any directional entry/exit signs which shall be ground type only.
4. The shopping center on the subject site shall have two 25-foot high pylon-type signs identifying the shopping center, with no tenant identification, one pylon-type sign each on Bethel and Sawmill Roads.
5. No ground-mounted graphics shall be permitted on any of the Outlots, although building-mounted graphics shall be permitted in those areas.
6. No billboards shall be permitted.
7. 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. There is no parkland dedication requirement in this zoning.
2. The Subject Site shall be developed in accordance with the site plan titled, "Site Plan Carriage Place". 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 Development Department or his designee upon submission of the appropriate data regarding the proposed adjustment. ~~Substantial deviation~~ **Any other change from this site plan shall require rezoning.**

3. The developer shall install a sidewalk along the northside of Resler/Pickforde Drives from Sawmill Road to Bethel Road excluding access points. The developer will work with City of Columbus staff and the adjacent property owners on the final sidewalk layout and any related landscaping.

4. CPD Criteria

- a) NATURAL ENVIRONMENT The site is developed with a shopping center and outlots.
- b) EXISTING LAND USES To the north across Resler Drive: City Recreational Center/Park and multi-family development; to the east across Resler Drive: multi-family development; to the south across Bethel Road: a mixture of commercial and residential uses; and to the west: commercial development and a utility installation.
- c) TRANSPORTATION AND CIRCULATION This site has access to Sawmill Road, Bethel Road, Resler Drive and Pickforde Drive
- d) VISUAL FORM OF THE DEVELOPMENT See development text
- e) VIEW AND VISIBILITY In the development of the subject property and the location of the buildings and access points consideration has been given to the visibility and safety of the motorists and pedestrians.
- f) PROPOSED DEVELOPMENT Commercial
- g) EMISSIONS No adverse affects from emissions shall result from the proposed development.
- h) BEHAVIOR PATTERNS The proposed development will serve the existing residential population as well as the motorist who uses Bethel or Sawmill Roads to get to his/her place of employment.

5. Variance to reduce the parking requirement from 1,907 to 1,684.

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

Legislation Number: 0958-2005

Drafting Date: 05/19/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Need: There is an ongoing problem of motorists disobeying traffic control signals that has contributed to a significant number of motor vehicle crashes in the City of Columbus that have resulted in death, serious personal injury and/or substantial property damage. The City of Columbus seeks to increase compliance with traffic control devices thereby decreasing the number of motor vehicle crashes that are caused by failure to comply. The use of Photo Traffic Enforcement Systems will assist the City in increasing compliance with traffic control devices without the disadvantages of conventional traffic enforcement, such as disruptions in the flow of traffic at heavily traveled intersections and expenses associated with increased police manpower. In order to implement the Photo Traffic Enforcement Systems the Columbus City Codes, 1959 must be amended by enacting a new Chapter 2115.

Bid Information: N/A

FISCAL IMPACT:

Since this ordinance is enacting a new chapter of the Columbus City Codes, there will be no fiscal impact on the General Fund budget.

Title

To enact new Chapter 2115 of the Columbus City Codes, 1959, to provide for the implementation of a Photo Red Light Traffic Enforcement System for the administrative enforcement of traffic control signals.

Body

WHEREAS, the ongoing problem of motorists disobeying traffic control signals has contributed to a significant number of motor vehicle crashes in the City of Columbus, which have resulted in death, serious personal injury and or substantial property damage; and

WHEREAS, the City of Columbus seeks to increase compliance with traffic control devices and thereby decrease the number of motor vehicle crashes that are caused by such failure to comply; and

WHEREAS, the use of Photo Traffic Enforcement Systems will assist the City in increasing compliance with traffic control devices without the disadvantages attendant to conventional traffic enforcement, such as disruptions in the flow of traffic at heavily traveled intersections, and expenses associated with increased police manpower; and

WHEREAS, the Columbus City Codes, 1959, must be amended by enacting a new Chapter 2115 to enable the City to implement this system; Now, therefore,

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

Section 1. That new Chapter 2115 of the Columbus City Codes, 1959, is hereby enacted to read as follows:

Chapter 2115 PHOTO TRAFFIC ENFORCEMENT SYSTEM

Section 2115.01 Definitions.

As used in this chapter:

(A) "Photo Traffic Enforcement System" means any photographic equipment linked to a violation detection system that synchronizes the taking of a photograph, video or digital image with the occurrence of a traffic signal violation.

(B) "Photographic Equipment" means a system that may include, but is not limited to, devices which link a camera, computer, and traffic signal, alone or in combination with other devices, to detect vehicles which have violated the traffic signal and to record an image of the motor vehicle. "Photographic equipment" may also include, but is not limited to, devices that combine a camera, and computer, alone or in combination with other devices, to measure the speed of a motor vehicle or other object and to record an image of the motor vehicle, or other objects. The results of photographic, video or digital imaging equipment means the images, and any other data or information produced by the Photo Traffic Enforcement System.

(C) A "violation" means that a vehicle has crossed the stop line in a system location when the traffic control signal for that vehicle's direction of travel is emitting a steady red light.

2115.02 Adoption and Enforcement.

(A) The City of Columbus hereby adopts a Photo Traffic Enforcement System for the purpose of using photographic, video or digital imaging equipment to record visual images of vehicles entering intersections in violation of Section 2115.03 of this Chapter, and using said images as the basis for issuing a Notice of Liability to the owners of such vehicles within 30 days of the violation.

(B) The Director of Public Safety or his or her designee(s) shall be responsible for implementing the Photo Traffic Enforcement System for traffic signals. The Director or his or her designee is hereby empowered

to designate the intersections to be monitored by the Photo Traffic Enforcement System, to issue Notices of Liability for persons who commit violations at such intersections, to select a hearing officer for the purpose of hearing appeals of Notices of Liability, and to promulgate any rules and regulations deemed to be necessary for the enforcement of this Chapter.

- (C) The intersections selected for photo enforcement under this Chapter must display a yellow traffic control signal for a time that complies with the Ohio Department of Transportation's Manual of Uniform Traffic Control Devices.

2115.03 Notice of Liability.

(A) Prior to the activation of a Photo Traffic Enforcement System at an intersection, the Director of Public Safety or his or her designee shall erect a sign in a conspicuous location that provides notice that a Photo Traffic Enforcement System is being used to monitor traffic.

(B) For 30 days after the activation of a Photo Red Light Traffic Enforcement System at an intersection, no Notices of Liability will be issued based upon the images produced by the system. Warnings may be issued during this 30-day period.

(C) A Police Officer employed by the Columbus Division of Police shall examine the image recorded by the Photo Traffic Enforcement System to determine whether a violation as defined in Section 2115.01 of this Chapter has occurred. If the image recorded by the Photo Traffic Enforcement System shows a violation, contains a date and time of the violation, and shows the vehicle's license plate number as well as the state in which the license was issued, the officer may use any lawful means to identify the vehicle's owner.

(D) The fact that a person is registered as the owner of a vehicle with the vehicle registration office of the state that issued the license plate displayed on the vehicle shall be prima facie evidence that said person was operating the vehicle at the time of a violation recorded by an Photo Traffic Enforcement System.

(E) Within 30 days of the violation and upon identification of the registered owner of the vehicle, the Director of Public Safety or his or her designee may issue a Notice of Liability, charging the owner with a violation. The Notice of Liability shall be sent by regular U.S. mail and must state the date on which the Notice of Liability was issued, the date, time, and location of the violation, the time in which an answer must be made by the vehicle owner, and the manner in which the Notice of Liability may be appealed. In addition, a copy of the image(s) that served as a basis for the violation must accompany the Notice of Liability.

(F) A person who receives a Notice of Liability pursuant to this Section shall be required to respond in one of the following methods:

- 1) By paying the administrative fine as directed on the Notice of Liability within 30 days of the date the notice was issued; or
- 2) By submitting evidence of one of the exceptions to liability listed in division (G) of this Section within 30 days of the Notice's issue date; or

- 3) By submitting to the address listed on the Notice of Liability, a request for a hearing within 30 days of the
 Notice's issue date.

- (G) The owner of the vehicle shall not be liable for a penalty under this section if the Director of Public Safety his or her designee determines that sufficient evidence of either of the following conditions exist:
 - 1) At the time of the violation, the vehicle was in the custody of someone other than its owner pursuant to a
 written lease or rental agreement and the owner submits, to the address listed on the ticket, a copy of the
 lease or rental agreement along with the name and address of the lessee or renter.

 - 2) At the time of the violation, the vehicle or the license plate depicted in the image which served as the
 basis for the Notice of Liability was stolen and the owner submits, to the address listed on the ticket, a
 copy of the police report stating the vehicle or license plate had been reported stolen at the time.

- (H) Nothing in this Chapter shall be construed to limit the liability of an operator of a motor vehicle for any violation of the Ohio Revised Code or the Columbus Traffic Code.

2115.04 Appeal of Notice of Liability.

(A) A person who received a Notice of Liability pursuant to this section may appeal the Notice of Liability by making a written request for a hearing to the address listed on the Notice of Liability. Said request shall be accompanied by a monetary deposit in an amount equal to the amount of the administrative fine listed on the Notice of Liability.

(B) Within thirty days of the receipt of the request for a hearing, a hearing officer appointed by the Director of
 Public Safety or his or her designee shall hold a hearing. The hearing officer shall determine whether the City
 has demonstrated by a preponderance of the evidence that a violation occurred and that the person who
 received the Notice of Liability is liable for the penalty set forth in Section 2115.05 of this Chapter.

(C) A certified copy of the Notice of Liability alleging the violation, along with a copy of the image that served as a basis for the Notice of Liability, shall be prima facie evidence of the facts contained therein, and shall be admissible in a proceeding alleging a violation under this ordinance.

(D) In considering whether the person is liable, the hearing officer shall consider any of the following as an affirmative defense of a violation:

- 1) That the Notice of Liability was issued and sent more than 30 days after the date of the violation recorded by the photo traffic enforcement system.

- 2) That the driver of the vehicle passed through the intersection or had increased speed in order to yield the right of way to an emergency vehicle, in accordance with R.C. 4511.45 or to a funeral procession, in accordance with R.C. 4511.451.

- 3) That either the vehicle or the license plate depicted on the image, which served as the basis for the Notice of Liability, was stolen before the violation occurred and was not in possession of the owner at the time of the violation. To qualify as an affirmative defense under this provision, the owner must submit proof that a police report about the stolen vehicle or license plate was filed prior to or within 48 hours after the violation.
 - 4) That this section is unenforceable because the photo traffic enforcement system was not operating properly, or the automated traffic enforcement system was not in a proper position, or that the image that served as the basis for the Notice of Liability is not legible enough to show the letters and numbers or the state that issued the license plate on the vehicle.
 - 5) That the driver of the vehicle entered the intersection as part of a funeral procession or at the direction of a police officer.
 - 6) That the owner or person named in the Notice of Liability was not operating the vehicle at the time of the violation. To satisfy the evidentiary burden under this provision, the owner or person named in the Notice of Liability shall provide the hearing officer with evidence of the identity of the person who was operating the vehicle at the time of the violation, including, at a minimum, the operator's name and current address.
- (E) The hearing officer shall issue a written decision within 10 days of the hearing and serve the person named on the Notice of Liability and the issuing police officer with a copy of said decision. If the hearing officer concludes that the testimony and/or exhibits presented at the hearing shows by a preponderance of the evidence that someone other than the person named in the Notice of Liability was operating at the time of the violation, the hearing officer shall forward to the Department of Public Safety all evidence provided to him at the hearing as to the operator's identity.
- (F) If the hearing officer determines that the City has demonstrated by a preponderance of the evidence that the person named in the Notice of Liability committed the violation, the hearing officer shall enter judgment against the person requiring him or her to pay the appropriate fine and any additional penalties, fees and costs. Such judgment shall be entered into the records of the Department of Public Safety.
- (G) If the hearing officer does not determine, by a preponderance of the evidence, that a person committed the violation named in the Notice of Liability, the hearing officer shall enter judgment against the City of Columbus, shall dismiss the Notice of Liability against the person and shall enter the judgment and dismissal into the records of the Department of Public Safety.
- (H) Within 10 business days of receiving evidence from the vehicle owner indicating that he or she was not operating the vehicle at the time of the violation, the Director of Public Safety or his or her designee may issue a Notice of Liability to the person whom the evidence indicates was operating the vehicle at the time of the violation.
- (I) Any person against whom a judgment or default judgment is entered pursuant to this section may appeal the judgment or default judgment to the Franklin County Municipal Court by filing notices of appeal to the Columbus Division of Police and the Municipal Court within 30 days of the date of entry of the judgment and by the payment of such reasonable costs as the court requires.
 - (J) Upon the filing of the appeal, the court shall schedule a hearing date and notify the parties of the date, time, and place of the hearing.
 - (K) The hearing shall be held by the court in accordance with local court rules.
 - (L) Service of a notice of appeal under this division does not stay enforcement and collection of the

judgment or default judgment from which appeal is taken by the person unless the person who files the appeal posts bond with the court in the amount of the judgment, plus costs, at or before the service of the notice of appeal.

- (M) Notwithstanding any other provision of law, the judgment on appeal by the Municipal Court is final, and no other appeal may be taken.

2115.05 Penalties.

- (A) Unless the operator of a vehicle receives a traffic citation from a police officer at the time of the violation, an administrative fine in the amount of \$95 shall be assessed against the vehicle owner for the commission of a violation as defined in Section 2115.01 of this Chapter.

- (B) A violation for which an administrative fine is imposed under this Section shall not be considered a traffic offense or a moving violation for the purpose of assessing points under Ohio Revised Code 4507.021 and shall not be reported to the Bureau of Motor Vehicles of any State.

- (C) Upon receipt of a Notice of Liability pursuant to the method described in Section 2115.03(E), the vehicle owner shall have 30 days to pay the administrative fine without additional monetary penalty.

- (D) If the vehicle owner does not respond to the Notice of Liability within this period, the following action shall be taken by the Director of Public Safety or his or her designee:

- (1) A Notice of Default Judgment shall be sent by regular U.S. mail to the recipient of the Notice of Liability indicating that payment is due within 30 days after receipt of the Notice of Default Judgment.

- (2) The Notice of Default Judgment shall contain the following information:

- (a) An identification of the violation with which the person was charged and the time and date of the violation, which identification may be a copy of the Notice of Liability charging the violation that was served upon the person;

- (b) An identification of the amount of the administrative fine, late fees and costs arising out of the violation that is due;

- (c) A warning that the person must answer the Notice of Liability within thirty (30) days or a default civil judgment in the amount of the fine, penalties and costs due may be entered against the person;

- (d) A description of the allowable answers that may be made and notification that the person will be afforded a hearing before the hearing officer if the vehicle owner denies in his or her answer that he committed the violation;

- (e) An identification of the manners in which and the entity to which an answer may be made;

- (f) A warning that if the person fails to appear at a requested hearing, a default civil judgment in the amount of the fine, penalties and costs due may be entered against the person;

- (3) If a person who is issued a Notice of Default Judgment fails to timely answer, the failure to answer shall be considered an admission that the person committed the violation and a default judgment, in the amount of the fine, penalties and costs due may be entered against the person by the hearing officer. Failure to timely answer the Notice of Liability identified in the Notice of Default Judgment may result in the imposition of an additional penalty of \$25.

- (4) A person who receives a Notice of Default Judgment pursuant to this section may answer the violation with which he is charged that is identified in the Notice of Default Judgment in any of the

manners provided in division (F) of Section 2115.03 for answers to violations charged in a Notice of Liability. An answer under this section shall be made within thirty (30) days after the date on which the Notice of Default Judgment was mailed in accordance with the methods provided in Section 2115.03(G), except that if the answer consists solely of payment of the administrative fine arising out of the Notice of Liability any penalty arising out of failing to timely answer shall also be imposed.

(5) If a person for whom a hearing is to be conducted under Section 2115.04 of this Chapter fails to appear at the scheduled hearing and fails to submit evidence the hearing officer shall, upon a determination from any testimony or exhibits presented at the hearing that the City demonstrated by a preponderance of the evidence that the person committed the violation, enter a default judgment against the person and require the person to pay the appropriate fine and any additional penalties, fees and costs. A default judgment entered under this division shall be entered in the records of the Department of Public Safety and filed with the clerk of the Franklin County Municipal Court.

(6) The hearing officer may vacate a default judgment entered under this section if all of the following apply:

- (a) The person against whom the default judgment was entered files a motion with the Department of Public Safety within one year of the date of entry of the default judgment; and
- (b) The motion sets forth a sufficient defense to the violation out of which the judgment arose; and
- (c) The motion sets forth excusable neglect as to the person's failure to attend the hearing or answer the Notice of Default Judgment.

(7) Payment of any judgment or default judgment entered against a person pursuant to this section shall be made to the Department of Public Safety within ten (10) days of the date of entry by the hearing officer. The Director of Public Safety or his or her designee shall create and maintain a record of all money paid in satisfaction of a judgment or default judgment. If payment is not made within this time period, the judgment or default judgment shall be filed with the clerk of the Franklin County Municipal Court and when so filed, shall have the same force and effect as a money judgment in a civil action rendered in that court.

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

Legislation Number: 1015-2005

Drafting Date: 05/25/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Need: There is an ongoing problem of motorists disobeying traffic control signals that has contributed to a significant number of motor vehicle crashes in the City of Columbus that have resulted in death, serious personal injury and/or substantial property damage. The City of Columbus seeks to increase compliance with traffic control devices thereby decreasing the number of motor vehicle crashes that are caused by failure to comply. The use of Photo Traffic Enforcement Systems will assist the City in increasing compliance with traffic control devices without the disadvantages of conventional traffic enforcement, such as disruptions in the flow of traffic at heavily traveled intersections and expenses associated with increased police manpower.

Bid Information: Requests for Proposals for an "Automated Red Light Enforcement System" were solicited by the Purchasing Office for the Department of Public Safety on June 17, 2004, SA001147. The vendors who submitted (R.F.P.'s)

are as follows:

REDFLEX	Mulvihill	Nestor
ACS	PEEK	TRANSOL

The evaluation team, consisting of members of the City Engineers, Division of Police and the Department of Health, recommended that Redflex Traffic Systems, Inc. be awarded the contract.

Contract Compliance No.: 943292233

FISCAL IMPACT:

There will be no immediate fiscal impact on General Fund expenditures. The contractor's compensation shall consist of a percentage per citation paid. The percentage compensation will be based on a variable fee model. The city at its option may change from a variable compensation plan to a fixed fee schedule or a combination of fixed and variable model.

Title

To authorize and direct the Director of Public Safety to enter into a contract with Redflex Traffic Systems, Inc. for an Automated Red Light Enforcement System for the Division of Police, Department of Public Safety.

Body

WHEREAS, the ongoing problem of motorists disobeying traffic control signals has contributed to a significant number of motor vehicle crashes in the City of Columbus, which have resulted in death, serious personal injury and/or substantial property damage; and

WHEREAS, the use of Photo Traffic Enforcement Systems will assist the Division of Police with traffic control devices without the disadvantages of conventional traffic enforcement, such as disruptions in the flow of traffic at heavily traveled intersections, and expenses associated with increased police manpower; and

WHEREAS, proposals were solicited by the Purchasing Office on June 17, 2004, SA001147; and

WHEREAS, an evaluation team recommended to award the contract to Redflex Traffic Systems, Inc.; Now therefore,

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

Section 1. That the Director of Public Safety be and is hereby authorized and directed to enter into contract with Redflex Traffic Systems, Inc. for a Photo Traffic Enforcement Systems for the Division of Police, Department of Public Safety, based on the selection and recommendation of the evaluation committee.

Section 2. That said contract shall require that cameras be installed and operated in a stationary or fixed position only, thereby restricting the viewing area to the target intersection, and without the ability for movement or expand the area of viewing.

Section 3. That said contract shall restrict installation to twenty (20) cameras and that the contract shall not be amended to increase the number of cameras without prior City Council approval.

Section 4. That no camera shall be installed or changed to a different location without prior City Council approval.

Section 5. That said contract shall require Redflex Traffic Systems, Inc., and the administration to review with City Council crash data no later than six months after all cameras are operable.

Section 6. That said contract shall indicate that the cameras' intentional use shall be red light enforcement only.

Section 7. That the City Auditor is hereby directed to establish a special revenue fund for the deposit of revenue generated by the Photo Traffic Enforcement program for the use for public safety initiatives such as the bike

patrol, Community Crime Patrol, and horse patrol operations.

Section 8. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1381-2005

Drafting Date: 08/05/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: Fred Harris, a firefighter with the Division of Fire and a member of IAFF, Local 67 passed away after a tentative agreement had been reached between the City of Columbus and the Columbus Fire Fighters Union. However, he passed away prior to acceptance of the collective bargaining agreement by City Council. This legislation is to request that the deceased Fire Fighter be granted the new life insurance provisions outlined in Section 18.4 of the current contract, which was accepted by City Council through Ordinance No. 0588-2005, passed on March 28, 2005.

FISCAL IMPACT: The prior contract language provided the payment of one times the annual salary. The term life provisions in the current IAFF contract provides life insurance in the amount of their annual salary or \$100,000 whichever is greater. This change would allow payment for the difference of the annual salary payment up to \$100,000.

TitleTo authorize and direct that Fred Harris, a deceased firefighter, be granted the new life insurance provisions of the current collective bargaining contract between the City of Columbus and the Columbus Fire Firefighters Union, Local 67; to authorize the appropriation and expenditure of \$48,829.09 from the Employees Benefit Fund; and to declare an emergency. (\$48,829.09)

BodyWHEREAS, Fred Harris, a firefighter with the Division of Fire passed away after a tentative agreement had been reached between the city of Columbus and the Columbus firefighter's union; and

WHEREAS, he passed away prior to the acceptance of the collective bargaining agreement by City Council; and

WHEREAS, the City intends to make Fred Harris' insurance death benefit equal and payable in the same manner as the insurance death benefit payable under the current IAFF contract; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, in that it is immediately necessary to appropriate within the unappropriated balance of the life insurance sub-fund and make up the difference of \$48,829.09 to Fred Harris' beneficiary, for the preservation of the public 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 pay the difference between what was paid to Fred Harris' beneficiary under the old contract and what the new contract calls to be paid.

Section 2. That for the purpose as stated in Section 1, the appropriation and expenditure of \$48,829.09, or so much thereof as necessary, be and is hereby authorized from the Department of Human Resources, Division No. 46-01, Employee Benefits Fund, Fund 502 OCA Code 461000, Object Level Three 3362.

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 (10) days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1395-2005

Drafting Date: 08/11/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:**

Need: This legislation authorizes the sale of MSA systems and cylinders to various entities. These systems and cylinders are no longer used by and of no further value to the City of Columbus Division of Fire.

While these bottles can no longer be used by the Division of Fire, this equipment would prove valuable to the following entities: The Ohio Fire Academy, Columbus State Community College, Northwest Career Center, Hocking College, Pleasant Township Fire Department, CEC Career Center, Marion Township Fire Department, Central Township Fire Department, Jefferson Water & Sewer District, Harry E. Tolles Technical Center, Jefferson Township Fire Department, Harrison Township Fire Department, and Deerfield Township Trustees.

Bid Information: N/A

Contract Compliance: N/A

FISCAL IMPACT:

Budgeted Amount: This sale has no fiscal impact on the Division of Fire.

Title To authorize and direct the Finance Director to sell MSA systems and cylinders that are of no further value to the Division of Fire to various entities for the sum of \$13.00, and to waive the provisions of the City Code relating to the sale of City-owned property. (\$13.00)

Body **WHEREAS,** a need exists to waive the provisions of the City Code relating to City-owned property in order to sell MSA systems and cylinders that are of no further value to the Fire Division to various entities for the sum of \$13.00; and

WHEREAS, the Department of Public Safety and the Division of Fire has determined that it is in the best interest of the City of Columbus and the citizens of the central Ohio area to allow the purchase of these MSA systems and cylinders for the sum of \$13.00 to various entities, 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 Finance Director be and he is hereby authorized and directed to sell MSA systems and cylinders that are of no further value to the Division of Fire to various entities detailed in this ordinance.

Section 2. That this Council finds it is in the best interest of the City of Columbus that the provisions of Section 329.12, of the Columbus City Code, relating to the sale of City owned property be and they are hereby waived to permit the sale of this equipment.

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

Legislation Number: 1409-2005

Drafting Date: 08/15/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation As part of the 2005 General Fund budget, City Council funded \$343,000 in support of a pharmacy program for The Columbus Neighborhood Health Center, Inc. (CNHC, Inc.). This ordinance authorizes the transfer of \$343,000 from object level one - 10 (transfers) to object level one - 03 (services) within the Health Special Revenue Fund and to authorize a contract modification with CNHC to reimburse pharmacy expenses incurred up to \$343,000.

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

FISCAL IMPACT: The realignment of appropriation within the Health Special Revenue Fund is budget neutral.

Title

To authorize and direct the City Auditor to transfer \$343,000 within the Health Special Revenue Fund, to authorize the Board of Health to modify and increase a contract with CNHC, Inc. for pharmacy services, to authorize the expenditure of \$343,000, and to declare an emergency. (\$343,000)

Body

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

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

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to modify and increase a contract with Columbus Neighborhood Health Centers, Inc., 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 transfer \$343,000 within the Health Special Revenue Fund as follows:

TRANSFER FROM

Fund: Health Special Revenue |Division:50-01| Fund:250| Obj. Level 3: 5501| OCA:503219| Amount: \$343,000

TRANSFER TO

Fund: Health Special Revenue |Division:50-01| Fund:250| Obj. Level 3: 3337| OCA:503219| Amount: \$343,000

SECTION 2. That the Board of Health is hereby authorized to modify and increase a contract with Columbus Neighborhood Health Centers, Inc., for the period January 1, 2005 through December 31, 2005.

SECTION 3. That the expenditure of \$343,000.00 is hereby authorized from the Health Special Revenue Fund, Fund No.

250, Division No. 50-01, Object Level One 03, Object Level Three 3337, OCA Code 503219.

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: 1446-2005

Drafting Date: 08/23/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend the existing city-wide contract for the option to purchase of Automotive PM Services for Fleet Management, the largest user to and including August 31, 2006. Formal bids were opened by the Purchasing Office on June 12, 2003. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA000457 GRW). FL001831, with McGlaughlin Oil Co/FAS Lube Inc. was established in accordance with bids received. Their contract compliance number is 31-4412774.

1. Amount of additional funds: The estimated annual expenditure for the contract is \$70,000.00. Fleet Management must obtain approval to expend from their own budgeted funds for their estimated expenditures.
2. Reason additional needs were not foreseen: The need was foreseen. An extension is provided for in the original contract.
3. Reason other procurement processes not used: No better pricing, terms or conditions are expected by re-bidding at this time.
4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement

This company is not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

FISCAL IMPACT: No funding is required to extend the option contracts. Fleet Management must set aside their own funding for their estimated expenditures.

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

Title

To authorize and direct the Finance and Management Director to modify and extend the citywide contract for the option to purchase Automotive PM Services with McGlaughlin Oil Co./FAS Lube Inc. and to declare an emergency.

Body

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

WHEREAS, vendor has agreed to extend FL001831 at current prices and conditions to and including August 31, 2006, and it is in the best interest of the City to exercise this option; and

WHEREAS, in order to avoid a lapse in our ability to provide Automotive PM Services, this is being submitted for approval as an emergency measure; and

WHEREAS, this service is used to keep the city's fleet of vehicles/equipment operational,

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management in that it is immediately necessary to extend FL001831 for an option to purchase Automotive PM Services thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to modify and extend FL001831 with McGlaughlin Oil Co./FAS Lube Inc. to and including August 31, 2006.

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

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

Legislation Number: 1467-2005

Drafting Date: 08/29/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This ordinance authorizes the Finance and Management Director to issue a purchase order to Sphere LLC for the acquisition of a heating ventilation and air conditioner (HVAC) unit, and a uninterruptible power supply (UPS) unit for the Municipal Court Building server room to enable the Court to provide an adequate network environment.

The Franklin County Municipal Court added an imaging server to the existing court computer network to equip for a comprehensive imaging and document routing system to enhance public service. As a result of the deployment of this acquisition, the current heating ventilation and air conditioner (HVAC), and uninterruptible power supply (UPS) unit is not adequately supporting the network, causing the temperature in the server room to escalate, as well as increasing the power supply demands for the existing system. On August 2, 2005, a Mayor's Emergency was declared. It was determined it was immediately necessary to purchase a new heating ventilation and air conditioner unit (HVAC), and a uninterruptible power supply unit (UPS) in order to avoid a network sytem failure, causing a major interruption in the court seviceis.

Supplier: Sphere LLC (31-1758916)

Fiscal Impact: \$43,745.00 is available for the heating ventilation and air conditioner unit (HVAC) and \$41,500.00 is available for the uninterruptible power supply unit (UPS) within the Municipal Court Clerk's 2005 computer fund appropriations.

An informal bidding process was utilized.

Emergency: Emergency action is necessary, per Mayor's letter of emergency, to allow for immediate purchase of a heating ventilation and air conditioner unit (HVAC), and a uninterruptible power supply unit (UPS) .

Title

To authorize the Finance and Management Director to issue a purchase order to Sphere LLC for the purpose of adding a heating ventilation and air conditioning (HVAC) unit, and a uninterruptible power supply unit (UPS) to the Municipal Court Building server room on behalf of the Municipal Court Clerk, to authorize the expenditure of \$43,745.00 for the HVAC and \$41,500.00 for the UPS from the Clerk Special Revenue Fund, to waive all applicable provisions of the Columbus City Code relative to a formal competitive bidding process, pursuant to the Mayor's letter of emergency, and to declare an emergency. (\$43,745.00) (\$41,500.00)

Body

Whereas, this ordinance will enable the Court to provide an adequate network environment for the Municipal Court Building server room by adding a heating ventilations and air conditioning unit (HVAC) and a uninterruptible power supply unit (UPS), and

Whereas, due to the demonstrated emergency need to commence with this project in the most timely manner as possible, it is necessary to waive all applicable provisions of the Columbus City Codes relative to a formal competitive bidding process, and

Whereas, an emergency exists in the usual daily operation of the Court in that it is necessary to issue said purchase order, thereby preserving the public health, peace, property, safety and welfare; now therefore

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

Section 1. That the Finance and Management Director be and is hereby directed to issue a purchase order to Sphere LLC on behalf of the Municipal Court Clerk for the purpose of adding a heating ventilation and air conditioning unit (HVAC), and a uninterruptible power supply unit (UPS) to the Municipal Court Building server room.

Section 2. That the total expenditure of \$85,245.00 for the heating ventilation and air conditioning unit (HVAC), and the uninterruptible power supply unit (UPS) or so much is thereof as may be necessary is hereby authorized to be expended from the Municipal Court Clerk Special Revenue Fund, Organization 2601, Fund 227, Subfund 002, OCA 260208, Object Level 1-06, Object Level 03: 6640

Section 3. That for reasons stated, the Columbus City Council finds it in the best interest of the City of Columbus to waive all applicable provisions in the Columbus City Code relative to a formal competitive bidding process, pursuant to the Mayor's emergency letter.

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

Legislation Number: 1520-2005

Drafting Date: 09/09/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z05-036

APPLICANT: City of Columbus, Department of Development, Housing Division; c/o William J. Graves, Administrator; 50 W. Gay Street; Columbus, Ohio 43215.

PROPOSED USE: Single-family residential development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (4-0-1) on August 11, 2005.

NORTH CENTRAL AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The requested R-2, Residential District will allow single-family residential development which is consistent with the recommendation of the *North Central Plan* (2002), and the zoning and development patterns of the area.

Title

To rezone **1941 WOODLAND AVENUE (43219)**, being 10.9± acres located on the west side of Woodland Avenue, 90± feet south of Middlehurst Drive, **From:** L-M, Limited Manufacturing, ARLD, Apartment Residential, and R-2, Residential Districts, **To:** R-2, Residential District. (Rezoning # Z05-036).

Body

WHEREAS, application #Z05-036 is on file with the Building Services Division of the Department of Development requesting rezoning of 10.9± acres from L-M, Limited Manufacturing, ARLD, Apartment Residential and R-2, Residential Districts, to R-2, Residential District; and

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

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested R-2, Residential District will allow single-family residential development which is consistent with the recommendation of the *North Central Plan* (2002), and 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:

1941 WOODLAND AVENUE (43219), being 10.9± acres located on the west side of Woodland Avenue, 90± feet south of Middlehurst Drive,, and being more particularly described as follows:

Exhibit A

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

Situate in the State of Ohio, county of Franklin, City of Columbus and being part of Lot "E" of the plat of the partition of the lands of Windsor Atcheson and being more particularly described as follows:

Beginning at a point in the centerline of the Woodland Avenue at the northeasterly corner of the Georgia L. Wagner and June E. Gilbert 2.0 acre tract, of record in Deed Book 2386, Page 630; Thence South 5° 07' West along the centerline of Woodland Avenue 198.83 feet to a point at the northeasterly corner of parcel one (1) conveyed to Georgia L. Wagner and June E. Gilbert;

Thence North 86° 22' West 250.00 feet to a point along the northerly line of parcel one (1);

Thence South 5° 07' West 301.65 feet parallel to the centerline of Woodland Avenue to a point in the northerly line of Pauline and P.M. Weinsteger 0.636 acre tract of record in Deed Book 3083, page 564.

Thence North 86° 22' 00" West 40.00 feet along the northerly line of said Weinsteger tract to the northwesterly corner thereof;

Thence South 5° 07' 00" West 203.46 feet parallel to the centerline of Woodland Avenue to a point in the northerly line of the Woodland Heights Baptist Church 2.0 acre tract of record in Deed Book 2418, page 325;

Thence North 86° 22' 00" West 562.55 feet to a point in the southerly extension of the centerline of Parkwood Avenue;

Thence 2° 50' 00" East 703.83 feet to the northwesterly corner of said Wagner and Gilbert tract;

Thence South 86° 22' 00" East 880.55 feet to the place of beginning, containing 10.915.

To Rezone From: L-M, Limited Manufacturing, ARLD, Apartment Residential and R-2, Residential Districts,

To: R-2, Residential District.

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

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

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

Legislation Number: 1524-2005

Drafting Date: 09/09/2005

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, and the MOU was accepted by City Council through Ordinance No. 1293-2005. The MOU contained a typographical error on the pay grade assigned to the classification of Water Service Supervisor. MOU #2005-05 corrects that error by assigning a Pay Grade 55 to the classification. The passage of this ordinance indicates Council's acceptance of Memorandum of Understanding #2005-05, a copy of which is attached hereto.

Emergency action is recommended to avoid delayed implementation.

FISCAL IMPACT: Costs associated with the acceptance of this MOU will be covered by existing budget appropriation.

Title

To accept Memorandum of Understanding #2005-05 executed between representatives of the City of Columbus and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502, which amends the Collective Bargaining Contract, August 24, 2002 through August 23, 2005; and to declare an emergency.

Body

WHEREAS, representatives of the City and Columbus Municipal Association of Government Employees (CMAGE/CWA), Local 4502, entered into Memorandum of Understanding #2005-05, a copy of which is attached hereto, to amend the Collective Bargaining Contract between the City and CMAGE/CWA, August 24, 2002 through August 23, 2005, by correcting the pay grade assigned to the classification of Water Service Supervisor through MOU #2005-03; 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 #2005-05 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 #2005-05 amends the Collective Bargaining Contract between the City and CMAGE/CWA, Local 4502, 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 #2005-05, a copy of which is attached hereto, executed between representatives of the City and CMAGE/CWA, Local 4502.

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: 1528-2005

Drafting Date: 09/12/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z05-040

APPLICANT: Dominion Homes, Inc.; c/o Robert Meyer, Jr., Atty.; Porter, Wright, Morris & Arthur LLP; 41 South High Street; Columbus, Ohio 43215.

PROPOSED USE: Detached single-family residential development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (5-0-1) on August 11, 2005.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The Applicant is requesting the PUD-6, Planned Unit Development District to develop a maximum of 117 detached single-family dwellings on private streets with a proposed net density of 5.27 dwelling units per acre. The PUD-6 minimum required open space for this density is 2.15 acres. This proposal provides 3.83 acres of open space. The proposed development is consistent with the *East Broad Street Study*, and with the development patterns of the area.

Title

To rezone **7349 EAST BROAD STREET (43004)**, being 22.22± acres located 465± feet south of East Broad Street, 1,760± feet east of Reynoldsburg-New Albany Road, **From:** L-R-2, Limited Residential District, **To:** PUD-6, Planned Unit Development District **and to declare an emergency.** (Rezoning # Z05-040)

Body

WHEREAS, application #Z05-040 is on file with the Building Services Division of the Department of Development requesting rezoning of 22.22± acres from L-R-2, Limited Residential District, to PUD-6, Planned Unit Development District; and

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

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance to permit prompt and orderly processing of administrative review and approval and to permit desired and necessary progress on development of the property in advance of the onset of winter weather, for the immediate preservation of the public peace, property, health and safety; and

WHEREAS, the City Departments recommend approval of said zoning change because the Applicant is requesting the PUD-6, Planned Unit Development District to develop a maximum of 117 detached single-family dwellings on private streets with a proposed net density of 5.27 dwelling units per acre. The PUD-6 minimum required open space for this density is 2.15 acres. This proposal provides 3.83 acres of open space. The proposed development is consistent with the *East Broad Street Study*, and with the 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:

7349 EAST BROAD STREET (43215), being 22.22± acres located 465± feet south of East Broad Street, 1,760± feet east of Reynoldsburg-New Albany Road, and being more particularly described as follows:

DESCRIPTION OF A 22.22 ACRE TRACT OF LAND

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 3, Township 1, Range 16, United States Military Lands, and being 22.22 acres out of that original 96.418 acre tract of land as conveyed to Dominion Homes, Inc. by deed of record in Instrument Number 200501140009808, said 22.22 acres being more particularly bounded and described as follows:

Beginning at a point in the southerly right-of-way line of Reynolds Crossing Drive, being a northeasterly corner of Reserve "D" of that plat entitled "Reynolds Crossing Dedication Plat for Reynolds Crossing Drive, South Reynoldsburg New Albany Road, Shallotte Drive, Tatum Way, Easements and Reserve "D"" of record in Plat Book 106, Pages 100 and 101;

Thence **N 80° 54' 35" E**, across said 96.418 acre tract, being the southerly right-of-way line of proposed Reynolds Crossing Drive Extension, a distance of **363.91 feet** to a point of curvature of a curve to the left;

Thence Northeasterly, continuing with the southerly right-of-way line of proposed Reynolds Crossing Drive Extension, with the arc of said curve (**Delta = 13° 02' 01"**, **Radius = 331.50 feet**, **Arc length = 75.41 feet**) a chord bearing and distance of **N 74° 23' 34" E**, **75.25 feet** to a northwesterly corner of that 4.660 acre tract as conveyed to Michael A. Ornstein, et al, by deeds of record in Instrument Number 200502180030597 and Instrument Number 200502180030603;

Thence **S 22° 52' 00" E**, with the westerly line of said 4.660 acre tract, a distance of **257.23 feet** to the southwesterly corner of said 4.660 acre tract;

Thence **N 82° 06' 48" E**, with the southerly line of said 4.660 acre tract, a distance of **383.00 feet** to the southwesterly corner of lot 43 of that subdivision entitled "Pleasant View Heights No. 2" of record in Plat Book 35, Page 118, being the southeasterly corner of said 4.660 acre tract;

Thence **S 85° 53' 22" E**, with the southerly line of said "Pleasant View Heights No. 2", and a portion of the southerly line of that subdivision entitled "Pleasant View Heights" of record in Plat Book 19, Page 18, a distance of **498.81 feet** to the northwesterly corner of lot 71 of that subdivision entitled "Kingswood Farm Section 2" of record in Plat Book 82, Page 19;

Thence **S 03° 28' 26" W**, with a portion of the westerly line of said "Kingswood Farm Section 2", a distance of **819.10 feet** to a point;

Thence across said original 96.418 acre tract, the following courses;

N 86° 31' 34" W, a distance of **14.85 feet** to a point of curvature of a curve to the left;

Southwesterly, with the arc of said curve (**Delta = 27° 44' 20"**, **Radius = 735.00 feet**, **Arc length = 355.84 feet**) a chord bearing and distance of **S 79° 36' 16" W**, **352.37 feet** to a point of tangency;

S 65° 44' 06" W, a distance of **365.95 feet** to a point; and

N 24° 15' 54" W, a distance of **851.91 feet** to a point in the southerly line of said Reserve "D";

Thence with the southerly and easterly lines of said Reserve "D", the following courses;

N 52° 02' 27" E, a distance of 45.27 feet to a point;
N 49° 02' 51" W, a distance of 62.01 feet to a point;
N 40° 52' 02" W, a distance of 62.10 feet to a point;
N 33° 05' 05" W, a distance of 55.51 feet to a point;
N 24° 57' 49" W, a distance of 68.55 feet to a point;
N 16° 19' 34" W, a distance of 62.10 feet to a point;
N 09° 40' 12" W, a distance of 30.69 feet to a point;
S 80° 54' 35" W, a distance of 165.00 feet to a point; and

N 09° 05' 25" W, a distance of 110.00 feet to the **Point of Beginning**, and containing 22.22 acres of land, more or less, as calculated by the above courses. The above description was prepared by Clark E. White, P.S. #7868 on August 16, 2005.

All references used in this description can be found at the Franklin County Recorder's Office, Franklin County, Ohio.

To Rezone From: L-R-2, Limited Residential District,

To: PUD-6, Planned Unit Development District.

SECTION 2. That a Height District of thirty-five (35) feet is hereby established on the PUD-6, Planned Unit Development District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved PUD-6, Planned Unit Development District and Application among the records of the Building Services Division as required by Section 3311.09 of the Columbus City Codes; said plans being titled, "**PLANNED UNIT DEVELOPMENT PRELIMINARY DEVELOPMENT PLAN 1 OF 2 and 2 OF 2,**" signed by Robert A. Meyer Jr., Attorney for the Applicant, dated August 30, 2005.

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: 1531-2005

Drafting Date: 09/13/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to modify and extend a contract with SimplexGrinnell LLP, for annual inspection, testing, and reporting for all smoke and fire alarm systems in city buildings under the purview of the Facilities Management Division. The inspection, testing, and reporting must be done in accordance with the Ohio Fire Code. This contract is for testing and inspection only. A separate dollar amount will be requested upon completion of inspections in order to correct any deficiencies found in the report. The original contract was authorized by Ordinance No. 269-2001, which passed Council on February 12, 2001. The original contract contained

four one-year renewal options. This ordinance requests the third of those four renewals for the year 2005.

Emergency Action is requested so that deficiencies in smoke and fire alarm systems are discovered as quickly as possible, thereby facilitating their quick repair.

Fiscal Impact: Last year's extension was for \$25,100.00. This renewal is for \$32,635.00. The Division budgeted \$60,000.00 for testing and repairs. Upon completion of the inspections, additional money will be requested in order to correct deficiencies. SimplexGrinnell LLP, Contract Compliance Number 58-2608861, exp. date 07/22/2007.

Title

To authorize the Finance and Management Director to modify and extend a contract for the Facilities Management Division with SimplexGrinnell LLP for annual inspection, testing, and reporting for all smoke and fire alarm systems under the purview of the Facilities Management Division; to authorize the expenditure of \$32,635.00 from the General Fund, and to declare an emergency. (\$32,635.00.00)

Body

WHEREAS, Ordinance No. 0269-2001, passed by City Council on February 12, 2001, authorized the Facilities Management Division to enter into contract for annual inspection, testing, and reporting for all smoke and fire alarm systems under the purview of the Facilities Management Division, and

WHEREAS, the existing contract has two remaining renewal options, and

WHEREAS, it is now necessary to modify and extend said contract with SimplexGrinnell LLP in order to inspect and test the smoke and fire alarms during the year 2005, and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Facilities Management Division, in that it is immediately necessary to authorize the Finance and Management Director to enter into contract with SimplexGrinnell LLP, for the annual inspection, testing, and reporting for all smoke and fire alarm systems in city buildings under the purview of the Facilities Management Division at the earliest possible 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 Finance and Management Director be and is hereby authorized to modify and extend a contract with SimplexGrinnell LLP for annual inspection, testing, and reporting of all smoke and fire alarm systems under the purview of the Facilities Management Division.

SECTION 2. That the expenditure of \$32,635.00, 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: 45-07
Fund: 010
OCA Code: 450044
Object Level 1: 03
Object Level 3: 3370
Amount: \$32,635.00

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: 1532-2005

Drafting Date: 09/13/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationThe Public Service Department, Transportation Division, is undertaking the Hard Road Improvement project that will ultimately widen and improve Hard Road between Sawmill Road and State Route 315. The work is being completed in three distinct phases and is being funded from State and local funding sources.

This ordinance transfers Hard Road project monies from the Local Transportation Improvement Project Fund and the State Issue Two Project Fund to the Federal-State Highway Engineering Fund. The Hard Road project is established within all three of these Funds. Two of the three named Funds presently have cash surpluses while a third Fund has a cash deficit. Ohio Public Works Commission (OPWC) funding was placed into the into the first two Funds; however, all project expenditures are being made from the Federal-State Highway Engineering Fund. This legislation will correct for these imbalances.

Fiscal Impact: The net result of these transfers relative to the Hard Road project is zero. This legislation ensures proper grant maintenance and accounting.

Emergency action is requested 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.

TitleTo authorize the City Auditor to transfer \$381,456.59 from the Local Transportation Improvement Project Fund and \$1,391,218.28 from the State Issue Two Project Fund to the Federal-State Highway Engineering Fund and to authorize the appropriation of \$1,772,674.87 within the Federal-State Highway Engineering Fund to account for project related expenditures and to make necessary adjustments to properly account for the Hard Road Improvement project , and to declare an emergency. (\$1,772,674.87)

Body**WHEREAS**, the Public Service Department, Transportation Division, is undertaking the Hard Road Improvement project; and

WHEREAS, the work is being funded from various funding sources; and

WHEREAS, the Hard Road project is established within three Funds, project line items within two of these three Funds presently have cash surpluses, while one is in a cash deficit situation; and

WHEREAS, these imbalances should be satisfied by moving the surplus amounts and applying them against the deficit; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to transfer and appropriate said funds to allow for expeditious posting of these financial transactions to the City's accounting system in order to promote accurate accounting and financial management, 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 \$1,391,218.28 within the State Issue II State Projects Fund as follows:

Fund / Department / O. L. One Code/O. L. Three Code / OCA Code / Grant / Amount
764 / 59-09 / 10/5501 / 593006 / 593006 / \$1,391,218.28

SECTION 2 That the City Auditor be and hereby is authorized to transfer \$1,772,674.87 between Funds as follows:

TRANSFER FROM:

Fund / Department / O.L. One Code/O.L. Three Code / OCA Code / Amount

763 / 59-09 / 10/5501 / 590006 / 593006 / \$381,456.59

764 / 59-09 / 10/5501 / 593006 / 593006 / \$1,391,218.28

Total Transfer From: \$1,772,674.87

TRANSFER TO:

Fund / Department / O.L. One Code/O.L. Three Code / OCA Code / Amount

765 / 59-05 / 80/0886 / 561001 / \$1,772,674.87

Total Transfer To: \$1,772,674.87

SECTION 3: That the sum of \$1,772,674.87 be and hereby is appropriated from the unappropriated 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 6600, OCA Code 561001 and Grant 561001.

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

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

Legislation Number: 1534-2005

Drafting Date: 09/13/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation 1. BACKGROUND:

This ordinance will provide the City Attorney with funding for real estate acquisition services for the following sanitary capital improvement projects:

- A. Stanton Area Sanitary Improvements: Provide \$60,000.00 for the estimated cost of title search; appraisal services; negotiation/staff costs and the projected cost of easements. This project is located in Clintonville.
- B. Chase/High Area Sanitary Improvements: Provide \$75,000.00 for the estimated cost of title search; appraisal services; negotiation/staff costs and the projected cost of easements. This project is located in Clintonville.
- C. Beulah Rd. Trunk Sewer Rehabilitation: Provide \$82,000.00 for the estimated cost of title search; appraisal services; and negotiation/staff costs. This project is located within the Glen Echo Ravine and is generally bounded by I-71 to the east and the Olentangy River to the west.
- D. Blacklick Sanitary Interceptor Sewer: Provide an additional \$59,400.00 for the proposed costs of settling the easement acquisition costs of the Child and Mulbarger Easements shown on the project plans. This project will continue the construction of this 66-inch diameter sanitary sewer north of Broad St. along Reynoldsburg-New Albany Road to Wengert Road.

E. Clintonville Main Sewer: Provide \$30,000.00 for the estimated cost of title search; appraisal services; and negotiation/staff costs. This project is located along the east side of the Olentangy River in the vicinity of Morse Rd.

2. EMERGENCY DESIGNATION:

The Division of Sewerage and Drainage is requesting City Council to consider this ordinance an emergency measure. The first two projects are among a list of projects that the Division is required to be completed in accordance with the provisions of an existing consent order between the City and the Ohio Attorney General's Office. Failure to adhere to the project schedule contained within the consent order will make the City liable for stipulated fines.

3. FISCAL IMPACT:

The Division is requesting City Council to appropriate funds from the unallocated balance of the Voted Sanitary Bond Fund, and to transfer residual funds within this fund in order to provide the funds necessary to acquire easements for the above referenced projects. Project accounts from which funds are being transferred will not be adversely affected by this legislation.

TitleTo authorize the City Attorney to acquire fee simple title and lesser interests; to contract for professional services; to authorize the appropriation of \$183,033.72 within the Voted Sanitary Bond Fund; to authorize the transfer and expenditure of \$306,400.00 from within the Voted Sanitary Bond Fund in connection with five sanitary infrastructure capital improvement projects; to amend the 2005 Capital Improvements Budget for the Division of Sewerage and Drainage; and to declare an emergency. (\$306,400.00)

BodyWHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities, has developed construction plans and specifications for the sanitary sewer improvement projects known as the Stanton Area Sanitary Improvements; the Chase/High Area Sanitary Improvements; Beulah Rd. Trunk Sewer Rehabilitation; the Clintonville Main Rehabilitation; and is further in need of increasing the funding to complete the acquisition of an easement needed for the Blacklick Creek Sanitary Interceptor, Section 6B Subtrunk; and

WHEREAS, in order to construct the aforementioned sanitary improvements and associated facilities, it has been determined necessary for this City Council to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary to complete said acquisition; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the appropriation, transfer and expenditure of funds within the Voted Sanitary Bond Fund; to authorize the City Attorney to procure the required easements necessary to construct and operate the aforementioned vital sanitary sewer improvements in accordance with the required project schedules; and to amend the 2005 Capital Improvements; for the preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City Auditor is hereby authorized and directed to appropriate a total of \$183,033.72 within the Voted Sanitary Bond Fund No. 664 as follows:

Proj. 664999| Unallocated Balance Fd. 664| OL 3: 6601| OCA 999664| \$183,033.72

Section 2. That the City Auditor is hereby authorized and directed to transfer \$306,400.00.00 from within the Voted Sanitary Bond Fund No. 664, for the Division of Sewerage and Drainage as follows:

FROM:

650138-Blacklick Creek Sanitary Subt.- \$99,706.03
650473-Brewery Area Separation Dist. - \$10,858.02
650489-Big Run San. Subt.-S. of Alkire - \$1,003.31
650510-Sewer Maintenance Facility - \$8,210.02
650600-Franklin/Main Interceptor - \$3,588.90

664999-Unallocated Balance - \$183,033.72

TO:

650034-Blacklick Sanitary Interceptor - \$59,400.00
650625-Beulah Rd. Trunk Sewer Rehab. - \$82,000.00
650676-Stanton Area Sanitary Improve. - \$60,000.00
650681-Clintonville Main Rehabilitation - \$30,000.00
650682-Chase & High Rd. Sewer Rehab. - \$75,000.00

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

Section 4. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the Stanton Area Sanitary Improvements; the Chase/High Area Sanitary Improvements; Beulah Rd. Trunk Sewer Rehabilitation; the Clintonville Main Rehabilitation; and the Blacklick Creek Sanitary Interceptor, Section 6B Subtrunk.

Section 5. That the City Attorney be and hereby is authorized to expend \$306,400.00, or so much thereof as may be necessary, in order to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary, from the Voted Sanitary Bond Fund No. 664; Division 60-05; MOC 6601; within the following projects:

Proj. No. 650034| Blacklick Sanitary Interceptor| OCA 651034| \$59,400.00
Proj. No. 650625| Beulah Rd. Trunk Sewer| OCA Code 664625| \$82,000.00
Proj. No. 650681| Clintonville-Main Rehab.| OCA 664681| \$30,000.00
Proj. No. 650682| Chase/High Area San. Imp.| OCA Code 664682| \$75,000.00
Proj. No. 650676| Stanton Area San. Imp.| OCA 664676| \$60,000.00

Section 6. That the 2005 Capital Improvements Budget Ordinance No. 1070-2005 is hereby amended as follows, in order to provide sufficient budget authority for the aforementioned easement acquisition services as referenced in the preamble hereto.

CURRENT:

650034-Blacklick Sanitary Interceptor - \$0 (Voted Carryover)
650625-Beulah Rd. Trunk Sewer - \$0.00 (Voted Carryover)
650681-Clintonville Main Rehab. - \$0.00 (Voted Carryover)
650682-Chase/High San. Imp. - \$0.00 (Voted Carryover)
650676-Stanton Area Sewer Imp. - \$0.00 (Voted Carryover)
664999-Unallocated Balance Fd. 664 - \$674,793.00 (Voted Carryover)

AMENDED TO:

650034-Blacklick Sanitary Interceptor - \$59,400.00 (Voted Carryover)
650625-Beulah Rd. Trunk Sewer - \$82,000.00 (Voted Carryover)
650681-Clintonville Main Rehab. - \$30,000.00 (Voted Carryover)
650682-Chase/High San. Imp. - \$75,000.00 (Voted Carryover)
650676-Stanton Area Sewer Imp. - \$60,000.00 (Voted Carryover)
664999-Unallocated Balance Fd. 664 - \$491,759.30 (Voted 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 if the Mayor neither approves nor vetoes the same.

Legislation Number: 1535-2005

Drafting Date: 09/13/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Goulds Pump Parts for the Division of Sewerage and Drainage, the biggest user. The term of the proposed option contract would be two years, ending October 31, 2007, with the option to extend for one additional year.

The Purchasing Office solicited 131 vendors for the purchase of Goulds Pump Parts (SA001708). Of those solicited, two had certified M1A status and one had certified F1 status. The formal bid opened August 25, 2005. There was one proposal received (REG).

The Purchasing Office is recommending award of a contract to the lowest responsive, responsible, best and only bidder: Yeomans Chicago Corporation, MAJ, CC#36-3394638.
Estimated Annual Expenditure: \$75,000.00

The company is not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search. This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the efficient delivery of valuable public services will be slowed.

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

Title

To authorize and direct the Finance and Management Director to enter into a contract for an option to Purchase Goulds Pump Parts with Yeomans Chicago Corporation, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on August 25, 2005, and selected the lowest responsive, responsible and best bid; and

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

WHEREAS, in order to avoid a lapse in our ability to provide for the Purchase of Goulds Pump Parts, this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to Purchase Goulds Pump Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into a contract for an option to Purchase Goulds Pump Parts in accordance with Solicitation No. SA001708 as follows: Yeomans Chicago Corporation, all items and provisions.

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

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

Legislation Number: 1542-2005

Drafting Date: 09/14/2005

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 Complete General Construction Company for the Hiawatha Park/Atwood Sanitary Relief Sewer Project.

This modification is necessary to allow the City to pay the contractor for ancillary storm sewer improvements that are ineligible under the terms of the loan that the city received from the Ohio Water Development Authority.

2. FISCAL IMPACT:

This contract modification is required to provide separate funding for storm sewer improvement 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 2005 Capital Improvements Budget to authorize the utilization of Sewer System Permanent Improvements Fund No. 671 carryover funds.

3. 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 Complete General Construction Company for the Hiawatha/Atwood Sanitary Relief Sewer Project; to authorize the transfer and expenditure of \$7,725.44 from within the Sewer System Permanent Improvements Fund; to amend the 2005 Capital Improvements Budget; for the Division of Sewerage and Drainage, and to declare an emergency. (\$7,725.44)

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. 2244-2001, as passed December 17, 2001, authorized the Director of Public Utilities to enter into agreement with the Complete General Construction Company for purposes of constructing three sanitary and combined sewer infrastructure improvements projects, that included the Hiawatha Park/Atwood Relief Sewer Sewer Project; and

WHEREAS, in order to successfully conclude the contract, it is necessary for this City Council to authorize the Director of Public Utilities to execute a contract modification in order to provide for payment of additional construction pay items that were necessitated by changes in field conditions during the actual construction of the subject improvements; and that these additional costs associated with said changed 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 2005 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 \$7,725.44 from within the Sewer System Permanent Improvements Fund No. 671 as follows:

FROM:

Proj. 650648| Atwood Terr./Akola Rel. Sewer.| Div. 60-05| OCA 671648| \$7,725.44

TO:

Proj. 650646| Hiawatha Park/Azelda Relief | OCA Code 651646| \$7,725.44

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 \$7,725.44 with the Complete General Construction Company, Inc., 1221 East Fifth Ave., Columbus, Ohio 43214, for construction of Hiawatha Park/Atwood Relief Sewer Sewer 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 \$7,725.44, 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|Hiawatha Park/Atwood Relief Sewer| Project No. 650646| OCA Code 651646| Object Level Three 6630| \$7,725.44.

Section 5. That the 2005 Capital Improvements Budget Ordinance No. 1070-2005 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:

650648-Atwood Terrace/Akola Relief Sewer - \$36,185.00 (Fund 671 Carryover)

AMENDED TO:

650648-Atwood Terrace/Akola Relief Sewer - \$28,459.56 (Fund 671 Carryover)

650646-Hiawatha Park/Atwood Relief Sewer - \$7,725.44 (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: 1544-2005

Drafting Date: 09/14/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: In 1993 the State of Ohio passed House Bill 152, which requires the Division of Water to pay operating license fees for the three water treatment plants. This fee is based upon the number of service connections. This is the 13th year for this payment. This fee is payable to the Treasurer, State of Ohio, Ohio Environmental Protection Association. Their Federal Identification Number is 31-6402047 (082).

FISCAL IMPACT: The Division of Water has allocated \$210,000.00 in the 2005 Budget for this expense.

\$ 201,393.92 was expended for this purpose in 2004.

\$ 198,596.00 was expended for this purpose in 2003.

Title

To authorize the Director of Public Utilities to pay operating license fees for the three water treatment plants to the Treasurer, State of Ohio, Ohio Environmental Protection Agency, for the Division of Water, and to authorize the expenditure of \$204,000.00 from the Water Systems Operating Fund. (\$204,000.00)

Body

WHEREAS, the State of Ohio passed House Bill 152 in 1993 requiring the Division of Water to pay operating license fees for three water treatment plants, and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to pay operating license fees, for three water treatment plants, to the Treasurer, State of Ohio, Ohio Environmental Protection Agency, for the preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to pay operating license fees, to the Treasurer, State of Ohio, Ohio Environmental Protection Agency, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$204,000.00 or as much thereof as may be needed is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 601989, Object Level One 03, Object Level Three 3401, to pay the cost thereof.

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

Legislation Number: 1548-2005

Drafting Date: 09/14/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

This ordinance will enable the Director of Finance and Management to enter into a purchase order to SBC for local telephone services.

The Purchasing Office has established a Citywide contract (UTC #CT09759) to purchase local telephone services. The telephone services will be purchased in accordance with the terms and conditions of the UTC, which expires 12/31/2006. This funding will cover charges for service through the remainder of the year.

Emergency action is requested to prevent interruption of critical local telephone services.

Fiscal Impact:

\$42,000.00 is required and budgeted from the Recreation and Parks General Fund to meet the financial obligation of this purchase order.

Title

To authorize and direct the Director of Finance and Management to enter into a purchase order with SBC for local telephone services for the Recreation and Parks Department, to authorize the expenditure of \$42,000.00 from the Recreation and Parks General Fund, and to declare an emergency. (\$42,000.00)

Body

WHEREAS, the Recreation and Parks Department wishes to purchase local telephone services; and

WHEREAS, the local telephone services will be purchased in accordance with the Citywide contract established by the Purchasing Office; 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 purchase order to prevent interruption of critical local telephone services; now, therefore

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

Section 1. That the Director of Finance and Management be and he is hereby authorized and directed to enter into a purchase order with SBC, for local telephone services for the Recreation and Parks Department, in accordance with the terms and conditions of the Citywide contract on file in the Purchasing Office.

Section 2. That the expenditure of \$42,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks General Fund No. 285, Department No. 51-01, OCA Code 510289, Object Level 3 3320, to pay the cost thereof.

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

Legislation Number: 1553-2005

Drafting Date: 09/15/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Funding has been appropriated in the 2005 Health Special Revenue Fund budget to provide HIV prevention services. This ordinance authorizes a contract with the Columbus AIDS Task Force for the provision of these services. Columbus AIDS Task Force will be focusing on mental health strategies for those infected with HIV or at high risk of becoming infected.

A notice of available RFP was advertised on the City of Columbus website in August, 2005 and RFP's were sent out to thirty vendors. Six responded in writing and were sent a complete RFP Application.

Emergency action is requested in order to avoid a delay in providing client services.

FISCAL IMPACT: Funding for this contract is available in the 2005 Health Special Revenue Fund.

Title

To authorize the Board of Health to enter into a contract with the Columbus AIDS Task Force for the provision of HIV prevention mental health services, to authorize the expenditure of \$50,000 from the Health Special Revenue Fund to pay the cost thereof, and to declare an emergency. (\$50,000)

Body

WHEREAS, funding has been appropriated in the 2005 Health Special Revenue Fund budget for mental health services for individuals with AIDS and HIV infection; and,

WHEREAS, the Columbus AIDS Task Force is able to provide mental health services for individuals with AIDS and HIV infection; and,

WHEREAS, it is necessary to provide funding for this initiative; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to enter into said contract with the Columbus AIDS Task Force for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delay in providing client 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 Columbus AIDS Task Force to provide HIV prevention mental health services, for the period of October 1, 2005 through September 30, 2006, in an amount not to exceed \$50,000.

SECTION 2. That the expenditure of \$50,000 is hereby authorized from the Health Special Revenue Fund, Fund No. 250, Department of Health, Department No. 50-01, Object Level One 03, Object Level Three 3337, OCA No. 502112.

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: 1554-2005

Drafting Date: 09/15/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

This ordinance is submitted to settle the lawsuit known as *Stephanie McBride v. City of Columbus, et al*, Case No. 03CVC03-2488 in the Franklin County Common Pleas Court and Case No. 04APE12-1292 in the 10th District Court of Appeals, in the amount of Fifty Thousand and No/100 Dollars (\$50,000.00). On March 6, 2001, Stephanie McBride, driving her own car as a postal carrier, was involved in an accident on Jackson Pike with a truck driven by an employee of the City's Refuse Collection Division, Public Service Department. Following an arbitration hearing, Plaintiff was awarded

\$122,000 by the arbitration panel. The City of Columbus filed an appeal in the 10th District Court of Appeals. A reasonable compromise by way of settlement of the litigation will be accomplished by this legislation.

Fiscal Impact: The Refuse Collection Division budgeted \$71,400.00 for all claims activity in 2005. Some \$46,980.00 has now been expended or is encumbered, leaving an available balance of \$24,420.00 for use with this ordinance. The difference between this balance and the \$50,000.00 needed is \$25,580.00 and is available elsewhere within this Division's budget due to vacancy credits. This \$25,580.00 is transferred between expenditure categories as appropriate by this ordinance.

Title

To authorize the City Auditor to transfer \$25,580.00 between expenditure categories within the Refuse Collection Division's 2005 General Fund appropriation; to authorize and direct the City Attorney to pay the settlement amount to Stephanie McBride and J. Scott Bowman, counsel for Ms. McBride, in the case of *Stephanie McBride v. City of Columbus, et al*, Case No. 03CVC03-2488 in the Franklin County Common Pleas Court and Case No. 04APE12-1292 in the 10th District Court of Appeals, to authorize the expenditure of the sum of Fifty Thousand and No/100 Dollars from the General Fund for this purpose and to declare an emergency. (\$50,000.00)

Body

WHEREAS, on March 4, 2003, the plaintiff filed a lawsuit in the Franklin County Court of Common Pleas, Case No. 03CVC03-2488, against the City of Columbus and City employee Donald Eugene Palmer, II in which she alleged she suffered injuries resulting in medical expenses and lost income as a result of negligence in the operation of the City's vehicle;

WHEREAS, following the evaluation of plaintiff's claims in the course of litigation, the parties reached an agreement to settle this matter. Due to the dispute of this claim and the risks and uncertainties associated with continued litigation and trial, the settlement amount was deemed acceptable by the City of Columbus, along with dismissal of the lawsuit with prejudice and a release of the City of Columbus and its employees from further liability; and,

WHEREAS, by reason of the foregoing, and in order to avoid the possible payment of interest, an emergency exists in the usual daily operation of the City and for further 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 hereby is authorized to transfer \$25,580.00 between expenditure categories within the Refuse Collection Division's 2005 General Fund appropriation as follows:

TRANSFER FROM:

Fund / Department No. / Object Level One Code/Object Level Three Code / OCA Code
010 / 59-02 / 01/1101 / 591909

Total Transfer From: \$25,580.00

TRANSFER TO:

Fund / Department No. / Object Level One Code/Object Level Three Code / OCA Code
010 / 59-02 / 05/5533 / 593566

Total Transfer To: \$25,580.00

Section 2. That the City Attorney be and hereby is authorized and directed to settle the lawsuit of *Stephanie McBride v.*

City of Columbus, et al., Case No. 03CVC03-2488 in the Franklin County Common Pleas Court and Case No. 04APE12-1292 in the 10th District Court of Appeals, by the payment of the total of \$50,000 as a reasonable and fair amount in the best interests of the City of Columbus.

Section 3. That for the purposes of paying this settlement, there be and hereby is authorized \$50,000.00 to be expended by the City of Columbus, Department of Public Service, Refuse Collection Division, Division Number 59-02, OCA Code 593566, Object Level One Code 05, Object Level Three Code 5533 and Fund No. 010.

Section 4. The City Auditor be and is hereby authorized to draw a warrant upon the City Treasurer upon receipt of a voucher and release approved by the City Attorney in the total amount of \$50,000.00 payable to Stephanie McBride and J. Scott Bowman, counsel for Stephanie McBride.

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: 1557-2005

Drafting Date: 09/15/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase ISCO Monitoring Equipment, Maintenance & Parts for the Division of Sewerage and Drainage. The term of the proposed option contract would be from the date of execution through September 30, 2007 with the option to extend for one additional year.

The Purchasing Office solicited 31 vendors for the purchase of ISCO Monitoring Equipment, Maintenance & Parts (SA001622). Of those solicited, 1 had certified MBE status and 1 had certified FBE status. The formal bid opened May 5, 2005. There was one proposal received (MBE: 0; FBE: 0). The proposal was deemed non-responsive due to terms and conditions being submitted that are contrary to the City's standard terms and conditions. The Division of Sewerage and Drainage, the largest user, requested that SA001622 be cancelled and that Teledyne Isco, Inc., the only bidder, be considered on an informal basis and a contract established as they are the lowest responsible and best bid (SO021370).

The Purchasing Office is recommending award of a contract to the lowest responsible and best bid:
Teledyne Isco, Inc., MAJ, CC#47-0461807
Estimated Annual Expenditure: \$60,000.00

The company is not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

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

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

Title

To authorize and direct the Finance and Management Director to enter into a contract for an option to purchase ISCO Monitoring Equipment, Maintenance & Parts with Teledyne Isco, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, to waive formal competitive bidding requirements, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 5 2005; and

WHEREAS, Teledyne Isco, Inc.'s bid was non-responsive and the City rejected the bid and is reconsidering proposal SO021370 on an informal basis; and

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

WHEREAS, in order to avoid a lapse in our ability to provide ISCO Monitoring Equipment, Maintenance & Parts, this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase ISCO Monitoring Equipment, Maintenance & Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into a contract for an option to purchase ISCO Monitoring Equipment, Maintenance & Parts in accordance with Solicitation No. SO021370 as follows: Teledyne Isco, Inc., Items: 1-5.

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

SECTION 3. That in accordance with Section 329.27 of the Columbus City Code, this Council finds the best interest of the City is served by waiving, and does hereby waive Sections 329.06 (Formal Competitive Bidding) of the Columbus City Code

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

Legislation Number: 1559-2005

Drafting Date: 09/15/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation amends the 2005 Capital Improvements Budget, authorizes the transfer of funds within the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund and authorizes the Public Utilities Director to enter into a contract to construct four (4) electrical distribution system feeder circuits, Circuits 14141, 14142, and 14151, and 14152 from the Italian Village Substation.

The bid opening was advertised in the City Bulletin and one bid was received and opened by the Director of Public Utilities on August 10, 2005. The bid received was from a female business enterprise, U. S. Utility Company Inc. Their bid was responsive and an award is recommended in the amount of \$406,980.00. A bid tabulation is attached for review. U. S. Utility Company, Inc.'s contract compliance number is 341606689.

In addition, approval is requested for the expenditure of \$1,000.00 to pay the estimated costs of prevailing wage services provided by the Transportation Division.

Emergency action is required due to existing distribution circuits approaching their maximum loading capacity. The work

will facilitate overall system improvements by providing needed capacity to maintain system reliability, to reduce system-wide circuit loadings, and provide service to new customers in the University Gateway and downtown areas.

FISCAL IMPACT: A transfer of funds between projects within the 1995 and 1999 Voted Street Lighting and Electricity Distribution Improvements Fund is necessary to provide adequate funding in the Italian Village project.

Title

To amend the 2005 Capital Improvements Budget; to authorize the transfer of \$407,980.00 within the Voted Street Lighting and Electricity Distribution Improvements Fund; to authorize the Director of Public Utilities to enter into contract with U.S. Utility Contractor Co., Inc. for the installation of an overhead distribution system in support of the Italian Village substation; to authorize payment to the Transportation Division for inspection services provided to the Division of Electricity for said project; to authorize the expenditure of \$407,980.00 from the Voted Street Lighting and Electricity Distribution Improvements Fund; and to declare an emergency. (\$407,980.00)

Body

WHEREAS, bids were received and opened by the Director of Public Utilities on August 10, 2005 to install an overhead electrical distribution system in support of the Italian Village substation; and

WHEREAS, U.S. Utility Contractor Company, Inc. submitted the lowest responsive bid for the installation of said improvement; and

WHEREAS, it will be necessary to pay the Transportation Division for Prevailing Wage services provided to the Division of Electricity for said improvement; and

WHEREAS, it is necessary to transfer funds and appropriation authority between projects within the 1995 and 1999 Voted Street Lighting and Electricity Distribution Improvements Fund; and

WHEREAS, it is necessary to amend the 2005 Capital Improvements Budget to reflect the transfer of budget authority; and

WHEREAS, emergency action is required due to existing distribution circuit capacities being nearly met; 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 to install an overhead electrical distribution system in support of the Italian Village Substation 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 2005 Capital Improvements Budget is hereby amended to provide sufficient budget authority to enter into a contract for the installation of an overhead electrical distribution system in support of the Italian Village substation, as follows:

DIVISION OF ELECTRICITY, DIVISION NO. 60-07

FUND	PROJECT NUMBER	PROJECT NAME	CURRENT CIB	AMENDED CIB
553	670607	Italian Village Substation - Carryover Funding	574,083	982,063
553	670628	Thurber Village Street Ltg. - Carryover Funding	152,812	2,083
553	670977	Facilities Renovation - Carryover Funding	44,070	0
553	440007	Urban Infrastructure Recovery - Carryover Funding	524,817	311,636

SECTION 2. That the City Auditor is hereby authorized and directed to transfer \$407,980.00 within the Voted 1995 and

1999 Street Lighting and Electricity Distribution Improvements Fund 553, Division No. 60-07, as follows:

FROM:

<u>PROJECT NO.</u>	<u>PROJECT NAME</u>	<u>OCA</u>	<u>OL3</u>	<u>AMOUNT</u>
670628	Thurber Village Street Ltg.	670628	6625	150,729.31
670977	Facilities Renovation	670977	6621	44,069.61
440007	Urban Infrastructure Recovery	644369	6625	213,181.08

TO:

<u>PROJECT NO.</u>	<u>PROJECT NAME</u>	<u>OCA</u>	<u>OL3</u>	<u>AMOUNT</u>
670607	Italian Village Substation	670607	6621	407,980.00

SECTION 3. That the Director of Public Utilities is hereby authorized to enter into a contract with U. S. Utility Contract, Inc. in the amount of \$406,980.00 for the installation of an overhead electrical distribution system in support of the Italian Village substation, and to obtain and pay for Prevailing Wage services provided by the Transportation Division as may be required for said project.

SECTION 4. That the expenditure of \$407,980.00, or so much thereof as may be needed for the installation of an overhead distribution system to support the Italian Village substation is hereby authorized from the Voted 1995 and 1999 Street Lighting and Electricity Distribution Improvements Fund No. 553, Division of Electricity, Dept./Div. No. 60-07, Italian Village Substation Project 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: 1561-2005

Drafting Date: 09/16/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The City of Columbus, Ohio is the holder of certain sewer easement rights, located in the vicinity of North High Street and Highbluffs Boulevard, by virtue of recorded deeds of easement. Triangle Investments has requested the City release a certain portion of the aforementioned sewer easement in exchange for a previously granted replacement easement. After investigation, it has been determined that the proposed exchange of easements will not adversely affect the City and therefore should be granted at no charge. The following legislation authorizes the Director of the Department of Public Utilities to execute those instruments necessary to release a certain portion of the aforementioned sewer easement in exchange for a previously granted replacement easement.

Fiscal Impact: N/A

Emergency Justification: N/A

Title

To authorize the Director of the Department of Public Utilities to execute those instruments necessary to release a certain sewer easement, located in the vicinity of North High Street and Highbluffs Boulevard, at the request of Triangle Investments, Inc. in exchange for a replacement easement previously granted to the City of Columbus, Ohio.

Body

WHEREAS, the City of Columbus, Department of Public Utilities, is the owner of certain sewer easements, located in the vicinity of North High Street and Highbluffs Boulevard, by virtue of recorded instrument in the Franklin County Recorders Office; and

WHEREAS, Triangle Investments, has requested that certain portions of the aforementioned sewer easement be released in exchange for a replacement easement previously granted to the City of Columbus; and

WHEREAS, after investigation, the Division of Sewerage & Drainage, has determined that the proposed exchange of easements will not adversely affect the City and therefore should be granted; now, therefore

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

Section 1. That the Director of the Department of Public Utilities be, and hereby is authorized to execute those documents, as prepared by the Department of Law, Real Estate Division, necessary to release certain portions of easement rights in and to the following described real property, to wit:

PARTIAL EASEMENT RELEASE

0.379 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 2, Township 2, Range 18, United States Military Lands, and being a portion of that 20 foot Storm Sewer Easement granted to the City of Columbus by deed of record in Official Record 937J10, said easement being across that 19.658 acre tract conveyed to Traditions at Highbluffs, LLC of record in Instrument Number 200503170049255 and described as follows;

Beginning, for reference, at the northwest corner to said 19.658 acre tract, the same being the southwest corner of "The Condominium at Orchard Knoll" as recorded in Condominium Plat Book 66, Page 18, in the east line of "Olentangy Highbluffs Section 6" as recorded in Plat Book 61, Page 34;

Thence South 03° 03' 48" East, with the west line of said 19.658 acre tract, a distance of 546.51 feet a point;

Thence North 86° 56' 12" East, across said 19.658 acre tract, a distance of 54.82 feet to a north line for said easement, the True Point of Beginning;

Thence across said 19.658 acre tract with a portion of the north perimeter of said easement, the following courses:

- South 58°36'48" East, a distance of 81.88 feet to a point;
- South 07°06'46" East, a distance of 157.54 feet to a point;
- South 53°00'07" East, a distance of 210.12 feet to a point;
- South 54°05'34" East, a distance of 266.52 feet to a point;
- North 72°15'34" East, a distance of 109.39 feet to a point;

Thence South 09°48'38" East, a distance 19.685 acre tract, and across said easement with a west line of a proposed 20 foot Storm Sewer Easement, a distance of 20.19 feet to a South line of said Easement. (Official Record 937J10);

Thence across said 19.685-acre tract, with a portion of the southerly perimeter of said Easement (Official Record 937J10), the following courses:

- South 72°15'34" West, a distance of 116.71 feet to a point;
- North 54°05'34" West, a distance of 276.83 feet to a point;
- North 53°00'07" West, a distance of 218.78 feet to a point;
- North 07°06'46" West, a distance of 156.36 feet to a point;

North 58°36'48" West, a distance of 57.48 feet to a point;

Thence North 05°00'56" West, across said 19.658-acre tract and across said Easement (Official Record 937J10), with an east line of said proposed 20 foot Easement, a distance of 24.85 feet to the True Point of Beginning, and containing 0.379 acre of land, more or less.

All references refer to the records of the Recorder's Office, Franklin County, Ohio. E v a n s
Mechwart, Hambleton & Tilton Inc.

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

Legislation Number: 1562-2005

Drafting Date: 09/16/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

[Background: The City of Columbus, Ohio is the holder of certain sewer easement rights, located in the vicinity of Reliance Street and Dearborn Drive, by virtue of recorded deeds of easement. Mettler-Toledo, Inc. has requested the City release a certain portion of the aforementioned sewer easement in exchange for a previously granted replacement easement. After investigation, it has been determined that the proposed exchange of easements will not adversely affect the City and therefore should be granted. The following legislation authorizes the Director of the Department of Public Utilities to execute those instruments necessary to release a certain portion of the aforementioned sewer easement in exchange for a previously granted replacement easement.

Fiscal Impact: N/A

Emergency Justification: N/A

Title

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

Body

WHEREAS, the City of Columbus, Department of Public Utilities, is the owner of certain sewer easements, located in the vicinity of Reliance Street and Dearborn Drive, by virtue of recorded instrument in the Franklin County Recorders Office; and

WHEREAS, Mettler-Toledo, Inc., has requested that certain portions of the aforementioned sewer easement be released in exchange for a replacement easement previously granted to the City of Columbus; and

WHEREAS, After investigation, the Division of Sewerage & Drainage, has determined that the proposed exchange of easements will not adversely affect the City and therefore should be granted; now, therefore

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

Section 1. That the Director of the Department of Public Utilities be, and hereby is authorized to execute those documents, as prepared by the Department of Law, Real Estate Division, necessary to release certain portions of easement rights in and to the following described real property, to wit:

0.051 +/-acres

Situated in the State of Ohio, County of Franklin, City of Columbus, and being located in Section 1, Township 2, Range 18, in the United States Military Lands, being a portion of a storm sewer to be vacated consisting of 0.051 acres out of an existing 10-foot wide Storm Easement deeded to the City of Columbus in Volume 3396, Page 258, of the Recorder's Office, Franklin County, Ohio, (all deed and plat references made being to said Recorder's Office, unless otherwise noted), being more particularly described as follows:

Beginning for a Point of Commencement (POC) at a ¾" iron pipe found at the northwest corner of said Toledo Scale Corporation property, which point also being in the easterly line of Reliance Street (60'Wide);

Thence along the easterly line of said Reliance Street and along the westerly line of said Toledo Scale Corporation, South 03 Degrees 22 Minutes 09 Seconds West, 150.22 feet to the intersection of the northerly line of said 10-foot wide existing storm easement and said easterly line of Reliance Street.

The following five (5) courses cross said Toledo Scale Corporation property:

Thence South 86 Degrees 36 Minutes 46 Seconds East, 25.84 feet to the TRUE POINT OF BEGINNING for the land hereinafter described:

Thence South 86 Degrees 36 Minutes 46 Seconds East, 209.43 feet to a point;

Thence South 42 Degrees 03 Minutes 51 Seconds East, 14.25 feet to a point;

Thence North 86 Degrees 36 Minutes 46 Seconds West, 232.24 feet to a point;

Thence North 55 Degrees 04 Minutes 37 Seconds East, 16.13 feet to the True Point of Beginning and containing 0.051-acres.

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

Legislation Number: 1563-2005

Drafting Date: 09/16/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Public Service Department, Transportation Division, administers over twenty grants involving capital improvement projects which are funded from different funding sources - federal, State, OPWC, State Issue II, etc. Proper and consistent accounting of these projects and grants is essential.

An appropriation and transfer of funds is necessary between two grants within the Local Transportation Improvement Fund (Fund 763) because funds for resurfacing reside within one grant, but encumbrances reside within another corresponding grant. These adjustments must be made as soon as possible to provide the funding necessary for payments to vendors.

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

Fiscal Impact: This ordinance appropriates and transfers \$597,495.56 within State Issue II State Projects Fund, Fund 764, Grant number 563001, Resurfacing - Wheelchair Ramps to the Local Transportation Fund, Fund 763, Grant number 563001 Resurfacing - Wheelchair Ramps. This will then allow the necessary appropriation and transfer of \$6,776,561.57 between grants within the Local Transportation Improvement Fund, Fund 763 from grant number 563001, Resurfacing - Wheelchair Ramps (CC02F) to grant number 563002, Resurfacing - Wheelchair Ramps (CC009).

Title

To authorize the City Auditor to appropriate and transfer \$597,495.46 from the State Issue II State Projects Fund to the Local Transportation Improvement Fund, to appropriate and transfer \$6,776,561.57 Local Transportation Improvement Fund for resurfacing and wheelchair ramps, and to make any and all accounting adjustments needed to properly account for the transfers between grants, appropriations and expenditures for the capital improvement grants within this ordinance for the Transportation Division, and to declare an emergency. (\$0)

Body

WHEREAS, the Public Service Department, Transportation Division administers capital improvement projects and grants that are funded from various funding sources; and

WHEREAS, the proper and consistent accounting of these projects and grants is of paramount importance; and

WHEREAS, this ordinance appropriates and transfers funds incorrectly deposited into the State Issue II State Project Fund, fund 764, grant no. 563001 to the Local Transportation Improvement Fund, fund 763, grant no. 563001; and

WHEREAS, funds for resurfacing exists within fund 763, for grant 563001 Resurfacing - Wheelchair Ramps, which belong to grant number 563002 in order to pay vendors for resurfacing; and

WHEREAS, transfer and appropriation between grant numbers within the Local Transportation Improvement Fund, fund 763 is necessary in order to provide funding for resurfacing in, grant 563002; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to make these accounting adjustments as soon as possible so as to make payment to vendors performing work for same, thereby preserving the public health, peace, property, safety and welfare;

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

SECTION 1. That the sum of \$597,495.56 be appropriated within fund 764, OL-01 Code 10, OL-03 Code 5501, OCA 563001, Grant No. 563001.

SECTION 2. That the City Auditor be and hereby is authorized to transfer \$597,495.56 within funds as follows:

TRANSFER FROM:

Fund/ Grant #/ Grant/ O.L. 01 / O.L. 03 Codes / OCA/ Amount
764/563001/Resurfacing - Wheelchair Ramps/ 10/ 5501 / 563001/ \$597,495.56

Total transfer from: \$597,495.56

TRANSFER TO:

Fund/ Grant #/ Grant/ O.L. 01 / O.L. 03 Codes / OCA/ Amount
763/563001/Resurfacing - Wheelchair Ramps/ 80/ 0886 / 563001/ \$597,495.56

Total transfer to: \$597,495.56

SECTION 3. That the City Auditor be and hereby is authorized to appropriate \$6,690,394.00 within fund 763 and to transfer \$6,776,561.57 between grants within Fund 763, the Local Transportation Improvement Fund, Department No. 59-09, Transportation Division, as follows:

TRANSFER FROM:

Fund/ Grant #/ Grant/ O.L. 01 / O.L. 03 Codes / OCA/ Amount
763/563001/Resurfacing - Wheelchair Ramps/ 06/ 6631 / 563001/ \$6,776,561.57

Total transfer from: \$6,776,561.57

TRANSFER TO:

Fund/ Grant #/ Grant/ O.L. 01 / O.L. 03 Codes / OCA/ Amount
763/563002/Resurfacing - Wheelchair Ramps/ 06/ 6631 / 563002/ \$6,776,561.57

Total transfer to: \$6,776,561.57

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

SECTION 5. 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: 1564-2005

Drafting Date: 09/16/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to modify a contract for the Facilities Management Division with Field & Associates, Inc., in the amount of \$40,000.00 for the renovation of the roof at 757 Carolyn Avenue. The original contract was authorized by Ordinance 1234-2005, passed July 27, 2005. The modification is requested in order to have this project comply with the Mayor's policy directive "Get Green Columbus 2005: Environmental Stewardship in the 21st Century." The policy directive calls for the City to follow Leadership in Energy and Environmental Design (LEED) criteria when constructing, remodeling, or refurbishing public facilities. The original contract amount was \$478,700.00, which included a \$45,000.00 contingency. The change order for incorporating LEED is \$61,950.00. This modification of \$40,000.00 will provide for the change order, leaving \$23,050.00 for a contingency. This ordinance also authorizes the City Auditor to transfer \$40,000.00 from the Special Income Tax Fund to the Facilities Management Capital Improvement Fund.

Emergency action is requested so that the contractor will not have to delay the project due to underfunding.

Fiscal Impact: The Facilities Management Division budgeted \$490,000.00 in the Capital Improvement Budget for this project. The cost of this contract, including this modification of \$40,000.00 is \$518,700.00. Currently, the Facilities Management Capital Improvement Fund has no cash. The Special Income Tax fund has a sufficient budget to support this appropriation. Field & Associates, Inc. Contract Compliance 31-0516695, exp. 09/28/2007.

Title

To authorize and direct the City Auditor to transfer \$40,000.00 from the Special Income Tax Fund to the Facilities Management Capital Improvement Fund, to authorize the Finance and Management Director to modify a contract for the Facilities Management Division with Field & Associates, Inc., for the renovation of the roof at 757 Carolyn Avenue, to authorize the expenditure of \$40,000.00 from the Facilities Management Capital Improvement Fund, and to declare an emergency. (\$40,000.00)

Body

WHEREAS, the Finance and Management Department is in contract with Field & Associates, Inc. to replace the roof at 757 Carolyn Avenue, and

WHEREAS, the Finance and Management Department requests that the contract be modified in order to allow the contract to proceed with LEED components, and

WHEREAS, a transfer of funds from the Special Income Tax Fund is necessary to fund this purchase; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund the amount transferred; and

WHEREAS, the aggregate principal amount of additional obligations which the City will issue to finance this purchase is presently expected not to exceed \$40,000.00, and

WHEREAS; an emergency exists in the usual daily operation of the Facilities Management Division in that it is immediately necessary to authorize the Finance and Management Director to modify a contract with Field & Associates, Inc. for a roof renovation at 757 Carolyn Avenue, 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 sum of \$40,000.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005 to the City Auditor, Department 22-01, Object Level One 10, OCA Code 902023, Object Level Three 5502.

SECTION 2. That the City Auditor is hereby authorized to transfer said funds to the Facilities Management Capital Improvement Fund, Fund 733, at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 3. That the amount of \$40,000.00 is hereby transferred and appropriated to the Facilities Management Division 59-07, Capital Improvement Fund, Fund 733, Facility Renovation Project 570030, OCA Code 643437, Object Level Three Code 6601.

SECTION 4. That upon obtaining other funds for the Facility Renovation Project, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 2, above, and said funds are hereby deemed appropriated for such purpose.

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

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

SECTION 7. That the Finance and Management Director is hereby authorized to modify a contract with Field & Associates, Inc. for the renovation of the roof at 757 Carolyn Avenue.

SECTION 8. That the expenditure of \$40,000.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 7, 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: \$40,000.00

SECTION 9. 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: 1566-2005

Drafting Date: 09/16/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance amends the Management Compensation Plan (MCP) by:

- Providing for the pickup of increased employee contributions to the Ohio Public Employees Retirement System in January 2006, January 2007, and January 2008 by the City at the rate of .5% each year;
- Retitling three classifications (Executive Assistant to the City Council President (U), Public Information Assistant, and Public Information Officer);
- Adding the new classification of Assistant Director (Regulatory Compliance (U) created by the Civil Service Commission at its September meeting;
- Adjusting the pay grade assigned to the classification of Applications Manager because it was vacant at the time of approval of Ordinance No. 1146-2005 which addressed the issue of compression that was created by implementation of the CMAGE/CWA pay plan;
- Deleting the classifications of Deputy Public Service Director (U) (Operations), and Public Service Assistant Director (Engineering);
- Increasing the amount of insurance coverage for routine mammograms to \$125 effective January 1, 2006;
- Setting the employee monthly insurance premium co-payment at nine percent (9%) of the actual insurance base which includes administrative fees for medical, dental, vision and prescription drugs, effective January 1, 2006.

The fiscal impact will be outlined in a memorandum to City Council.

Emergency action is requested in order to remain consistent with the City's Classification Plan, and to provide sufficient notice to employees of future changes to the MCP.

Title

To amend Ordinance No. 2944-1999, as amended, by amending Sections 4(C), Employee's Contribution to P.E.R.S.; 5(E)-A209, 5(E)-E211, 5(E)-P716, 5(E)-P718, and 16(A), Health Insurance, and (G), Premium Co-Payment; by enacting Section 5(E)-A226; and to declare an emergency.

Body

WHEREAS, it is necessary to amend various sections of the Management Compensation Plan; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to amend the Management Compensation Plan 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. To amend Ordinance No. 2944-1999, as amended, by amending Section 4(C), Employee's Contribution to P.E.R.S, to read as follows:

SECTION 4. COMPENSATION PLAN.

- (C) Employee's Contribution to P.E.R.S. For full-time non-seasonal employees, that portion of an employee's contribution made to the Ohio Public Employees Retirement System equal to 8.5% of the employee's earned compensation shall be picked up (assumed and paid) on behalf of the employee, and in lieu of payment by the employee, by the City of Columbus. The provisions of this paragraph shall apply uniformly to employees and no such employee shall have the option to elect a wage increase or other benefit in lieu of the payment provided for herein. The eight and one-half percent (8.5%) rate stated herein will increase to nine percent (9%) effective January 1, 2006; to nine and one-half percent (9.5%) effective January 1, 2007; and to ten percent (10%) effective January 1, 2008, provided such increases are implemented by the Ohio Public Employees Retirement System as scheduled.

For part-time employees, that portion of an employee's contribution made to the Ohio Public Employees Retirement System equal to six percent (6%) of the employee's earned compensation shall be picked up (assumed and paid) on behalf of the employee, and in lieu of payment by the employee, by the City of Columbus. The provisions of this paragraph shall apply uniformly to employees and no such employee shall have the option to elect a wage increase or other benefit in lieu of the payment provided for herein.

The term "earned compensation" shall mean any and all monies earned by an employee from the City of Columbus, for which there is a pension contribution. The City shall, in reporting and making remittances to the Ohio Public Employees Retirement System, report that each employee's contribution has been made as provided by Statute.

The City hereby declares that the sum paid hereunder by the City on behalf of an employee, (i.e., 6% for part-time employees, and the applicable rate for full-time employees) of the employee's earned compensation, is not to be considered additional salary or wages and shall not be treated as increased compensation. For purposes of computing the employee's earnings or basis of his or her contribution to the Ohio Public Employees Retirement System, the amount paid by the City on behalf of an employee as a portion of his or her statutory obligation is intended to be and shall be considered as having been paid by the employee in fulfillment of his or her statutory obligation.

Section 2. To amend Ordinance No. 2944-1999, as amended, by enacting Section 5(E)-A226 to read as follows:

Ord. Sec.	Class Code	Class Title	Pay Grade
5(E)-A226	0058	Assistant Director (Regulatory Compliance) (U)	95

Section 3. To amend Ordinance No. 2944-1999, as amended, by amending Sections 5(E)-A209, 5(E)-E211, 5(E)-P716, and 5(E)-P718 to read as follows:

Ord. Sec.	Class Code	Class Title	Pay Grade
5(E)-A209	0588	Applications Manager	95
5(E)-E211	0834	Chief of Staff to City Council (U)	100
5(E)-P716	3104	Public Relations Specialist I*	89
5(E)-P718	3105	Public Relations Specialist II*	91

Section 4. To amend Ordinance No. 2944-1999, as amended, by amending Section 16, Insurance, to read as follows:

SECTION 16. INSURANCE.

(A) Health Insurance. The City shall provide comprehensive major medical, dental, vision care, and prescription drug benefits for all full-time employees, as detailed below, for both the employee and family coverage. Such major medical, dental, vision care and prescription drug benefits will be available beginning the first of the month following the date of hire. Life insurance is effective the first of the month following the date of hire. This coverage shall also comply with all pertinent state and federal statutes, including the Health Insurance Portability and Accountability Act (HIPAA) and the Newborns' and Mothers' Health Protection Act of 1996. The benefits set forth in this Ordinance shall take effect within ninety (90) days of the effective date of this Ordinance, unless otherwise specified. The following benefits are in effect and remain unchanged unless otherwise indicated:

(1) COMPREHENSIVE MAJOR MEDICAL

(A) Inpatient alcohol or drug treatment (substance abuse) limited to one confinement per calendar year, per individual, with no more than thirty-five (35) calendar days per confinement.

(B) Inpatient psychiatric treatment limited to a sixty (60) day maximum per calendar year.

(C) Effective January 1, 2003, outpatient alcohol or drug treatment (substance abuse) payments limited to a fifty percent (50%) co-payment, applied to a total of twenty-five (25) visits per calendar year per individual when provided by a non-network provider.

Effective January 1, 2003, outpatient alcohol or drug treatment (substance abuse) payments will continue to be limited to a total of twenty-five (25) visits per calendar year when provided by a network provider. An office co-pay for the visit will apply as specified in Section 16(A)(2)(D).

(D) Effective January 1, 2003, outpatient psychiatric payments limited to a sixty/forty percent (60/40%) co-pay, applied to a total of twenty-five (25) visits per calendar year when provided by a non-network provider.

Effective January 1, 2003, outpatient psychiatric payments will continue to be limited to a total of twenty-five (25) visits per calendar year when provided by a network provider. An office co-pay for the visit will apply as specified in Section 16(A)(2)(D).

(E) Weight loss schedule limited to examination charges only. Food supplement in the treatment of obesity are excluded.

(F) Services rendered by a Hospice Care program will be covered up to a maximum of sixty (60) days. Covered services include those services for which an employee is eligible during a hospital admission.

(G) A mental health/substance abuse case management benefit is offered whereby an eligible participant may elect to exchange unused mental health or substance abuse inpatient days for other needed mental health or substance abuse benefits as determined medically necessary by the plan administrator. The medical necessity and exchange rate shall be determined by the plan administrator.

(2) Effective January 1, 2003, the following deductibles, coinsurance, office visit co-pays, and out-of-pocket maximums will apply. All other benefits remain the same unless otherwise noted:

(A) A two-hundred dollar (\$200.00) annual deductible with an eighty/twenty percent (80/20%) coinsurance of the next fifteen hundred dollars (\$1,500.00) in reasonable charges or three hundred dollars (\$300.00), for a total out-of-pocket maximum of five hundred dollars (\$500.00) per single contract year.

(B) A four hundred dollar (\$400.00) annual family deductible with an eighty/twenty percent (80/20%) coinsurance of the next two thousand dollars (\$2,000.00) of reasonable charges or four hundred dollars (\$400.00) for a total out-of-pocket maximum of eight hundred dollars (\$800.00) per family contract year.

(C) Effective with office visits occurring on or after January 1, 2003, the plan will cover routine physicals, exams, immunizations and diagnostic tests subject to an annual maximum of one hundred fifty dollars (\$150.00) per individual for covered persons age 9 and over with a three hundred dollar (\$300.00) family maximum. An office visit co-pay shall apply as specified in Section 16(A)(2)(D). Stress tests are payable only if the plan administrator determines that they are medically necessary. House Bill 478 provides coverage for eligible dependents from birth to age 9.

(D) Effective with office visits occurring on or after January 1, 2003, physician office visits will be subject to a fifteen dollar (\$15.00) co-pay per in-network primary care physician visit (including

family, general, internal, pediatrician, and OB/GYN physicians); the fifteen dollar (\$15.00) co-pay will apply to out-patient psychiatric and substance abuse doctors' office visits subject to the limits specified in Section 16(A)(1)(C) and (D). Eligible services, which shall include diagnostic, surgical and/or specialty services, routine mammograms and routine prostate/colon rectal cancer tests subject to the limits specified in Section 16(A)(2)(E) provided in the network physician's office and billed by that office shall be covered at one hundred percent (100%) after office visit co-pay.

- (E) Specialty care physician office visits will be subject to a twenty-five dollar (\$25.00) co-pay per in-network specialist visit. Eligible services, which shall include diagnostic, surgical and/or specialty services, routine mammograms and routine prostate/colon rectal cancer tests subject to the limits specified in Section 16(A)(2)(I) provided in the network physician's office and billed by that office shall be covered at one hundred percent (100%) after office visit co-pay.
- (F) The office co-pay does not apply to the annual deductible; however, office co-pays will apply to the annual out-of-pocket maximum. Care rendered by non-network providers shall be subject to the annual deductible, co-insurance, out-of-pocket maximum, and twenty percent (20%) penalty as specified in Section 16(A)(2)(P).
- (G) Temporomandibular joint pain dysfunction, syndrome or disease or any related conditions collectively referred to as "TMJ" or "TMD" will be covered on the basis of medical necessity, up to a lifetime maximum of \$200.00. This limit does not apply to surgical services on the jaw hinge.
- (H) For new hires and eligible dependents, a pre-existing condition clause will apply. In the event medical care or consultation is sought or received within six (6) months prior to the employee's effective date of hire the medical condition will not be payable for twelve (12) months from the effective date with the City. A new employee may reduce his/her twelve (12) month waiting period for a pre-existing condition by submitting a Certificate of Creditable Coverage from a prior health insurer, in conformity with the Health Insurance Portability and Accountability Act (HIPAA).
- (I) Provide coverage for routine mammograms up to a maximum of eighty-five dollars (\$85.00), Effective January 1, 2006, coverage will increase to one hundred twenty-five (\$125), according to the following frequency:
 - § one baseline exam for women 35-39 years old;
 - § one exam every two years for women age 40-49;
 - § one exam every year for women 50 and over.
- (J) Provide coverage for routine prostate/colon rectal cancer tests for men age 40-49 up to a maximum of sixty-five dollars (\$65.00). For men age 50 and over, one sigmoidoscopy exam and/or PSA blood test will be covered up to a maximum of eighty-five dollars (\$85.00).
- (K) Cover well baby immunizations up to twenty-four (24) months of age, subject to current routine office visit provisions.
- (L) Physical therapy, occupational therapy, and/or chiropractic visits will be covered up to a combined annual maximum for thirty (30) visits per person, based on medical necessity.
- (M) Prescription drug deductible charges are not payable under this medical contract.

(N) The City will provide the following minimum coverage for maternity benefits: At least forty-eight (48) hours of inpatient hospital care following a normal vaginal delivery; and at least ninety-six (96) hours of inpatient hospital care following a caesarean section; and physician directed aftercare. These minimum stay requirements are not applicable if the mother and her health care provider mutually agree that the mother and her child may be discharged earlier.

(O) Well baby care from birth to age 1 including immunizations, exams, and routine diagnostic services are payable under the program up to a five hundred dollar (\$500.00) maximum payment for each eligible dependent, subject to the deductible, coinsurance and reasonable charge provisions.

Well child care from age 1 up to age 9 including immunizations, exams, and routine diagnostic services are payable under the program up to a one hundred-fifty dollar (\$150.00) annual maximum payment for each eligible dependent, subject to the deductible, coinsurance and reasonable charge provisions.

(P) Medical PPO

If an employee and/or dependent receives services from a preferred provider organization (PPO), reimbursements remain at the current eighty/twenty percent (80/20%) coinsurance. If the participating providers are not used, coinsurance reduces to sixty/forty percent (60/40%). The additional twenty percent (20%) coinsurance is the employee's responsibility and not subject to the out-of-pocket maximum. Any PPO network modifications will apply.

(Q) Any reference to UCR in this Ordinance or related documents shall be replaced by the words "reasonable charges".

(G) Premium Co-Payment. Employees are charged a monthly premium for participating in the City's insurance programs. The current monthly premium is ~~ten dollars (\$10.00) per month for single coverage and twenty (\$20.00) dollars per month for family coverage. Effective November 1, 2002, the monthly premiums for all full time employees who participate in the City's insurance programs shall be an amount equal to seven percent (7%) of the insurance base, but no more than fifteen dollars (\$15.00) for single coverage and thirty nine dollars (\$39.00) for family coverage beginning with the payperiod that includes November 1, 2002; an amount equal to eight and one half percent (8.5%) of the insurance base, but no more than twenty dollars (\$20.00) for single coverage and fifty two dollars (\$52.00) for family coverage beginning with the payperiod that includes April 1, 2003; an amount equal to ten percent (10%) of the insurance base, but no more than twenty-six (\$26.00) for single coverage and sixty-eight dollars (\$68.00) for family coverage beginning with the payperiod that includes April 1, 2004; an amount equal to nine percent (9%) of the insurance base beginning with the payperiod that includes January 1, 2006, for single and family coverage. The insurance base shall be the total actual cost to the City of the claims and administrative fees for medical, dental, vision and prescription drugs for employees for the preceding twelve (12) month period of February 1 through January 31. Such premiums shall be paid through an automatic payroll deduction; half of the monthly premium will be deducted each pay period not to exceed the total monthly premium.~~

Employees are eligible to pre-tax insurance premiums through the City's Pre-tax Plan Administrator.

The City will continue to maintain an IRC Section 125 Plan whereby employees will be able to pay for their share of health and hospitalization insurance premiums with pre-tax earnings. This plan will remain in effect so long as it continues to be permitted by the Internal Revenue Code.

Providing the employee continues monthly premium coverage payments, insurance coverage for which the employee is eligible, will be extended ninety (90) days beyond the end of the month during which an employee's approved leave without pay or leave of absence status became effective. The employee's insurance will then be terminated with an option to participate in the City's insurance continuation program, COBRA, at the employee's expense.

Section 5. That existing Sections 4(C), 5(E)-A209, 5(E)-E211, 5(E)-P716, and 5(E)-P718, 5(E)-D150, 5(E)-P749 and 16(A) and (G) of Ordinance No. 2944-1999, as amended, is repealed with the effective date of this ordinance.

Section 6. 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: 1568-2005

Drafting Date: 09/19/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: In order to have an effective Land Reutilization Program, it is necessary to acquire other vacant and underutilized properties. These properties located at 1805 Parsons Avenue, 1809 Parsons Avenue and Lot 174, Goethe Street will be held in the City's Land Bank and managed in accordance with the policies and procedures of the Land Utilization Program. This transfer of property will be done by virtue of a deed, which will be recorded in the Official Records of the County Recorder's Office. These vacant properties will be marketed for commercial development.

FISCAL IMPACT: The maintenance of these parcels will be provided by the Environmental Blight Abatement Unit. No funding is required for this legislation.

Title

To authorize the acceptance of a deed for three parcels of land to be held in the Lank Bank inventory.

Body

WHEREAS, Stanley A. Rosenfeld, Trustee of the said real estate has agreed to donate these properties to the City's Land Bank; 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 the deed for said properties which will be held in the Land Bank Program and managed in accordance with the Land Reutilization Program's policies and procedures; 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:	Stanley A. Rosenfeld	Owner:	Stanley A. Rosenfeld
Parcel:	010-008057	Parcel:	010-066215
Address:	1805 Parsons Avenue	Address:	1809 Parsons Avenue

Owner:	Stanley A. Rosenfeld
Parcel:	010-040816
Address:	Lot 174, Goethe Street

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

Legislation Number: 1571-2005

Drafting Date: 09/19/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

Need: The City of Columbus Division of Police has been awarded funding through the FY-2005 Paul Coverdell National Forensic Science Improvement Act. The grant program provides funds to improve the quality and timeliness of forensic science services. This competitive grant funding award is for the purchase of a ballistic comparison microscope and overtime costs to reduce the backlog of firearms casework and data entry onto the National Integrated Ballistic Information Network (NIBIN). The City must act as a subgrantee to the State of Ohio Office of Criminal Justice Services according to the federal grant guidelines. Therefore, the Mayor is required to sign a subgrantee award to accept on behalf of the City. The official City program contact authorized to act in connection with this grant is Crime Lab Manager, Jami St. Clair.

Emergency Designation: Emergency legislation is needed to make these funds available as soon as possible to begin the equipment purchasing process and have the overtime funding in place for use.

FISCAL IMPACT:

There is not fiscal impact for the General Fund Account. All funds appropriated are reimbursable from the grant award.

Title

To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY2005 Paul Coverdell National Forensic Sciences Improvement Act via the State of Ohio, Office of Criminal Justice Services, to authorize Jami St. Clair as the official representative to act in connection with the subgrant, to authorize an appropriation of \$89,985.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the FY05 Coverdell Competitive subgrant project and to declare an emergency. (\$89,985.00)

Body

WHEREAS, the City of Columbus Division of Police has been awarded funding through the FY05 Paul Coverdell National Forensic Sciences Improvement Act competitive grant process for overtime costs of forensic lab personnel and the purchase of a ballistic comparison microscope; and

WHEREAS, reduction of the backlog of ballistic comparison cases and input onto the National Integrated Ballistic Information Network (NIBIN) will increase the effectiveness of the current technology in the criminal justice system; and

WHEREAS, Crime Lab Manager Jami St. Clair has been identified as the official representative to act in connection with the FY2005 Paul Coverdell National Forensic Science Improvement Act Competitive Subgrant and to provide information as required; and

WHEREAS, the grant funds need to be available as soon as possible for the equipment purchase and overtime work; and

WHEREAS, an emergency exists in the daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize the Mayor to accept a FY05 Paul Coverdell Competitive Subgrant for the Division of

Police Crime Lab and to authorize an appropriation for overtime and lab equipment for the forensic lab personnel for the preservation of the public health, peace, property, safety and welfare, now therefore

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

Section 1. That the Mayor of the City of Columbus be and is hereby authorized and directed to accept a FY05 Paul Coverdell Competitive Subgrant for equipment and overtime costs for the Columbus Police Crime Lab.

Section 2. That Crime Lab Manager Jami St. Clair is designated as the official program contact and authorized to act in connection with FY05 Paul Coverdell National Forensic Sciences Improvement Act competitive grant and to provide any additional information required.

Section 3. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purposes during the subgrant award period the sum of \$89,985.00 is appropriated as follows:

DIV	FD	OBJ#1	OBJ#3	OCACD	GRANT	AMOUNT
30-03	220	01	1102	335032	335032	15,123.00
30-03	220	01	1121	335032	335032	1,361.00
30-03	220	01	1160	335032	335032	2,072.00
30-03	220	01	1171	335032	335032	219.00
30-03	220	01	1173	335032	335032	1,210.00
30-03	220	06	6697	335032	335032	70,000.00

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

Section 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: 1572-2005

Drafting Date: 09/19/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: To modify and extend the existing city-wide contract for the option to purchase Papers for Various Output Devices for all City agencies, with the Police Division being one of the largest users, to and including January 31, 2006. Formal bids were opened by the Purchasing Office on February 21, 2002. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA000201RFM). Contract Number FL001088, with Boise Cascade Office Products (FID#: 82-0477390) was established in accordance with bids received

Title

To authorize and direct the Finance and Management Director to modify and extend the citywide contract for the option to purchase Papers for Various Output Devices, with Office Max, Inc., to waive the provisions of formal competitive bidding and to declare an emergency.

Body

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

WHEREAS, the vendor has agreed to extend FL001088 at current prices and conditions to and including January 31, 2006, and it is in the best interest of the City to modify and extend; and

WHEREAS, the current contract expires on October 14, 2005 and an emergency measure is required to maintain a supply of papers for operations; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to extend FL001088 for an option to purchase Papers for Various Output Devices to provide uninterrupted service and supply to all City agencies, thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to modify and extend FL001088 to and including January 31, 2006.

SECTION 2. That purchase orders issued in accordance with this extension will be issued to Office Max, Inc., federal identification number 82-0100960.

SECTION 3. That in accordance with Section 329.27 of the Columbus City Code, this Council finds the best interest of the City is served by waiving, and does hereby waive Sections 329.06 (Formal Competitive Bidding) and 329.16 (Modifications) of the Columbus City Code.

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: 1576-2005

Drafting Date: 09/19/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Franklin County Public Defender Commission performs all the duties and responsibilities under Section 12 of the City Charter, Chapter 173 of the Columbus City Codes, 1959, and Sections 120.13 and 120.14(e) of the Ohio Revised Code in providing legal counsel to indigent persons charged with criminal offenses. Since 1976, the City has contracted with the Commission, for representation in the Franklin County Municipal Court, for all indigent persons charged (based on poverty guidelines as determined by the United States Department of Health and Human Services) with the violations of an ordinance of the City of Columbus. Except for State charged misdemeanors, the City funds the Municipal Unit while the Franklin County Commissioners fund the balance.

Award of this contract meets the procurement provisions of Chapter 329.29 and 3901.01 of the Columbus City Codes, 1959. Emergency action is requested since the start of this contract was January 1, 2005.

FISCAL IMPACT: This contract is presented on the basis of an understanding that the total contract for services upon which the City will pay the Commission is **\$3,733,460** of which it is expected the State Public Defender Commission will reimburse an estimated 28%, and the Franklin County Commissioners will pay 65% of the remaining expenses that are the result of State charged misdemeanors for a net cost to the City of **\$940,832.00**. In the event the State reimburses at a different rate and/or the actual State charged misdemeanors differs, the contract may be amended upward or the City may be due on reimbursement. Funds for this contract are included in City Council's 2005 budget.

Title

To authorize the City Clerk to enter into contract with the Franklin County Public Defender Commission to provide legal counsel to indigent persons charged with criminal offenses, to authorize the expenditure of \$940,832.00 from the General Fund; and to declare an emergency. (\$940,832.00)

Body

WHEREAS, The City of Columbus recognizes its responsibilities as defined in Section 12 of the City Charter, Chapter 173 of the Columbus City Codes, 1959, and Sections 120.13 and 120.14(e) of the Ohio Revised Code to provide legal counsel to indigent persons charged with criminal offenses; and

WHEREAS, the City of Columbus in furtherance of the execution of its legal responsibilities, desires to provide such legal services to the City's indigent citizens and others so situated, and to do so in cooperation with the Franklin County Public Defender Commission; and

WHEREAS, this contract is presented on the basis of an understanding that the total contract for services upon which the City will pay the Commission is \$3,733,460 of which it is expected the State Public Defender Commission will reimburse an estimated 28%, and the Franklin County Commissioners will pay 65% of the remaining expenses that are the result of State charged misdemeanors for a net cost to the City of \$940,832.00; and

WHEREAS, at the completion of the contract a reconciliation payment is made or received by the City based on actual expenditures vs. anticipated expenditures, actual State charged misdemeanors vs. anticipated, and actual State Public Defender Commission reimbursement vs. anticipated reimbursements; and

WHEREAS, an emergency exists in the usual daily operation of government of the City of Columbus that it is immediately necessary to authorize a contract with the Franklin County Public Defender Commission in order to assure the continuity of legal services to indigent persons in Columbus thereby preserving the public peace, property, health, safety and welfare; now, therefore,

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

SECTION 1. That the City Clerk be and is hereby authorized to contract with the Franklin County Public Defender Commission of Columbus, Ohio for the period of January 1, 2005 through December 31, 2005.

SECTION 2. That the sum of \$940,832.00 be and hereby is authorized to be expended from the General Fund, Sub-Fund 01-100, City Council, Department 20-01, Object Level One 03, OCA Code 200105, Object Level Three 3337, to pay the cost thereof.

SECTION 3. Award of this contract meets the procurement provisions of Chapter 329.29 and 3901.01 of the Columbus City Code, 1959.

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

Legislation Number: 1578-2005

Drafting Date: 09/20/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: This legislation authorizes the Finance and Management Director to enter into a professional services contract for the Facilities Management Division with Advanced Engineering Consultants for professional engineering

services associated with the renovation of fire alarm systems and sprinkler systems at various Fire stations.

Advanced Engineering Consultants will be responsible for the complete design program, including the design of fire alarm systems for multiple Fire stations and the design of sprinkler systems for all mechanical rooms in these stations in order to meet code requirements. Twenty-two stations are included in this project.

A Request for Proposals (RFP) was solicited by the Public Service Department on June 17, 2005, with responses due on June 30, 2005. The City received four proposals (1 FBE, 1 MBR, 1 MBE). The Public Service Director reviewed the statements.

Emergency action is requested so that work may begin as quickly as possible in order to bring all Fire station fire alarm systems and sprinkler systems up to code.

Fiscal Impact: The Fire Division budgeted \$50,000.00 in the General Government Grant Fund to complete the professional services for this project. The actual project will be bid once the engineering is complete. Advanced Engineering Consultants Contract Compliance Number 31-1612308, exp. 07/13/2008.

Title

To authorize the Finance and Management Director to enter into contract for the Facilities Management Division with Advanced Engineering Consultants for professional engineering services related to the design of fire alarm systems and fire sprinkler systems at various Fire stations, to authorize the expenditure of \$50,000.00 from the General Government Grant Fund, and to declare an emergency. (\$50,000.00).

Body

WHEREAS, the Fire Division has various Fire stations that require an upgrade in fire alarm systems and sprinkler systems, and

WHEREAS, four firms submitted proposals and Advanced Engineering Consultants submitted the most responsive proposal, and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Facilities Management Division, in that it is immediately necessary to authorize the Finance and Management Director to contract with Advanced Engineering Consultants for professional services associated with the renovation of the fire alarm systems and sprinkler systems at various Fire stations; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to contract with Advanced Engineering Consultants for professional services associated with the design of new fire alarm systems and sprinkler systems at various Fire stations.

SECTION 2. That the expenditure of \$50,000.00, 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: 220
OCA Code: 344016
Object Level 1: 06
Object Level 3: 6620
Amount: \$50,000.00

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: 1580-2005

Drafting Date: 09/20/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

ExplanationBACKGROUND:

Need: The Fire Division is in need to purchase medical supplies; this legislation is to authorize and direct the Finance Director to issue a purchase order for medical supplies from existing Universal Term Contract FL002770 established by the Purchasing Office for such purpose with Bound Tree Medical LLC.

Bid Information: A Universal Term Contract exists for these purchases.

Contract Compliance: 311739487

Emergency Designation: Emergency action is requested as funds are needed immediately to keep medical supplies stocked in adequate levels.

FISCAL IMPACT:

Budgeted Amount: Funds exist within the Division's current 2005 General Fund Operating Budget specifically for this purchase.

TitleTo authorize and direct the Finance and Management Director to issue a purchase order for medical supplies from an existing Universal Term Contract established for such purpose by the Purchasing Office with Bound Tree Medical LLC, to authorize the expenditure of \$100,000.00 from the General Fund, and to declare an emergency. (\$100,000.00)

Body**WHEREAS,** the Fire Division is in need to purchase medical supplies; and

WHEREAS, a Universal Term Contract established by the Purchasing Office exists for these purchases; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, in that it is immediately necessary to purchase said medical supplies to keep supplies stocked at adequate levels, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Finance Director be and is hereby authorized and directed to issue a purchase order for the purchase of medical supplies in accordance with the existing Universal Term Contract established by the Purchasing Office with Bound Tree Medical LLC for such purpose.

Section 2. That the expenditure of \$100,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Fire Division's General Fund Budget, Fund 010, Division of Fire No. 30-04, Object Level One 02, Object Level Three 2207, OCA 301531.

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: 1581-2005

Drafting Date: 09/20/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND:

Need: The Fire Division is in need to purchase medical supplies; this legislation is to authorize and direct the Finance and Management Director to issue a purchase order for medical supplies from an existing Universal Term Contract FL002769 established by the Purchasing Office for such purpose with Alliance Medical, Inc.

Bid Information: A Universal Term Contract exists for these purchases.

Contract Compliance: 431465457

Emergency Designation: Emergency action is requested as funds are needed immediately to keep medical supplies stocked in adequate levels.

FISCAL IMPACT:

Budgeted Amount: Funds exist within the Division's current 2005 General Fund Operating Budget specifically for this purchase.

TitleTo authorize and direct the Finance and Management Director to issue a purchase order for medical supplies from an existing Universal Term Contract established for such purpose by the Purchasing Office with Alliance Medical, Inc., to authorize the expenditure of \$50,000.00 from the General Fund, and to declare an emergency. (\$50,000.00)

Body**WHEREAS,** the Fire Division is in need to purchase medical supplies; and

WHEREAS, a Universal Term Contract (FL002769) established by the Purchasing Office exists for these purchases; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, in that it is immediately necessary to purchase said medical supplies to keep supplies stocked at adequate levels, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Finance and Management Director be and is hereby authorized and directed to issue a purchase order for the purchase of medical supplies in accordance with the existing Universal Term Contract FL002769 established by the Purchasing Office with Alliance Medical, Inc. for such purpose.

Section 2. That the expenditure of \$50,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Fire Division's General Fund Budget, Fund 010, Division of Fire No. 30-04, Object Level One 02, Object Level Three 2207, OCA 301531.

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: 1582-2005

Drafting Date: 09/20/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Public Utilities Director to modify and increase a contract with PAE and Associates Incorporated for the Installation of Aluminum Handrails at the Southerly Wastewater Treatment Plant.

The Southerly Wastewater Treatment Plant has numerous open concrete settling tanks that feature safety handrails around their perimeter to prevent personnel and objects from falling into the tanks. The tanks have been constructed over the last fifty (50) years and utilize various styles of handrails. Existing handrails and railing systems in several plant locations are deteriorating and are in need of replacement. This project was anticipated to be phased in over a three (3) and annual extensions are provided within the scope of the contract language. The Division of Sewerage and Drainage received formal bids on May 28, 2003 and entered into a time and materials contract with PAE and Associates. The additional money is to allow for the continuation of this project. This request is the third and final phase of this contract.

See attachments for original bid tabulation.

SUPPLIER: PAE and Associates Incorporated: (31-1365501)

FISCAL IMPACT: \$200,000.00 is budgeted for this modification.

\$500,000 original contract amount
\$200,000.00 modification for Phase 2

Emergency legislation is being requested so that the project may continue without any interruptions. This is the final phase of this contract.

Title

To authorize the Director of Public Utilities to modify and increase a contract with PAE and Associates Inc. for the Installation of Aluminum Handrails for the Division of Sewerage and Drainage, to authorize the expenditure of \$200,000.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$200,000.00)

Body

WHEREAS, the Director of Public Utilities opened formal bids on May 28, 2003 for the Installation of Aluminum Handrails, and

WHEREAS, it was anticipated by the Division of Sewerage and Drainage that this project would be phased in over a three (3) year period,

WHEREAS, an award was made to the lowest, responsive and responsible bidder, PAE and Associates Incorporated as a time and material contract, and

WHEREAS, it has become necessary to complete the project and modify and increase the contract to allow for the continuation of the project at the Southerly Wastewater Treatment Plant, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to modify and increase the contract for Installation of Aluminum Handrails so that project can continue without interruption for the immediate preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify and increase the contract with PAE and Associates Incorporated for the Installation of Aluminum Handrails for the Division of Sewerage and Drainage, Southerly Wastewater Treatment Plant.

Section 2. That the expenditure of \$200,000.00, or so much thereof as may be needed, be and the same hereby is authorized from Sewerage System Operating Fund, Fund No. 650, OCA 604793, Object Level 1 06, Object Level 3 6624 to pay the cost thereof.

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

Legislation Number: 1583-2005

Drafting Date: 09/20/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN05-005

BACKGROUND: This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN05-005 a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since August 3, 2005, the date of receipt from the Board of County Commissioners of Delaware County.

These are submitted in accordance with the Ohio Revised Code.

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

Title

To accept the application (AN05-005) of Steve Vilardo for the annexation of certain territory containing 6.451 ± Acres in Orange Township.

Body

WHEREAS, a petition for the annexation of certain territory in Orange Township was duly filed by Steve Vilardo on April 20, 2005; and

WHEREAS, the said petition was duly considered by the Board of County Commissioners of Delaware County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated May 23, 2005; and

WHEREAS, the Board of County Commissioners of Delaware County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on August 3, 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 Steve Vilardo being the majority of owner(s) of

real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Delaware County, Ohio April 20, 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 May 23, 2005, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Delaware, Township of Orange, located in Farm Lot 21 of Section 4, Township 3, Range 18, United State Military Lands, being a portion of those 3.030 acre and 3.765 acre tracts (Parcels One and Two) as conveyed to Steve Vilardo by deed of record in Deed Book 454, Page 400 and known as PID #31842403011000, said 6.451 acres being more particularly bounded and described as follows:

Beginning at a point in the southerly right-of-way line of Powell Road (Township Road 14), being the northeasterly corner of lot 145 of that subdivision entitled "Denton Subdivision" of record in Plat Book 6, Page 63;

Thence S 88° 19' 25" E, with the southerly right-of-way line of said Powell Road, a distance of 500.00 feet to a point in the westerly line of that subdivision entitled "Prestwick Green Section 1" of record in Cabinet 2, Slides 531, 531A and 531B, and being in the existing City of Columbus Corporation Line by Ordinance Number 1036-00 and of record in Cabinet 2, Slide 402;

Thence S 01° 10' 00" W, with the westerly line of said "Prestwick Green Section 1", being said corporation line, a distance of 562.00 feet to the northeasterly corner of lot 28 of said "Prestwick Green Section 1";

Thence N 88° 19' 25" W, with a northerly line of said "Prestwick Green Section 1" and the northerly line of that 2.330 acre tract as conveyed to Sepehr and Christine Van Atta Parvin by deed of record in Official Record 362, Page 452, continuing with said corporation line, a distance of 500.00 feet to a point in the easterly line of lot 418 of that subdivision entitled "Resubdivision of Denton Subdivision" of record in Plat Book 14, Page 50;

Thence N 01° 10' 00" E, with the easterly line of said "Resubdivision of Denton Subdivision" and the easterly line of lot 145 of said "Denton Subdivision", a distance of 562.00 feet to the True Point of Beginning, and containing 6.451 acres, more or less as calculated by the above courses, all of which lies within Farm Lot 21 of said Section, Township and Range.

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

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

Legislation Number: 1585-2005

Drafting Date: 09/21/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Director of the Department of Development to accept a grant in the amount of \$254,944.00 from the U.S. Department of Housing and Urban Development to contract with the YWCA to support the completion of the Family Center project. The grant funds will be appropriated to the Department of Development for use by the YWCA to assist in completion of the Family Center to serve 50 homeless families with short-term housing needs and supportive services. The grant funds were included as part of Special Projects grant as

funded by the Congress in the VA-HUD Independent Agencies Appropriation Act for FY 2005 (PL 108-447).

This ordinance is presented as an emergency to ensure timely and expedient acceptance of the Special Project grant.

FISCAL IMPACT: The grant will provide \$254,944.00 for the YWCA Family Center project.

Title

To authorize the Director of the Department of Development to accept a Special Project Grant of \$254,944.00 from the U.S. Department of Housing and Urban Development; to authorize the appropriation of \$254,944.00 from the General Government Grant Fund to the Department of Development; to authorize the Director of the Department of Development to enter into an agreement with the YWCA to complete the Family Center project; to authorize the expenditure of \$254,944.00 from the General Government Grant Fund; and to declare an emergency. (\$254,944.00)

Body

WHEREAS, the Department of Development has been awarded a Special Project grant by the U.S. Department of Housing and Urban Development; and

WHEREAS, it is necessary to accept and appropriate the Special Project grant from the federal agency in the amount of \$254,944.00; and

WHEREAS, the Director of the Department desires to enter into an agreement with the YWCA; and

WHEREAS, this ordinance is presented as an emergency to ensure the implementation and completion of the YWCA Family Center; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to accept, appropriate and expend said grant funds with the YWCA for the preservation of the public health, peace, property, safety and welfare; and **NOW THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized to accept A Special Project grant award of \$254,944.00 from the U.S. Department of Housing and Urban Development.

Section 2. That from the unappropriated monies in the fund known as the General Government Grant Fund, the sum of \$254,944.00 be and is hereby appropriated to the Department of Development, Department No. 44-10, Fund No.220, Grant No.445018, YWCA Special Project, Level One 03, Object Level Three 3337, OCA Code 445018.

Section 3. That the monies appropriate in the foregoing Section 2 shall be paid upon the order of the Department of Development 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 the Director of the Department of Development is hereby authorized to enter into an agreement with the YWCA to ensure completion of the YWCA Family Center.

Section 5. That for the purpose as stated in Section 4, the expenditure of \$254,944.00, or so much there of as may be necessary, be an is hereby authorized to be expended from the General Government Grant Fund, Department of Development, Department No. 44-10, Fund 220, Grant No. 445018, YWCA Special Project, Object Level One 03, Object Level Three 3337, OCA Code 445018.

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

Legislation Number: 1586-2005

Drafting Date: 09/21/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to amend contract number DL008967 with the Deaf Services Center to continue support of the Deaf Modification Program. The amendments will provide an additional \$10,000 to the existing \$45,000 from the Community Block Grant Fund and will extend the contract to December 31, 2006.

Contract funds are for the administrative and equipment costs necessary to eliminate environmental barriers in the residences of low and moderate-income individuals who are deaf or hard of hearing. The Deaf Modification Program will provide grants for communication and adaptive equipment necessary to increase the independence and safety of deaf or hard of hearing individuals in the City of Columbus.

Examples of the equipment to be provided include amplified telephones, communication devices, answering machines, motion detectors, strobes, smoke alarms, bed vibrator, baby monitors, individual alert receivers, carbon monoxide detectors, alarm clocks. The Deaf Services Center will provide equipment to approximately 40 eligible applicants city-wide.

Emergency action is requested to allow this vital program to continue uninterrupted.

FISCAL IMPACT: Funds for this expenditure are allocated from the 2005 Community Development Block Grant Fund.

Title

To authorize the Director of the Department of Development to amend a contract with the Deaf Services Center to continue support of the Deaf Modification Program; to authorize the expenditure of \$10,000 from the 2005 Community Development Block Grant Fund; and to declare an emergency. (\$10,000)

Body

WHEREAS, the Department of Development, Housing Division, desires to amend contract number DL008697 with the Deaf Services Center to continue support of the Deaf Modification Program; and

WHEREAS, the Deaf Modification Program helps to eliminate environmental barriers in the residences of low and

moderate income individuals who are deaf or hard of hearing; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to amend this contract with the Deaf Services Center to allow vital program services to continue uninterrupted, thereby preserving the public health, peace, property, safety, and welfare; and **NOW, THEREFORE**,

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

- Section 1.** That the Director of the Department of Development is hereby authorized to amend contract number DL008967 with the Deaf Services Center by increasing the contract amount by \$10,000 and extending the contract term to December 31, 2006.
- Section 2.** That these modifications are awarded pursuant to Section 329.16 of the Columbus City Codes, 1959 as amended.
- Section 3.** That for the purpose stated in Section 1, the expenditure of \$10,000.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Housing Division, Department No. No. 44-10, Fund 248, Object Level One 03, Object Level Three 3336, OCA Code 445009.
- 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: 1604-2005

Drafting Date: 09/21/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

This ordinance will enable the Director of Recreation and Parks to accept a grant, enter into an agreement with the Ohio Department of Natural Resources, and provide for the appropriation of said funds to the Recreation and Parks Grant Fund.

Grant funding will be used for the Hooked on Fishing Not on Drugs Program.

Emergency action is required to have funds available for necessary expenditures.

FISCAL IMPACT:

\$2,710.00 in grant funding will be used for the Hooked on Fishing Not on Drugs Program.

The fiscal impact of this ordinance will be to reduce the Recreation and Parks Grant Fund's unappropriated balance by \$2,710.00.

The expenditure of \$2,710.00 is budgeted in the Recreation and Parks Grant Fund.

To authorize and direct the Director of Recreation and Parks to accept a grant in the amount of \$2,710.00 and enter into an agreement with the Ohio Department of Natural Resources for funding to support the Hooked on Fishing Not on Drugs Program, to authorize an appropriation of \$2,710.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department, and to declare an emergency. (\$2,710.00)

Body

WHEREAS, the Ohio Department of Natural Resources has awarded the City of Columbus, Recreation and Parks Department, a grant for the Hooked on Fishing Not on Drugs Program; and

WHEREAS, it is necessary to accept said grant and appropriate said funds; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to accept and appropriate said grant funds to have funding available for necessary expenditures; now, therefore

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to accept a grant in the amount of \$2,710.00 and enter into an agreement with the Ohio Department of Natural Resources for the Hooked on Fishing Not on Drugs Program.

SECTION 2. That from the unappropriated monies in the Recreation and Parks Grant Fund No. 286, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, the sum of \$2,710.00 is appropriated to the Recreation and Parks Department, Department No. 51-01, as follows:

<u>Grant Title</u>	<u>Grant No.</u>	<u>OCA</u>		<u>Amount</u>
		<u>Code</u>	<u>Level 3</u>	
Angler Education - 2005	515008	515008	2269	\$1,842.00
Angler Education - 2005	515008	515008	3346	<u>868.00</u>
		Total		\$2,710.00

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

SECTION 4. That 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: 1615-2005

Drafting Date: 09/22/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to enter into contract for the Facilities Management Division with General Maintenance and Engineering Company, in the amount of \$39,493.00 for the renovation of the roof at 544 Woodrow Avenue. The current roof is approximately twenty years old and has been

decaying. The renovation will consist of the replacement of the current roof with a granular-textured roof of modified bitumen asphalt. The project was bid with certain LEED elements, per the Mayor's "Get Green Columbus" policy initiative. The project meets LEED requirements for reducing roof heat island effect, incorporating recycled materials, and using locally manufactured materials. The building houses Police Division Precincts 11 and 13. The contractor has sixty days upon notification of the award of the contract to complete the project. The roof will include a 30-year workmanship and material guarantee.

Formal proposals were solicited on July 25, 2005. Three firms submitted bids on August 23, 2005 as follows: (0 MBE, 0 FBE).

General Maintenance and Engineering Co.	\$39,493.00
Field & Associates, Inc.	\$48,700.00
VEC Systems	\$50,400.00

K & W Roofing submitted a bid that was ruled non-responsive by the City Attorney due to incomplete bond documents. It is the recommendation of the Facilities Management Division to award this contract to the most responsive and responsible bidder, General Maintenance and Engineering Company. Contract Compliance Number 31-4188545, exp. 02/25/2008.

Emergency Action is requested so that the contractor will be able to complete this project during good weather.

Fiscal Impact: The Police Division budgeted \$45,000.00 in the Capital Improvement Budget for this project. The cost of this contract is \$39,493.00.

Title

To authorize the Finance and Management Director to enter into contract for the Facilities Management Division with General Maintenance and Engineering Company for the renovation of the roof at 544 Woodrow Avenue, to authorize the expenditure of \$39,493.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$39,493.00)

Body

WHEREAS, the roof at 544 Woodrow Avenue is in disrepair and in need of replacement, and

WHEREAS, the Facilities Management Division recommends acceptance of the bid submitted by General Maintenance and Engineering Company 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 Finance and Management Director to enter into contract with General Maintenance and Engineering Company for a roof renovation at 544 Woodrow Avenue, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to contract with General Maintenance and Engineering Company for the renovation of the roof at 544 Woodrow Avenue.

SECTION 2. That the expenditure of \$39,493.00, 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: \$39,493.00

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: 1616-2005

Drafting Date: 09/22/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Director of the Department of Development to enter into a contract with the YMCA of Central Ohio to continue support of truancy intervention activities. The contract will provide \$100,000 from the General Government Grant Fund.

Ordinance 0906-2005, passed June 13, 2005, authorized the acceptance and appropriation of a \$200,000 grant from the Columbus Board of Education and the expenditure of \$100,000 of those funds through the YMCA. The remaining balance of those grant funds, \$100,000, will now be used for an additional Truancy Intervention Center by the YMCA through a second contract.

This contract will increase the YMCA's capacity to expand on reductions in truancy through educational procedures, case management and other interventions. In addition to monetary support, the Columbus Public Schools will continue to be responsible for coordination and communication of program expectations to its' school system and to the at-large community. The City of Columbus will continue to facilitate police officers to transport truant students to a truancy center, and to serve as the fiduciary for the contract.

Emergency action is requested so that so that program activities can coincide with the school year.

FISCAL IMPACT: This legislation authorizes the expenditure of a \$100,000 from the General Government Grant Fund.

Title

To authorize the Director of the Department of Development to enter into contract with the YMCA of Central Ohio to support truancy intervention activities; to authorize the expenditure of \$100,000 from the General Government Grant Fund; and to declare an emergency. (\$100,000)

Body

WHEREAS, the Director of the Department of Development desires to contract with the YMCA of Central Ohio to support truancy intervention activities; and

WHEREAS, the Columbus Public Schools will coordinate, monitor, provide monetary support and communicate program expectations to its' school system and the community at-large; and

WHEREAS, the YMCA of Central Ohio will seek to reduce truancy through educational procedures, case management and other interventions; and

WHEREAS, under this agreement the Division of Neighborhood Services will continue to serve as fiduciary between the YMCA of Central Ohio Truancy Intervention Program and Columbus Public Schools; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately

necessary to enter into contract with the YMCA of Central Ohio so that the program will coincide with the school year,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 Director of the Department of Development is hereby authorized to enter into contract with the YMCA of Central Ohio for the period of July 1, 2005 to June 30, 2006, to support truancy intervention activities in the Columbus Public School District.

Section 2. That for the purpose stated in Section 1, the expenditure of \$100,000.00, or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Division 44-05, Fund 220, Grant 441001, Object Level One 03, Object Level Three 3336, OCA 440302.

Section 3. That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 as amended.

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

Legislation Number: 1620-2005

Drafting Date: 09/22/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

By virtue of the plat titled "Allen E. McDowell's Dedication of Faber Avenue & Lockbourne Road", of record in Plat Book 22, Page 81, the City of Columbus is the owner of Faber Avenue from Lockbourne Road to its platted terminus in a cul-de-sac 1616 feet +/- easterly of Lockbourne Road. A note on the dedication plat states, "cul-de-sac is to be automatically absorbed by adjacent property and street returned to 50.00' width as shown by dashed lines at such time as said street is extended to Fairwood Avenue". Faber Avenue was subsequently extended to Fairwood Avenue on the subdivision plat entitled "Coral Subdivision" of record in Plat Book 32, Page 102 and accepted by the City pursuant to Ordinance 1218-63. The Second Shiloh Baptist Church owns the properties on both sides of Faber Avenue that are affected by the cul-de-sac. The Church has contacted the Public Service Department, Transportation Division, asking that the City vacate the unimproved portions of the Faber Avenue cul-de-sac to allow for construction of a multipurpose building and other site improvements. After investigation by Transportation Division staff it was determined that the vacation of the unimproved portions of the Faber Avenue cul-de-sac will not adversely affect the City's use of the Faber Avenue right-of-way and that this area should have been vacated when the City accepted the plat titled "Coral Subdivision".

Title

To vacate the unimproved portions of the cul-de-sac in Faber Avenue; and to the extent they may apply to waive the competitive bidding provisions and the Land Review Commission requirements of Columbus City Codes.

Body

WHEREAS, by virtue of the plat titled "Allen E. McDowell's Dedication of Faber Avenue & Lockbourne Road", of record in Plat Book 22, Page 81, the City of Columbus is the owner of Faber Avenue from Lockbourne Road to its platted

terminus in a cul-de-sac 1616 feet +/- easterly of Lockbourne; and

WHEREAS, a note on this dedication plat states, "cul-de-sac is to be automatically absorbed by adjacent property and street returned to 50.00' width as shown by dashed lines at such time as said street is extended to Fairwood Avenue"; and

WHEREAS, Faber Avenue was extended to Fairwood Avenue on the subdivision plat entitled "Coral Subdivision" of record in Plat Book 32, Page 102 and accepted by the City pursuant to Ordinance 1218-63; and

WHEREAS, the Second Shiloh Baptist Church owns the properties on both sides of Faber Avenue that are affected by the cul-de-sac; and

WHEREAS, the Church has contacted the Public Service Department, Transportation Division, asking that the City vacate the unimproved portions of the Faber Avenue cul-de-sac to allow for construction of a multipurpose building and other site improvements; and

WHEREAS, after investigation by Transportation Division staff it was determined that this area should have been vacated when the City accepted the plat titled "Coral Subdivision"; and

WHEREAS, Transportation Division staff has determined that the vacation of the unimproved portions of the Faber Avenue cul-de-sac will not adversely affect the City's use of the Faber Avenue right-of-way; now, therefore

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

Section 1. That the unimproved portions of the cul-de-sac in Faber Avenue be and hereby are vacated.

Section 2. 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 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 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 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1621-2005

Drafting Date: 09/22/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

This ordinance provides for the appropriation of funds from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund for scholarships in 2005.

This ordinance is submitted as an emergency in order to have funding available for necessary expenditures.

Fiscal Impact:

The fiscal impact of this ordinance will be to reduce the Private Leisure Assistance for Youth (P.L.A.Y.) Fund's unappropriated balance by \$46,830.58.

Title

To authorize an appropriation of \$46,830.58 from the unappropriated balance of the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund to the Recreation and Parks Department for expenditures in 2005, and to declare an emergency. (\$46,830.58)

Body

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate said funds to have funding available for necessary expenditures; now, therefore

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

Section 1. That from the unappropriated monies in the Recreation and Parks Private Leisure Assistance for Youth (P.L.A.Y.) Fund No. 233, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, the sum of \$46,830.58 is appropriated to the Recreation and Parks Department, Department No. 51-01, as follows:

<u>Project Title</u>	<u>OCA Code</u>	<u>Object</u>		<u>Amount</u>
		<u>Level</u>	<u>3</u>	
P.L.A.Y. Program Donation Expenditures	516773	3346		\$46,830.58

Section 2. That the monies in the foregoing Section 1 shall be paid upon order of the Director of Recreation and Parks, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

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

Legislation Number: 1623-2005

Drafting Date: 09/22/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department was awarded a grant to provide culturally competent breast cancer screenings, diagnostic services and linkage to treatment for Somali women in Fayette county, as well as in Franklin and its contiguous counties. This Ordinance authorizes the remaining appropriation in the grant to be transferred to Object Level One 05. This Ordinance also authorizes the return of all unused grant funds to Komen Columbus.

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

FISCAL IMPACT: This program is entirely funded by The Komen Foundation and does not generate revenue or require a City match.

Title

To transfer appropriation for the twelve months ending December 31, 2005, for the Health Department Private Grants Fund, to Object Level One 05, to facilitate the return of unused grant funds, and to declare an emergency. (\$34,718.35)

Body

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

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to transfer appropriation in order to facilitate the return of unused grant funds to the Komen 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 City Auditor is hereby authorized and directed to transfer \$34,718.35 within the Health Department Private Grants Fund, Fund No. 291, Department of Health, Department No. 50-01, as:

TRANSFER FROM

Object				
<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
504041	504041	01	Personnel	\$13,862.21
504041	504041	02	Materials & Supplies	\$ 321.13
504041	504041	03	Services-Oper. & Maint.	\$20,535.01

TRANSFER TO

Object				
<u>OCA</u>	<u>Grant No.</u>	<u>Level 1</u>	<u>Purpose</u>	<u>Amount</u>
504041	504041	05	Other Expenditures	\$34,718.35

SECTION 2. That the monies appropriated in the foregoing Section 1 shall be paid upon the order of the Health Commissioner except that small claims in an amount not to exceed Seven Hundred Fifty Dollars (\$750.00) may be paid as authorized by Chapter 335 of the Columbus City Code, 1985, as amended; and except that payments or transfers between departments, divisions or funds of the City may be made by the City Auditor; and except that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pension, dental insurance and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance and Management or City Auditor; and that no order shall be drawn or money paid except upon voucher, the form of which shall be approved by the City Auditor.

SECTION 3. Except in the matter of payrolls providing for the payment of salaries of officers and employees regularly employed by the City and extraordinary emergencies, no warrant shall be issued in liquidation of vouchers, unless the department contracting the expense shall have first obtained an order duly certified that there are sufficient funds appropriated to the credit of the proper fund from which the expenditure is to be made, which certificate must be obtained prior to the incurrence of the obligation, and the head of any department or division authorized to contract expenditures will be held personally responsible for any obligation incurred contrary to the provisions of this section. Such certificate shall not be issued for obligations pertaining to "Capital Outlay" in programs or activities funded by federal or state categorical grants without the prior approval of the Director of the Department of Finance and Management.

SECTION 4. That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each subdepartment's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and subdepartment, as shown in the final column. The itemized classification shall, however, constitute limitations on the

powers of the Health Commissioner as granted in Section 3 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification, provided, however, that transfers may be made from one Object Level 1 to another, within any one department or division. Transfers of sums exceeding \$25,000.00 shall be authorized only by the resolution of Council. Transfers of sums of \$25,000.00 or less, shall be approved by letter over the signatures of the Health Commissioner, the Director of the Department of Finance and Management, the City Auditor, and the Chairman of the Committee of Finance and Administration.

SECTION 5. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years' obligations from current appropriations up to a maximum of \$25,000.00 per obligation.

SECTION 6. That 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: 1627-2005

Drafting Date: 09/22/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND

This ordinance authorizes the Finance and Management Director to enter into contract with Alcohol Monitoring Systems, Inc. and to authorize the expenditure of \$58,000 from the Municipal Court Judges indigent driver alcohol treatment fund for purchase of 40 secure continuous remote alcohol monitor (SCRAM) devices and \$15,000 for related monitoring services. The SCRAM unit is a non-invasive, tamper-resistant, transdermal monitoring device that measures blood alcohol concentration automatically, 24 hours a day, regardless of the individual's location. Alcohol Monitoring Systems holds many patents on the continuous alcohol monitoring device.

In June of 2004, the Court purchased units from Alcohol Monitoring Systems, Inc. The Court has determined that it is in its best interest to have consistency of devices and requests that the provisions of competitive bidding be waived in order to procure the units and associated services from Alcohol Monitoring Systems, Inc.

Alcohol Monitoring System's contract compliance number is 300137963.

FISCAL IMPACT: Ordinance number 1432-2005 passed by City Council on September 15, 2005 appropriated funds from the indigent driver alcohol treatment fund for this purpose.

The Court has exhausted its supply and has an immediate need for additional units. Emergency legislation is requested to allow for the timely acquisition of the SCRAM units so that they may be put into service as quickly as possible.

Title

To authorize and direct the Finance and Management Director to enter into contract with Alcohol Monitoring Systems, Inc.; to authorize the Finance and Management Director to establish a purchase order with Alcohol Monitoring Systems, Inc. for the purchase of continuous alcohol monitoring devices and related monitoring services; to waive competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$73,000 from the indigent driver alcohol treatment fund; and to declare an emergency. (\$73,000.00)

Body

WHEREAS, ordinance number 1432-2005 was passed by Columbus City Council on September 15, 2005 authorizing appropriations for acquisition of continuous alcohol monitoring devices for the Franklin County Municipal Court, Department of Probation Services; and

WHEREAS, the Franklin County Municipal Court is in need of additional monitoring devices and related services; and

WHEREAS, it is in the best interest of the city to waive competitive bidding and procure the needed monitoring devices and related services from Alcohol Monitoring Systems, Inc; and

WHEREAS, this ordinance is requested as an emergency to permit the timely procurement of needed goods and services; and

WHEREAS, an emergency exists in the usual daily operation of the city, in that it is immediately necessary to enter into contract and issue a purchase order for continuous alcohol monitoring equipment and services with Alcohol Monitoring Systems, Inc. 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 Finance and Management be and is hereby authorized to enter into contract with Alcohol Monitoring Systems, Inc. for the purchase of continuous alcohol monitoring equipment and related services for the period ending November 1, 2006.

SECTION 2. That the Director of the Department of Finance and Management be and is hereby authorized to issue a purchase order with Alcohol Monitoring Systems, Inc. for the purchase of continuous alcohol monitoring equipment and related services.

SECTION 3. That the expenditure of \$73,000 or as much thereof as may be necessary is hereby authorized from the Franklin County Municipal Court Judges, department number 2501, indigent driver alcohol treatment fund, fund number 225, subfund 001 as follows: \$58,000 from oca 250266, object level 1 - 02, object level 3 - 2290; \$12,000 from oca 250266, object level 1 - 03, object level 3 - 3336; \$3,000 from oca 250213, object level 1 - 03, object level 3 - 3336.

SECTION 4. That in accordance with 329.27 of the Columbus City Code, this Council finds the best interest of the city is served by waiving, and does hereby waive Section 329.06 (Competitive Sealed Bidding) of the Columbus City Code.

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

Legislation Number: 1629-2005

Drafting Date: 09/23/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND

This ordinance authorizes the Administrative Judge of the Franklin County Municipal Court to accept a grant in the amount of \$43,826 from the State of Ohio, Crime Victim Assistance Office, and to appropriate from the unappropriated balance of the general government grant fund to the Probation Department of Municipal Court Judges, the total amount of the grant. This grant will fund a portion of the salaries and fringe benefits of two (2) victim assistant staff for the continuation of a program to assist probation officers primarily in the domestic violence unit. The two staff act as liaisons to the City Prosecutor and work with the victims of crime when a perpetrator has been placed on probation. In addition,

this ordinance authorizes a transfer of \$60,000 from the Court's special revenue fund, probation fees as a grant match to fund the balance of the salaries and fringe benefits not funded by the State of Ohio.

FISCAL IMPACT

No City of Columbus funds are needed as the grant match and additional funding needs are available in the Court's special revenue fund, probation fees.

Emergency legislation is requested to expedite funding for the new grant cycle as close to its commencement on October 1, 2005 as possible.

Title

To authorize and direct the Administrative Judge of the Franklin County Municipal Court to accept a grant award from the State of Ohio, Crime Victims Assistance Office; to appropriate \$43,826 from the unappropriated balance of the general government grant fund to the Franklin County Municipal Court Judges; to appropriate and transfer \$60,000 from the Municipal Court special revenue fund, probation fees to the general government grant fund; and to declare an emergency. (\$103,826.00)

Body

WHEREAS, it is in the best interest of the City of Columbus to provide victim services in the Franklin County Municipal Court, Department of Probation Services; and

WHEREAS, a grant from the State of Ohio, Crime Victims Assistance Office in the amount of \$43,826 has been awarded to provide a portion of the personnel costs; and

WHEREAS, a grant match in the amount of \$60,000 will be provided by probation user fees for the remaining portion; and

WHEREAS, an emergency exists in the usual daily operation of the city, in that it is immediately necessary to accept the aforementioned grant to continue probationary services in the area of victim assistance and to appropriate and transfer the necessary funds for the program thereby preserving the public health, peace, property, safety and welfare; Now, Therefore,

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

SECTION 1. That the Administrative Judge of the Franklin County Municipal Court be and is hereby authorized to accept a grant in the amount of \$43,826 from the State of Ohio, Crime Victims Assistance Office.

SECTION 2. That from the unappropriated balance in the Municipal Court Judges special revenue fund, probation fees, fund 227, subfund 003, and from all monies estimated to come into said fund from any and all sources and appropriated for any other purpose during fiscal year ending December 31, 2005, the sum of \$60,000 is appropriated to the Franklin County Municipal Court Judges, department number 2501 as follows: oca 250324, object level 1 - 10, object level 3 - 5501.

SECTION 3. That the City Auditor be and is hereby authorized and directed to transfer \$60,000 from the Franklin County Municipal Court, probation fees, fund number 227, subfund 003, oca 250324 above in Section 2 to the general government grant fund, fund number 220, grant number 255003, oca number 255003, object level 1 - 01, object level 3 - 1101.

SECTION 4. That from the unappropriated balance in the general government grant fund, fund 220, and from all monies estimated to come into said fund from any and all sources and appropriated for any other purpose during fiscal year ending December 31, 2005, the sum of \$103,826 is appropriated to the Franklin County Municipal Court Judges, department number 2501 as follows: grant number 255003, oca 255003, object level 1 - 01, object level 3 - 1101.

SECTION 5. That the expenditure of \$103,826 or as much as may be necessary is hereby authorized from the Franklin County Municipal Court Judges, department number 2501, general government grant fund, fund 220, grant number 255003, oca 255003, object level 1 - 01.

SECTION 6. That the monies appropriated in the foregoing Section 4 shall be paid upon the order of the Administrative Judge of the Franklin County Municipal Court 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 7. That the City Auditor is authorized to make any accounting changes necessary to ensure that these transactions are properly accounted for and recorded accurately on the city's financial records.

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

Legislation Number: 1632-2005

Drafting Date: 09/26/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The City Attorney's Office has accumulated surplus computer equipment for which it no longer has a use. Although this equipment, which consists of 25 computers and 35 monitors, has been offered to all City departments, it has been determined that this equipment is not functionally useful for any City purpose and is of de minimis value. As a result, the City Attorney is seeking permission to donate this equipment to St. Stephen's Community House, a 501(c)(3) charitable organization located at 1500 East 17th Avenue in the City of Columbus. Because this equipment is of de minimis value on the open market, the City Attorney's Office is requesting that the provisions of Chapter 329 pertaining to the sale of City-owned personal property be waived.

Fiscal Impact: None.

Title

To authorize the City Attorney to donate miscellaneous computer equipment to St. Stephens Community House; to waive the provisions of Section 329.30 of the Columbus City Codes, 1959, pertaining to the sale of City-owned personal property; and to declare an emergency.

Body

WHEREAS, the City Attorney's Office is in possession of 25 personal computers and 35 monitors that is no longer being used by the Department of Law; and

WHEREAS, the City Attorney's Office offered this equipment to all City departments but it has been determined that this equipment is no longer functionally useful for any City purpose; and

WHEREAS, this equipment is of de minimis value on the open market; and

WHEREAS, the City Attorney would like to donate this equipment to the St. Stephens Community House, a 501(c)(3) charitable organization that has expressed interest in and a need for the equipment; and

WHEREAS, for the reasons articulated above, it is in the best interest of the City of Columbus to dispose of this computer equipment in this manner and waive Section 329.30 of the Columbus City Codes, 1959, which governs the sale of City-owned personal property; and

WHEREAS, an emergency exists in the usual daily operation of the City Attorney's Office in that it is immediately necessary to donate this equipment to the St. Stephen's Community House and to waive Section 329.30 of the Columbus City Codes, 1959, so that this charitable organization has access to this equipment at the earliest possible 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 City Attorney is authorized and directed to donate 25 computers and 35 monitors to St. Stephen's Community House, a 501(c)(3) designated charitable organization, Federal Tax ID #23/7253900, located at 1500 East 17th Avenue in the City of Columbus.

Section 2. That for good cause shown, Section 329.30 of the Columbus City Codes, 1959, governing the sale of City-owned personal property, is hereby waived.

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: 1639-2005

Drafting Date: 09/27/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** Grant funds are available through the Federal Emergency Management Agency (FEMA) and the Ohio Emergency Management Agency (OEMA) for snow removal and debris removal and emergency services related to the aftereffects of the severe winter storms in December 2004 in Franklin County.

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

FISCAL IMPACT: These funds will be used to reimburse various departments for approved expenses associated with snow removal and debris removal and emergency services related to the aftereffects of the severe winter storms in December 2004 in Franklin County.

TitleTo authorize and direct the City of Columbus to apply for a grant from the Federal Emergency Management Agency for debris removal and emergency services related to the aftereffects of the severe winter storms in December 2004 in Franklin County, to authorize and direct the City Auditor to appropriate these funds, as well as funds previously awarded and received for snow removal, and to declare an emergency. (\$698,346)

Body**WHEREAS,** grant funds are available through the Federal emergency Management Agency (FEMA) and the Ohio Emergency Management Agency (OEMA) for snow removal and debris removal and emergency services related to the aftereffects of the severe winter storms in December 2004 in Franklin County; and,

WHEREAS, it is necessary to authorize for the application of funds for debris removal and emergency services related to the aftereffects of the severe winter storms in December 2004 in Franklin County and the appropriation of grant funds from the Federal emergency Management Agency and the Ohio Emergency Management Agency for snow removal and debris removal and emergency services; and,

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

to apply for and appropriate for these grant funds 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 City of Columbus is hereby authorized and directed to apply for a grant award totaling \$500,291 from the Federal Emergency Management Agency and the Ohio Emergency Management Agency for debris removal and emergency services related to the aftereffects of the severe winter storms in December 2004 in Franklin County.

SECTION 2. That said grant funds, or all monies estimated to come from said grant received from Federal emergency Management Agency and the Ohio Emergency Management Agency for debris removal will be deposited and appropriated to fund 220 as follows:

- Dept: 51; OCA: 454511; Grant: 454001; Object Level 3: 5501; Amount: \$89,570.00
- Dept: 51; OCA: 454512; Grant: 454101; Object Level 3: 5501; Amount \$6,491.00
- Dept: 60; OCA: 454605; Grant: 454001; Object Level 3: 5501; Amount: \$3,100.00
- Dept: 60; OCA: 454606; Grant: 454101; Object Level 3: 5501; Amount: \$501.00
- Dept: 60; OCA: 454607; Grant: 454001; Object Level 3: 5501; Amount: \$153,846.00
- Dept: 60; OCA: 454608; Grant: 454101; Object Level 3: 5501; Amount: \$24,970.00
- Dept: 60; OCA 454615; Grant 454001; Object Level 3: 5501; Amount \$173,610.00
- Dept: 60; OCA 454616; Grant 454101; Object Level 3: 5501; Amount \$27,822.00
- Dept: 30; OCA: 454304; Grant: 454001; Object Level 3: 5501; Amount: \$10,270.00
- Dept: 30; OCA: 454305; Grant: 454101; Object Level 3: 5501; Amount: \$242.00
- Dept: 59; OCA: 454592; Grant: 454001; Object Level 3: 5501; Amount: \$830.00
- Dept: 59; OCA: 454593; Grant: 454101; Object Level 3: 5501; Amount: \$134.00
- Dept: 59 OCA: 454599; Grant: 454001; Object Level 3: 5501; Amount: \$7,666.00
- Dept: 59; OCA: 454590; Grant: 454101; Object Level 3: 5501; Amount: \$1,239.00

SECTION 3. That funds estimated to come from the snow emergency grant received from Federal Emergency Management Agency and the Ohio Emergency Management Agency be appropriated to fund 220 as follows:

- Dept: 59 OCA: 595005; Grant: 595005; Object Level 3: 5501; Amount: \$170,533.00
- Dept: 59 OCA: 595006; Grant: 595006; Object Level 3: 5501; Amount: \$27,522.00

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

Legislation Number: 1644-2005

Drafting Date: 09/27/2005

Version: 2

Current Status: Passed

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 plat titled THE LAKES OF WORTHINGTON SECTION 3 to the City Engineer's Office for review and approval. This plat has been reviewed and approved by the City Engineer. The following legislation allows the City to accept said plat for property located south of Hard Road and west of Linworth Road.

To accept the plat titled **THE LAKES OF WORTHINGTON SECTION 3**, from **M/I HOMES OF CENTRAL OHIO, LLC**, an Ohio limited liability company, by **STEPHEN M. CAPLINGER**, Vice President Land Operations and to declare an emergency.

Body:

WHEREAS, the plat titled **THE LAKES OF WORTHINGTON SECTION 3** (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, **M/I HOMES OF CENTRAL OHIO, LLC**, an Ohio limited liability company, by **STEPHEN M. CAPLINGER**, Vice President Land Operations, owner of the platted land, desires to dedicate to the public use all or such parts of the Avenue, Drives, Lanes and Street shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; ~~and now,~~
~~therefore~~

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service & Transportation in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to allow for the submittal of building permits for new home construction during construction of the infrastructure; for the preservation of the public health, peace, property, safety, and welfare; now therefore

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

Section 1. That the plat titled **THE LAKES OF WORTHINGTON SECTION 3** on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

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

Legislation Number: 1645-2005

Drafting Date: 09/27/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase American Heart Association Approved Training Materials for the Division of Fire. The term of the proposal option contract would be two (2) years with a provision for a one (1) year extension. Contract is through September 30, 2007. The Purchasing Office opened formal bids on July 14, 2005.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA-001696). Eighty-nine (MAJ:79, MBE:1, FBE:8) bids were solicited; two (MAJ:2) bids were received.

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

World Point ECC, Inc., MAJ, CC#364286656, \$52,000.00

Total Estimated Annual Expenditure: \$52,000.00

This company is not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

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

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

Title

To authorize and direct the Finance & Management Director to enter into a contract for the option to purchase American Heart Association Approved Training Materials with World Point ECC, Inc., to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on July 14, 2005 and selected the lowest, responsive, responsible and best bid; and

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

WHEREAS, to maintain an uninterrupted source of supply of these training materials for the Division of Fire, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Fire in that it is immediately necessary to enter into a contract(s) for an option to purchase American Heart Association Approved Training Materials, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance & Management Director be and is hereby authorized and directed to enter into the following contract(s) for the option to purchase American Heart Association Approved Training Materials in accordance with Solicitation No. SA001696 as follows:

World Point ECC, Inc., All Items: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-50, Fund: 05-517, Object Level 3: 2270, OCA: 450020, to pay the cost thereof.

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

Legislation Number: 1652-2005

Drafting Date: 09/28/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to modify contract number

DL010300 with LifeCare Alliance to continue support of the operation of the Chores Program. The modification will provide an additional \$50,000 to the existing \$50,000 contract and extend the contract to March 31, 2007. The Chores Program provides minor home maintenance and repair services to low and low/moderate-income elderly and disabled homeowner-occupants in the City of Columbus. Examples of program services include replacement or repair of leaking faucets and commodes, faulty light fixtures and switches, loose or missing sections of porch decking or steps and installation of handrails, smoke detectors and deadbolt locks. Eligible homeowners may receive up to \$1,000 in home repairs within one calendar year. LifeCare Alliance will be the program provider to neighborhoods on the south and west sides of the City. This program will help about 200 households.

Emergency action is requested to allow program services to continue without interruption.

FISCAL IMPACT: Funds for this expenditure are allocated from the 2005 Community Development Block Grant Fund.

Title

To authorize the Director of the Development Department to modify a contract with the LifeCare Alliance to support the continued operation of the Chores Program; to authorize the expenditure of \$50,000 from the 2005 Community Development Block Grant Fund; and to declare an emergency. (\$50,000)

Body

WHEREAS, the Department of Development, Housing Division, desires to modify contract number DL010300 with the LifeCare Alliance to support the continued operation of the Chores Program; and

WHEREAS, the modifications will provide an additional \$50,000 to the existing \$50,000 contract and extend the contract to March 31, 2007; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to modify this contract with the LifeCare Alliance to allow vital program services to continue uninterrupted, thereby preserving the public health, peace, property, safety, and welfare; and **NOW, THEREFORE,**

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

- Section 1.** That the Director of the Department of Development is hereby authorized to modify contract number DL010300 with LifeCare Alliance by increasing the contract amount by \$50,000 and extending the contract to March 31, 2007.
- Section 2.** That these modifications are awarded pursuant to Section 329.16 of the Columbus City Codes, 1959 as amended.
- Section 3.** That for the purpose stated in Section 1, the expenditure of \$50,000.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Department No. 44-10, Fund 248, Object Level One 03, Object Level Three 3337, OCA 445009.
- 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: 1657-2005

Drafting Date: 09/29/2005

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

The Public Service Department, Transportation Division, recently received a request asking that the City release five feet of the 25 foot wide easement in Lots 37 and 38 of the subdivision titled "Lakes of Worthington, Section 2" as shown on the plat of record in Plat Book 106, Page 48, of the Franklin County, Ohio Recorder's Office. Grading issues require the release of the requested 5 feet of this platted easement and a building setback variance to develop these two lots. After receipt of this request the Transportation Division verified with all the public and private utility companies that there are no utilities located within this five-foot portion of the platted easement and that they have no objections to the release of this platted easement. A value of \$500.00 was established for the release of this 5 foot wide portion of the platted easement. The following legislation authorizes the Director of the Public Service Department to execute those documents necessary to release five feet of the 25 foot wide platted easement in Lots 37 and 38 of the subdivision titled "Lakes of Worthington, Section 2".

The City will receive a total of \$500.00, to be deposited in Fund 748, Project 537650, as consideration for the release of the requested portion of this platted easement.

Title

To authorize the Director of the Public Service Department to execute those documents required to release 5 feet of the 25 foot wide platted easement in Lots 37 and 38 of the subdivision titled "Lakes of Worthington, Section 2", as shown on the plat of record in Plat Book 106, Page 48 of the Franklin County, Ohio, Recorder's Office **and to declare an emergency.**

Body

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, recently received a request asking that the City release five feet of the 25 foot wide easement in Lots 37 and 38 of the subdivision titled "Lakes of Worthington, Section 2" as shown on the plat of record in Plat Book 106, Page 48, of the Franklin County, Ohio Recorder's Office; and

WHEREAS, grading issues require the release of the requested 5 feet of this platted easement and a building setback variance to develop these two lots; and

WHEREAS, after receipt of this request the Transportation Division verified with all the public and private utility companies that there are no utilities located within this five foot wide portion of the 25 foot wide platted easement and that they have no objections to the release of this portion of the platted easement; and

WHEREAS, a value of \$500.00 has been established for the release of this 5 foot wide portion of the 25 foot wide platted easement; ~~and now, therefore~~

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service & Transportation in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to allow for the construction of the homes to be started before the winter months; 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 Public Service Department be and is hereby authorized to execute those documents

necessary to release the following described five foot wide portion of the 25 foot wide platted easement in Lots 37 and 38 of the subdivision titled "Lakes of Worthington, Section 2" as shown on the plat of record in Plat Book 106, Page 48 of the Franklin County, Ohio, Recorder's Office; to-wit

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Section 1, Township 2, Range 16, United States Military Land and being a strip of land across Lot 37 and Lot 38 of that subdivision entitled "Lakes of Worthington, Section 2" of record in Plat Book 106, Page 48 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) being more particularly bounded and described as follows:

Beginning, for reference, in the easterly right-of-way line of Antrim Ridge Street and being the southwesterly corner of said Lot 38;

Thence North 64°53'00" East, with the southerly line of said Lot 38, a distance of 20.00 feet to the TRUE POINT OF BEGINNING;

Thence North 25°07'00" West, across said Lot 37 and Lot 38, a distance of 88.00 feet to the southerly line of said Lot 37 at a point of curvature to the right;

Thence across said Lot 37 with the arc of said curve, having a central angle of 82°16'58", a radius of 105.00 feet, an arc length of 150.79 feet and a chord which bears North 16°01'29" East, a distance of 138.16 feet to an easterly line of Lot 37, a westerly line of that tract conveyed to M/I Homes of Central Ohio, LLC, by deed of record in Instrument Number 200403170057866;

Thence South 42°09'02" East, with said easterly line, the westerly line of said M/I Homes of Central Ohio, LLC, tract a distance of 5.07 feet to a point;

Thence across said Lot 37, with the arc of a curve to the left, having a central angle of 82°45'11" a radius of 100.00 feet, an arc length of 144.43 feet and a chord which bears South 16°15'36" West, a distance of 132.20 feet to a point of tangency;

Thence South 25°07'00" east, across said Lot 38, a distance of 88.00 feet to a point in the northerly line of Lot 39 of said "Lakes of Worthington, Section 2";

Thence South 64°53'00" West, with said northerly line a distance of 5.00 feet to the TRUE POINT OF BEGINNING and containing 0.027 acre of land, more or less.

EVANS, MECHWART, HAMBLETON & TILTON, INC.
Edward J. Miller, registered Surveyor No. 8250

Section 2. That the \$500.00 to be received by the City as consideration for the above referenced release shall be deposited in Fund 748, Project 537650.

Section 3. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ **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: 1669-2005

Drafting Date: 09/30/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to modify contract number DL010349 with the Clintonville-Beechwood Resource Center to continue support of the operation of the Chores Program. The modifications will provide an additional \$50,000 to the existing \$50,000 contract and extend the contract to March 31, 2007. The Chores Program provides minor home maintenance and repair services to low and low/moderate-income elderly and disabled homeowner-occupants in the City of Columbus. Examples of program services include replacement or repair of leaking faucets and commodes, faulty light fixtures and switches, loose or missing sections of porch decking or steps and installation of handrails, smoke detectors and deadbolt locks. Eligible homeowners may receive up to \$1,000 in home repairs within one calendar year. Clintonville-Beechwood Resource Center will be the program provider to neighborhoods on the south and west sides of the City. This program will help about 200 households.

Emergency action is requested to allow program services to continue without interruption.

FISCAL IMPACT: Funds for this expenditure are allocated from the 2005 Community Development Block Grant Fund.

Title

To authorize the Director of the Development Department to modify a contract with the Clintonville-Beechwold Resource Center to support the continued operation of the Chores Program; to authorize the expenditure of \$50,000 from the 2005 Community Development Block Grant Fund; and to declare an emergency. (\$50,000)

Body

WHEREAS, the Department of Development, Housing Division, desires to modify contract number DL010349 with the Clintonville-Beechwold Resource Center to support the continued operation of the Chores Program; and

WHEREAS, the modifications will provide an additional \$50,000 to the existing \$50,000 contract and extend the contract to March 31, 2007; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to modify this contract with the Clintonville-Beechwold Resource Center to allow vital program services to continue uninterrupted, thereby preserving the public health, peace, property, safety, and welfare; and
NOW, THEREFORE,

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

- Section 1.** That the Director of the Department of Development is hereby authorized to modify contract number DL010349 with the Clintonville-Beechwold Resource Center by increasing the contract amount by \$50,000 and extending the contract to March 31, 2007.
- Section 2.** That these modifications are awarded pursuant to Section 329.16 of the Columbus City Codes, 1959 as amended.
- Section 3.** That for the purpose stated in Section 1, the expenditure of \$50,000.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Department No. 44-10, Fund 248, Object Level One 03, Object Level Three 3337, OCA 445009.
- 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: 1679-2005

Drafting Date: 10/03/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

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 #2005-04 has been executed by the parties to amend Appendix A (classification listing) to add the classification of Stormwater Investigator and assign a pay range.

The passage of this ordinance indicates Council's acceptance of Memorandum of Understanding #2005-04, a copy of which is attached hereto.

Emergency action is recommended to preserve the City's Classification Plan.

Title

To accept Memorandum of Understanding #2005-04 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 #2005-04, 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 #2005-04, 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 #2005-04 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 #2005-04, 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: 1683-2005

Drafting Date: 10/04/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background:

This ordinance will authorize the transfer of \$17,000 within the Recreation and Parks Permanent Improvement Fund.

Funds will be used to make improvements to Berliner Park and Three Creeks Parkland storage facilities, and Busch Park batting cage.

Emergency action is necessary so projects can proceed in a timely manner.

Fiscal Impact:

The fiscal impact of this ordinance will be to reduce the unallocated balance of the Recreation and Parks Permanent Improvement Fund by \$17,000.00.

Title

To authorize the transfer of \$17,000.00 within the Recreation and Parks Permanent Improvement Fund for various facility improvements, and to declare an emergency. (\$17,000.00)

Body

WHEREAS, it is necessary for the Recreation and Parks Department to make various facility improvements; and

WHEREAS, an emergency exists in the daily operation of the Recreation and Parks Department in that is immediately necessary to transfer funds so projects can proceed in a timely manner; now, therefore

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

Section 1. That the City Auditor be and he is hereby authorized and directed to transfer \$17,000 within the Recreation and Parks Permanent Improvement Fund No. 747, Dept. 51-01 from Project No. 747999, Unallocated Balance, OCA Code 900747, and Object Level 3 5501 to Project No. 510017, Park & Playground Improvements, OCA Code 640862 and Object Level 3 6621.

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

Legislation Number: 1695-2005

Drafting Date: 10/04/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND

Beginning in March 2005, the Municipal Court Clerk began to receive funds related to an electronic alcohol monitoring program of the Municipal Court Judges. Those funds were deposited into a subfund within the municipal court computer fund that was established for the receipt of probation fees. This ordinance authorizes the establishment of a new subfund within the municipal court computer fund for the purpose of accepting funds specifically allocable to the Court's electronic alcohol monitoring program and authorizes revenue correction for funds that have been receipted into the probation fee subfund during 2005.

FISCAL IMPACT

Funds received through September of 2005 total \$7,350.00.

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

Title

To authorize and direct the City Auditor to establish a new subfund within the municipal court computer fund for the receipt of monies related to an electronic alcohol monitoring program; to authorize the correction of \$7,350 in revenues; and to declare an emergency. (\$7,350.00)

Body

Whereas, funds received by the Municipal Court Clerk relating to the Court's electronic alcohol monitoring program were deposited into a subfund for probation fees, and

Whereas, it is desirable to establish a new subfund to account for these funds separately and make revenue corrections for funds received, and

Whereas, an emergency exists in the usual daily operations of the city in that it is immediately necessary to authorize the City Auditor to establish a subfund for receipt of revenues associated with electronic alcohol monitoring and make appropriate revenue corrections for funds received, thereby preserving the public health, peace, safety, and welfare; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the City Auditor be and is hereby authorized and directed to establish a subfund, subfund number 004, within the municipal court computer fund, fund number 227 to account for revenues that relate to the Municipal Court Judges electronic alcohol monitoring program.

SECTION 2. That the City Auditor be and is hereby authorized and directed to make revenue corrections totaling \$7,350 for funds received, from the municipal court computer fund, fund number 227, probation fees subfund, subfund number 003, to the electronic alcohol monitoring subfund, subfund number 004, that relate to the Municipal Court Judges electronic alcohol monitoring program.

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

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

Legislation Number: 1729-2005

Drafting Date: 10/06/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: Urban Concern, Inc., an Ohio not for profit corporation, desires to purchase that 0.979 +/- acre City owned real property located at 1000 Bonham Avenue, in order to consolidate their existing K-5 elementary school into one location and to create a shared community space for the neighborhood as well as a public playground. The new building will replace a vacant former police substation site. The building also will house Urban Concern, Inc. programs, many of which have been serving the Greater Linden area for more than a decade, including classes on economic literacy and basic job skills development, after-school and summer feeding programs for low-income children. The Department of Finance and Management, has determined that the sale of the subject property will not adversely affect the City and should be approved. City Council supports the re-use of a vacant site as a productive community asset. This project is consistent

with City Council's efforts to promote healthy neighborhoods and quality community development. Estimated private funds of \$3 million will be raised for the construction of a new elementary school, which will serve approximately 126 children in the Greater Linden Area. The following legislation authorizes the Director of the Department of Finance and Management to enter into a sale contract with Urban Concern, Inc.

Explanation of Bid Waiver: Due to the community benefit resulting from the proposed sale and site redevelopment; it is in the best interest of the City to waive the provisions of competitive bidding and Land Review Commission requirements to enter into a sale agreement with Urban Concern, Inc.

Fiscal Impact: The money to be received by the City, as consideration for the sale of the subject real property, shall be deposited in the proper City fund as determined by the City Auditor.

Emergency Justification: Emergency action is requested to allow the City to meet its obligation to close, which are contingent upon the passage of this ordinance on or before October 31, 2005.

Title

To authorize the Director of the Department of Finance and Management to execute those documents necessary to enter into a sale agreement with Urban Concern, Inc., an Ohio not for profit corporation to purchase 0.979 +/- acre City owned real property located at 1000 Bonham Avenue, a vacant police substation, in order to consolidate their existing K-5 elementary school into one location and to create a shared community space for the neighborhood as well as a public playground; to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised; and to declare an emergency.

Body

WHEREAS, Urban Concern, Inc., an Ohio not for profit corporation, desires to purchase that 0.979 +/- acre City owned real property located at 1000 Bonham Avenue, a vacant police sub-station, in order to consolidate their existing elementary school and serve students ranging from kindergarten through 5th grade; and

WHEREAS, Urban Concern, Inc., proposes to construct a new building with private funds on the former police substation site, which will contain the elementary school, and a playground and community room which will serve the Greater Linden area by making meeting space available to the community; and

WHEREAS, after investigation by the Department of Finance and Management, it has been determined that the sale of the subject property will not adversely affect the City and should be granted; and

WHEREAS, City Council supports the re-use of a vacant site as a productive community asset, which is consistent with City Council's efforts to promote healthy neighborhoods and quality community development projects; and

WHEREAS, an emergency exists in the usual daily operation of the City, in that it is necessary to immediately authorize the Director of the Department of Finance and Management to execute those documents necessary to enter into a sale contract with Urban Concern, Inc., and to execute a quitclaim deed and any ancillary documents necessary to grant fee simple title of the same real property unto Urban Concern, Inc., for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore:

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

Section 1. That the Director of the Department of Finance and Management be and hereby is authorized to execute those documents on the behalf of the City of Columbus, as approved by the City Attorney's Office, Department of Law, Real Estate Division, necessary to enter into a sale contract with Urban Concern, Inc., an Ohio not for profit corporation, as well as to execute a quitclaim deed and any ancillary documents necessary to grant Urban Concern, Inc., fee simple title to the following described real property:

Being in the City of Columbus, County of Franklin, State of Ohio, and being all of Lots 6 through 14, as

shown on Bonham's Subdivision, recorded in Plat book 13, page 21 in the Office of the Franklin County Recorder.

Section 2. That the Seventy Two Thousand Dollars (\$72,000.00), to be received by the City as consideration for the sale of the subject real property shall be deposited in the proper City fund as determined by the City Auditor.

Section 3. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (*Land Review Commission*) and Section 329.29 (*sale of City owned realty*) to the extent that they may apply to this transaction with regards to this ordinance only.

Section 4. 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.

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 - October 24, 2005 12:00 pm

SA001806 - RFP FOR CURB RAMP DESIGN 2006 CONTRACT A

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Notice of Request for Proposal
CURB RAMP DESIGN 2006 CONTRACT A

In accordance with City Code, Section 329.12, the City of Columbus, Ohio, Department of Public Service, is hereby requesting Proposals for professional engineering consulting services for the CURB RAMP DESIGN 2006 CONTRACT A project. A selection team will review, evaluate, and rank the Proposals according to the criteria stated in the Request for Proposal (RFP) and provide them to the Director of Public Service for selection. The City shall enter into contract negotiations with the selected Offeror. If negotiations fail, the City shall enter into contract negotiations with the next highest-ranking Offeror. This process shall continue until a contract is successfully negotiated.

The successful consultant shall work under the direction of the City Engineer to perform professional engineering design of the project. Any services performed will generally follow current City of Columbus and Ohio Department of Transportation regulations, specifications, and standards.

The scope of the project shall consist of preliminary and final design of curb ramp and other ADA related facilities.

Upon contract signing, the Consultant shall provide a preliminary plan to the City within the time specified in the Request for Proposal. The preliminary plan will be used to verify the extent of construction work in a given area and highlight complicating factors such as utility conflicts, grade issues, right-of-way or construction access concerns, ADA ramp locations or other factors affecting the design and implementation of the project. Following City acceptance or modification of preliminary plan, the Consultant shall proceed with final plan design. It is imperative that the project plans are designed and the construction contract is awarded by February 1, 2006.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

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

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

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

Interested firms must request a copy of the RFP via email from Nicole D. Wilson, Contract Officer, at ndwilson@columbus.gov. The subject line of the email should be: CURB RAMP DESIGN 2006 CONTRACT A. All requests for the RFP must be received no later than 12:00 noon local time on October 24, 2005. RFPs will be emailed on October 24, 2005. All questions concerning this advertisement or the RFP must be forwarded to the aforementioned e-mail address. Firms wishing to submit a proposal must meet the mandatory requirements stated in the RFP. The proposal must be received on or before November 10, 2005 by 3:00 pm local time to be considered.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Proposals are to be submitted to the following address:

City of Columbus
Department of Public Service
Transportation Division
109 North Front Street, Room 300
Columbus, Ohio 43215
Attn: Nicole Wilson, Contract Officer

A City of Columbus Contract Compliance Certification Number, or a completed application for certification shall be submitted with each proposal. Compliance with the provisions of Article I, Title 39 Columbus City Code, 1959 is a condition of contract. Failure to comply with this Article may result in cancellation of the contract.

ORIGINAL PUBLISHING DATE: October 15, 2005

SA001807 - RFP FOR CURB RAMP DESIGN 2006 CONTRACT B

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Notice of Request for Proposal
CURB RAMP DESIGN 2006 CONTRACT B

In accordance with City Code, Section 329.12, the City of Columbus, Ohio, Department of Public Service, is hereby requesting Proposals for professional engineering consulting services for the CURB RAMP DESIGN 2006 CONTRACT B project. A selection team will review, evaluate and rank the Proposals according to the criteria stated in the Request for Proposal (RFP) and provide them to the Director of Public Service for selection. The City shall enter into contract negotiations with the selected Offeror. If negotiations fail, the City shall enter into contract negotiations with the next highest-ranking Offeror. This process shall continue until a contract is successfully negotiated.

The successful consultant shall work under the direction of the City Engineer to perform professional engineering design of the project. Any services performed will generally follow current City of Columbus and Ohio Department of Transportation regulations, specifications, and standards.

The scope of the project shall consist of preliminary and final design of curb ramp and other ADA related facilities.

Upon contract signing, the Consultant shall provide a preliminary plan to the City within the time specified in the Request for Proposal. The preliminary plan will be used to verify the extent of construction work in a given area and highlight complicating factors such as utility conflicts, grade issues, right-of-way or construction access concerns, ADA ramp locations, or other factors affecting the design and implementation of the project. Following City acceptance or modification of preliminary plan, the Consultant shall proceed with final plan design. It is imperative that the project plans are designed and the construction contract is awarded by February 1, 2006.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

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

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

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

Interested firms must request a copy of the RFP via email from Nicole D. Wilson, Contract Officer, at ndwilson@columbus.gov. The subject line of the email should be: CURB RAMP DESIGN 2006 CONTRACT B. All requests for the RFP must be received no later than 12:00 noon local time on October 24, 2005. RFPs will be emailed on October 24, 2005. All questions concerning this advertisement or the RFP must be forwarded to the aforementioned e-mail address. Firms wishing to submit a proposal must meet the mandatory requirements stated in the RFP. The proposal must be received on or before November 10, 2005 by 3:00 pm local time to be considered.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Proposals are to be submitted to the following address:

City of Columbus
Department of Public Service
Transportation Division
109 North Front Street, Room 300
Columbus, Ohio 43215
Attn: Nicole Wilson, Contract Officer

A City of Columbus Contract Compliance Certification Number, or a completed application for certification shall be submitted with each proposal. Compliance with the provisions of Article I, Title 39 Columbus City Code, 1959 is a condition of contract. Failure to comply with this Article may result in cancellation of the contract.

ORIGINAL PUBLISHING DATE: October 15, 2005

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

SA001766 - Bliss Run Relief Trunk Phase 3

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4002, until 3:00 p.m., Local Time, on Wednesday, October 26, 2005, and publicly opened and read at that hour and place for the following project:

BLISS RUN RELIEF TRUNK SEWER - PHASE 3
C.I.P. NO. 923

The City of Columbus contact person for this contract is Greg Fedner, P.E., of the Division of Sewerage and Drainage, (614) 645-8072. The work for which proposals are invited consists of the furnishing or construction of 108-inch to 84-inch diameter storm sewers and full-width, full-depth pavement replacement and associated appurtenances and improvements along Eastmoor Boulevard between Brownlee Road and Mound Street, along Mound Street between Eastmoor Boulevard and Kellner Road, along Kellner Road between Mound Street and Brookside Drive, including tunneling of 84-inch storm sewer under Main Street, and 66-inch to 12-inch diameter storm sewers and associated appurtenances in the vicinity of Brookside Drive between Fair Avenue and Bexley Park Avenue, Fair Avenue between Brookside Drive and James Road, Bexley Park Avenue between Brookside Drive and Eastmoor Boulevard, and Eastmoor Boulevard between Bexley Park Avenue and Main Street, and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents, the bid book in paper format and the plans (CC-13942) as TIFF images on CD (Compact Disc), 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. Full-size sets of Construction Plans are not available.

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:

BLISS RUN RELIEF TRUNK SEWER - PHASE 3
C.I.P. NO. 923

PROPOSAL GUARANTY

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

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

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

QUALIFICATION AND RESOURCE FACTORS FORM AND AFFIDAVIT OF BIDDER

Each responsive bidder shall submit with its bid, a completed Qualification and Resource Factors Form and a completed and notarized Affidavit of Bidder.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

SUBSURFACE DATA

Subsurface Investigation was performed during the design phase of the project, and the Report dated June 2002 is available for review, upon request, to all bid set recipients.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 540 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.

ORIGINAL PUBLISHING DATE: October 18, 2005

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

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001753 - Water - Data Loggers & Accessories

1.0 SCOPE AND CLASSIFICATION

1.1 Scope - The City of Columbus, Division of Water, is obtaining bids to establish an option contract(s) for the purchase of approximately thirty (30) down hole Data Loggers and Accessories for use at the Parsons Avenue Water Plant. The purpose of the data loggers is to obtain information and/or monitoring of well installations from various monitoring well locations. The term of the contract will be for two (2) years, ending December 31, 2007, with a optional one year extension.

1.2 Classification - The agency has specified In-Situ's Level TROLL 500 "or approved equal" that must comply with the technical specifications. Firm pricing is required for the data loggers, well docks and accessories. Vendors providing an "equal" must detail stated equivalency to address each point in the specifications to demonstrate how their proposed level recording device meets or exceeds the minimum criteria. Failure to meet these minimum criteria will result in bid or proposal being rejected at the sole discretion of the City of Columbus.

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: October 01, 2005

SA001767 - Sewers-Schwing Pump Replacement Pts

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: The City of Columbus, Division of Sewerage and Drainage is obtaining bids to establish an option contract(s) for 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 manufacturer catalog list price 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 December 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: September 27, 2005

SA001776 - STAFF AUGMENTATION-DEPT OF TECHNOLOGY

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0 Scope and Classification

1.1 The City of Columbus, Ohio, Department of Technology (DoT) needs to augment staff for City technology activities including, but not limited to, computer analysis, design, programming, and management services.

1.2 Pre-Bid questions may be sent to staffaugmentationrfp@columbus.gov from receipt of the RFP by the Offeror to October 5, 2005 at 11:00AM, local time. All questions and answers will be available on October 13, 2005 at 11:00AM, local time at http://www.columbus.gov/geninfo/staff_rfp.asp. The questions and answers will be available on this site until October 27, 2005 at 11:00AM, local time. (THE DATE AND TIME OF THE RFP SUBMITTAL) Please print the questions and answers and make them part of your offer thereof.

1.3 These staff augmentation services may be delivered in the following environments: Unisys mainframe, Windows, UNIX, Oracle, SQL Server, Web and E-business. This environment list is not exhaustive and may change during the course of the agreement subject to the needs of the DoT.

1.4 The City reserves the right to utilize multiple contractors for any assignment.

1.5 The duration of the contract(s) will be two years from the date of execution.

1.6 There will be an option, by mutual agreement of the City and the Contractor, to renew for one additional year.

ORIGINAL PUBLISHING DATE: September 22, 2005

SA001781 - Fleet/Sale of Surplus Equipment

In accordance with Columbus City Code Section 326.30, sealed bids for the Sale of Miscellaneous Equipment will be received by the Purchasing Office at 50 West Gay Street, First Floor, Columbus, OH 43215, until Thursday, October 27, 2005 11:00am Local Time and at that time will publicly be opened and read.

For information regarding the bidding process, please contact Debra McKinney, Purchasing Office at (614) 645-6114 or Barbara Stepney (614)645-7891. For information regarding the specifications, please contact the Fleet Management Division(614) 645-8281.

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. Specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215.

ORIGINAL PUBLISHING DATE: September 28, 2005

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001782 - School Speed Limit Sign Supports UTC

1.0 SCOPE AND CLASSIFICATION:

1.1 Scope: The City of Columbus is seeking bids for School Speed Limit Sign Supports, specified herein for use as supports for school speed limit signs, beacons and associated equipment along roadways throughout the City of Columbus. It is the intent to issue "firm offer for sale" blanket type contracts. The contracts shall be in effect from and after its execution by the City to and including October 31, 2008.

1.2 Classification: Bids are requested for the following items:

- 1.2.1 ITEM 1 - Aluminum Mast Arm Support Pole, 21' shaft height
- 1.2.2 ITEM 2 - Aluminum 16' Mast Arm
- 1.2.3 ITEM 3 - Aluminum 22' Mast Arm

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: September 28, 2005

SA001783 - Traffic Signal Controller Equipment

1.0 SCOPE AND CLASSIFICATION:

1.1 Scope: The City of Columbus is seeking bids for Traffic Signal Controller, Cabinets and related equipment. It is the intent to issue a "firm offer for sale" blanket type contract, universal term contract(s) (UTC). The Contract shall be in effect from and after its execution by the City to and including February 28, 2009.

1.2 Classification: The contract(s) resulting from this bid will allow for the option to purchase traffic signal controller units, conflict monitors, conflict monitor harnesses, traffic signal cabinets, traffic signal cabinet assemblies, and MUTCD flash synchronizer devices.

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: September 29, 2005

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001789 - DOSD/SMOC/TANDEM DUMP TRUCK

1.1 SCOPE: The intent of these specifications is to describe a diesel powered, tandem axle, conventional truck chassis with a minimum G.V.W. rating of 56,000 pounds equipped with a 10 cubic yard Dump Body. This vehicle is to be purchased for use by the Sewer Maintenance Operations Center. The equipment offered shall be new and a current model under standard production by the manufacturer.

1.2 CLASSIFICATION: Units shall be purchased on a completed basis. Bids will be considered only from suppliers regularly engaged in the manufacture of this equipment. Completed unit to be delivered to City of Columbus, Fleet Management Division, 423 Short St., Columbus, Ohio 43215.

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: October 04, 2005

SA001790 - Income Tax/Tax Forms

1.1 Scope: It is the intent of the City of Columbus, Income Tax Division, to obtain formal bids to establish a contract for the purchase of prepress, printing, variable data imaging, finishing, fulfillment, CD production and delivery services of our 2005 Income Tax forms for use in collecting revenue for the 2005 tax year.

1.2 Classification: The successful supplier will be responsible for the following items in various quantities as per the specifications: Individuals' IR-25 Tax Packet (IR-25 & IT-21) , Business' BR-25 Tax Packet (BR-25 & IT-21), Individuals' IR-22 Tax Packet, CD of Form and Instructions (Columbus Package X on CD), IR-25 Tri-fold (Annual Return-Individual), IT-21 Tri-fold (Declaration), IR-25 Flat Stock (Annual Return - Individual), BR-25 Flat Stock (Annual Return - Business), IT-42 Flat Stock (Extensions), EX-1 Declaration of Exemption, and IR-22 Flat Stock.

PERFORMANCE AND PROPOSAL BONDS REQUIRED

A Performance Bond in the amount of 100% of the contract price with a satisfactory surety is a requirement of this bid. Additionally, a Proposal Bond in the amount of 10% of the total bid price is to be submitted with the 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: October 08, 2005

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001792 - GOLF/LEASE OF RIDING CARTS

1.1 Scope: It is the intent of the City of Columbus, Golf Division to obtain formal bids to establish a term contract for the lease of gas powered riding cars for use at all city golf facilities through December 31, 2011.

1.2 Classification: Bids will be received on a shared revenue basis.

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: October 07, 2005

SA001791 - CITY OF COLS, DEMOREST RD/SULLIVANT AV

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the City of Columbus Transportation Division, 109 N. Front Street, 3rd Floor, Room 300, Columbus, Ohio 43215 until 3:00 P.M. local time, and publicly opened and read at 109 N. Front Street, 2nd Floor, Room 205 at 3:00 P.M. on October 27, 2005, for City of Columbus, Demorest Road/Sullivant Avenue (OPWC), 1553 DR. E. The work for which proposals are invited consists of planning, asphalt overlay, concrete wheelchair ramps, and such other work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Contract Documents and the plans are on file in the office of the Transportation Division Administrator, 109 N. Front Street, 3rd Fl., Columbus, OH 43215 and are available to prospective bidders at the non-refundable cost of \$200.00 per set (full size plans) and \$70.00 per set (half size plans). Subsurface data was obtained for project design purposes. Copies of the subsurface data report are available for a \$5.00 fee. A prospective bidder must verify that their name is added to an electronic log sheet upon receiving a copy of contract documents and plans. Your addition to the log is verified when you receive a computer generated receipt. The City of Columbus will use this log sheet in order to advise prospective bidders of any addendums to the contract and/or plans. Failure to be entered onto the electronic log sheet will result in rejection of any proposal and failure to refer to any addendum in a proposal will be considered non-responsive.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for City of Columbus, Demorest Road/Sullivant Avenue (OPWC), 1553 DR. E.

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

PROPOSAL GUARANTY

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

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, 2002 edition, will be required to assure the faithful performance of the work.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SUBSURFACE DATA

Subsurface data was obtained for project design purposes. Copies of the report are available for a \$5.00 fee.

PRE-BID CONFERENCE October 17, 2005 at 10:00 am in the large conference room on 1800 East 17th Avenue.

CONTRACT COMPLETION

The contract completion date is 210 calendar days from Notice to Proceed.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, 2002 edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290, at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182, and 109 N. Front St, 3rd Floor, Columbus, Ohio 43215 (614) 645-5660, and at the office of the Director of Public Utilities, 910 Dublin Rd., 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

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

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

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

BID CANCELLATION AND REJECTIONS

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

SPECIAL REQUIREMENTS

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

OPWC REQUIREMENTS

Each Proposal must contain the full name of the party or parties submitting the proposal and all persons

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

interested therein. Each bidder must submit evidence of its experiences on projects of similar size and complexity.

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

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

PLANS ARE AVAILABLE ON:

1) October 6, 2005

ORIGINAL PUBLISHING DATE: October 05, 2005

BID OPENING DATE - November 3, 2005 11:00 am

SA001785 - Purchase of Tactical Vests

1.0 SCOPE AND CLASSIFICATION

1.1 The City of Columbus, Division of Police is obtaining bids to establish a contract for the purchase of tactical vest. Vests will be delivered to 743 W. Third Avenue, Columbus, Ohio 43212.

1.2 Classification: The proposal is for a one time purchase of twenty-six (26) First Choice Armor 5.11 Tactical Vest Model # MF159ZT IIIA; LEVEL IIIA - NIJ 0101.04 Ballistic and Stab/Shank Resistant Body Armor.

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: October 12, 2005

SA001788 - WEBSense SOFTWARE - DoT

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.0 Scope and Classification

1.1 Scope

1.1.1 The City of Columbus, Ohio, Department of Technology (DoT) is requesting proposals from bidders for Websense Enterprise web filtering software and maintenance. DoT will be implementing an Enterprise web filtering solution, including Websense software, Media and Documentation.

1.1.2 The duration of the contract will be based on the execution date of the contract through December 31, 2007. This contract may be renewed on its anniversary date for up to two, one-year terms, contingent upon mutual agreement of both parties.

1.2 Classification

1.2.1 The pricing shall include yearly support and maintenance for each item purchased for the same period as stated in 1.1.2

ORIGINAL PUBLISHING DATE: October 14, 2005

SA001793 - REC & PARKS/BACKHOE-LOADER

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 one (1) new, diesel powered, wheeled type, 2WD backhoe-loader combination unit for use in the City of Columbus parklands and neighborhoods.

1.2 Classification: The bid will be for a complete unit to be delivered to the City of Columbus Fleet Management Division, 423 Front Street, Columbus, Ohio 43215. 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: October 13, 2005

SA001794 - Refrigerated Automatic Liquid Samplers

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: The intent of this proposal is to provide the City of Columbus, Division of Sewerage and Drainage, Southerly Wastewater Treatment Plant with a contract for the purchase of Seven (7) Refrigerated Automatic Liquid Samplers equal to or better than the Hach Sigma Series 16001

1.2 Classification: The Division of Sewerage and Drainage, Southerly Wastewater Treatment Plant utilizes these samplers for monitoring of sewerage in the wastewater treatment plant. The sampler shall be a flow-through dipper style sampler that shall include the following options: flanged fittings for the 2-inch inlet and 3 -inch outlet connection, 4-20 mA input capability for flow paced sampling from an external flow meter and operating instructions shall be integral to the control panel.

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: October 13, 2005

SA001795 - Microwave Sample Preparation System

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage, Surveillance Laboratory to solicit bids for the purchase and installation of a microwave sample preparation system and accessories with trade-in of one (1) CEM MDS 2100. The system will be utilized at the Surveillance Laboratory for the digestion of wastewater samples for metal analysis

1.2 Classification: Bidders are being asked to provide firm pricing for Microwave Sample Preparation System CEM MARS5 or approval equal, Digestion Vessels, Sleeves, Lids, Turntables, Desktop Computer and installation. The successful bidder will be required to provide training to the employees at the Surveillance Laboratory.

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: October 13, 2005

SA001796 - Water - Scrubbers/Sweepers

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Department of Public Utilities, Division of Water to obtain formal bids to establish a contract for the purchase of floor scrubber/sweepers for use at the 910 Dublin Road Public Utilities Complex.

1.2 Classification: This is a formal bid to be bid through the City of Columbus' Purchasing Department. There is a local vendor component of this bid.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 13, 2005

SA001797 - DIV OF WATER/PRESSURE WASHERS

1.1 Scope: It is the intent of the City of Columbus, Department of Public Utilities, Division of Water to obtain formal bids to establish a contract for the purchase of pressure washers for use within the City of Columbus to clean equipment, facilities and to thaw fire hydrants.

1.2 Classification: This is a formal bid to be bid through the City of Columbus' Purchasing Department. There is a local vendor component of this bid.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 14, 2005

SA001801 - Police/Digital Cameras+

1.1 SCOPE: The City of Columbus, Division of Police is obtaining bids for one-time purchase of new, unused digital cameras and compact flash cards in order to move the Division of Police to a digital photography format.

1.2 CLASSIFICATION: The purchase will consist of one hundred (100) Canon PowerShot A95 cameras, twelve (12) Nikon D70 with spare rechargeable batteries and four hundred and twenty-five (425) compact flash cards.

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: October 14, 2005

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001804 - POLYMER UTC - SOUTHERLY WASTEWATER

1.1 Scope: This proposal is to provide the City of Columbus, Division of Sewerage & Drainage with an Universal Term Contract (blanket type) to purchase approximately 1.8 million pounds of an emulsion polymer OR 11 million pounds of a mannich polymer annually as a sludge conditioner in a sludge dewatering centrifuge process at the Southerly Waste Water Treatment Plant. The proposed contract can potentially be in effect from April 1, 2006 to March 31, 2009.

1.2 Classification: The successful bidder will provide, deliver, and unload bulk quantities of Polymer. Bidders are permitted to submit bids on one emulsion and one mannich polymer and are not required to bid both. Samples are required to be submitted with each bid. Bidders will be able to pick up a five (5) gallon sample of typical feed sludge 2 weeks prior to bid submittal - from 8:00 a.m. until 4:00 p.m. EST at the Southerly WWTP. Any testing must be conducted at bidder's facility. No facilities will be available at Southerly for bidder testing. The supplier will also be required to provide specified safety training sessions.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215

ORIGINAL PUBLISHING DATE: October 15, 2005

SA001805 - POLYMER UTC - JACKSON PIKE WASTEWATER

1.1 Scope: This proposal is to provide the City of Columbus, Division of Sewerage & Drainage with a Universal Term Contract (blanket type) to purchase approximately 500 thousand pounds annually of a cationic water-soluble polymer in emulsion as a sludge conditioner in a sludge dewatering centrifuge process at the Jackson Pike Waste Water Treatment Plant. The proposed contract can potentially be in effect from April 1, 2006 to March 31, 2009.

1.2 Classification: The successful bidder will provide, deliver, and unload bulk quantities of a cationic water - soluble polymer in emulsion. Bidders are permitted to submit bids on one product. Samples are required to be submitted with each bid. The supplier will also be required to provide specified safety training sessions.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Purchasing Office, (614) 645-7051 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at 50 West Gay Street, Beacon Building - First Floor, Columbus, Ohio, 43215.

ORIGINAL PUBLISHING DATE: October 15, 2005

BID OPENING DATE - November 7, 2005 9:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001771 - POLICE/WIRELESS, VOICE AND DATA SERVICES

Scope: The City of Columbus seeks to establish a multi-year contract for cellular telephone, wireless data services, and support services. These wireless devices will include digital telephone service along with radio service for phone to phone communication as well as priority direct connect and GPS navigation service, and interconnectivity with local Federal agencies with 24 hour service, 7-days per week including support and maintenance. Currently the Division of Police has 305 cellular telephones and 100 blackberry devices in use.

Pre-bid Conference: There will be a pre-Bid conference held at the City of Columbus Division of Police Headquarters, 120 Marconi Blvd., Columbus, Ohio 43215, First Floor Auditorium on October 12, 2005 at 10:00 AM, EST. All suppliers interested in this proposal are strongly encouraged to attend the pre-bid meeting.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Business Office, (614) 645-4964 a complete copy of the specifications will be mailed to those who request the mailing and specifications are also available in person at City of Columbus, Division of Police Headquarters, 120 Marconi Blvd. Rm 737, Columbus, Ohio 43215 - ATTN: Cindy White
ORIGINAL PUBLISHING DATE: September 30, 2005

SA001798 - FMD-RFSQ POLICE SUB 14

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Notice of Request for Statements of Qualification (RFSQ)
for
Professional Services for the Construction of Police Station 14
(on behalf of the Division of Police)

In accordance with City Code, Section 329.12, the City of Columbus, Ohio, Department of Finance and Management, Facilities Management Division, is hereby requesting Proposals for professional engineering consulting services for the Police Station 14 project. A selection team will review, evaluate and rank the Proposals according to the criteria stated in the Request for Statements of Qualification (RFSQ) and provide them to the Director of Finance and Management for selection. The City shall enter into contract negotiations with the selected Offeror. If negotiations fail, the City shall enter into contract negotiations with the next highest-ranking Offeror. This process shall continue until a contract is successfully negotiated.

The successful consultant shall work under the direction of Facilities Management Division and their project managers, to perform professional engineering design of the project. Any services performed will generally follow current City of Columbus and State of Ohio regulations, specifications, and standards.

The scope of the work shall be for complete design services, but not necessarily limited to: The design of a building and site to meet the Division of Police's current needs.

A pre-qualification meeting is scheduled for October 24, 2005 at 10:00 a.m. at City Hall, 90 West Broad Street, Room B-09, Columbus, Ohio 43215.

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.

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

Interested firms must request a copy of the RFP via email from Jennifer Henderson-Watson, at JRHenderson@columbus.gov. All requests must be received no later than 3:00 p.m. EST on October 21, 2005. RFSQs will be emailed on October 21, 2005.

All questions concerning this advertisement or the RFSQ must be forwarded to the aforementioned e-mail address. Firms wishing to submit a proposal must meet the mandatory requirements stated in the RFSQ.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Statements of Qualification must be received on or before November 7, 2005 4:00 p.m. EST to be considered.

Proposals must be submitted to the following address:

City of Columbus
Department of Finance and Management
Facilities Management Division
90 W. Broad St, B-15
Columbus, OH 43215
Attn: Jennifer Henderson-Watson

The above information will be the only information provided on this project at this time.

The following footer is not applicable to this project.

ORIGINAL PUBLISHING DATE: October 18, 2005

SA001799 - FMD-RFSQ COLUMBUS/OSU POLICE SUB

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Notice of Request for Statements of Qualification (RFSQ)
for
Professional Services for the Construction of the City of Columbus & OSU's Police Station
(on behalf of the Division of Police)

In accordance with City Code, Section 329.12, the City of Columbus, Ohio, Department of Finance and Management, Facilities Management Division, is hereby requesting Proposals for professional engineering consulting services for the City of Columbus & OSU's Police Station project. A selection team will review, evaluate and rank the Proposals according to the criteria stated in the Request for Statements of Qualification (RFSQ) and provide them to the Director of Finance and Management for selection. The City shall enter into contract negotiations with the selected Offeror. If negotiations fail, the City shall enter into contract negotiations with the next highest-ranking Offeror. This process shall continue until a contract is successfully negotiated.

The successful consultant shall work under the direction of Facilities Management Division and their project managers, to perform professional engineering design of the project. Any services performed will generally follow current City of Columbus and State of Ohio regulations, specifications, and standards.

The scope of the work shall be for complete design services, but not necessarily limited to: The design of a building and site to meet the Division of Police's current needs.

A pre-qualification meeting is scheduled for October 24, 2005 at 9:00 a.m. at City Hall, 90 West Broad Street, Room B-09, Columbus, Ohio 43215.

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.

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

Interested firms must request a copy of the RFP via email from Jennifer Henderson-Watson, at JRHenderson@columbus.gov. All requests must be received no later than 3:00 p.m. EST on October 21, 2005. RFSQs will be emailed on October 21, 2005.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

All questions concerning this advertisement or the RFSQ must be forwarded to the aforementioned e-mail address. Firms wishing to submit a proposal must meet the mandatory requirements stated in the RFSQ. Statements of Qualification must be received on or before November 7, 2005 4:00 p.m. EST to be considered.

Proposals must be submitted to the following address:

City of Columbus
Department of Finance and Management
Facilities Management Division
90 W. Broad St, B-15
Columbus, OH 43215
Attn: Jennifer Henderson-Watson

The above information will be the only information provided on this project at this time.

The following footer is not applicable to this project.

ORIGINAL PUBLISHING DATE: October 18, 2005

BID OPENING DATE - November 10, 2005 11:00 am

SA001808 - Purchase of Semi-Automatic Pistols

1.0 SCOPE AND CLASSIFICATION

1.1 Scope: The City of Columbus, Department of Public Safety, Division of Police is seeking the immediate purchase of 100 Semi-Automatic Pistols for the Division of Police. Pistols will be delivered upon execution of the contract to 2609 McKinley Avenue, Columbus, Ohio 43204.

1.2 Classification: The purchase will consist of Smith and Wesson Model #4506-1 new .45 ACP pistols (with flat mainspring housing) with 3 magazines, 3 Dot Novak Night Sight System, magazine disconnect safety, double action stainless steel frame.

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: October 15, 2005

BID OPENING DATE - November 11, 2005 4:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001800 - Radiology Services for TB Clinic

NOTICE OF REQUEST FOR PROPOSALS

Radiology Services for the Columbus Health Department

The Columbus Health Department has a need to contract for x-ray services for patients of the Ben Franklin Tuberculosis Control Program for a three-year period, January 1, 2006 through December 31, 2008. Interested vendors are invited to complete and submit the "Radiology Services for the Columbus Health Department" Request For Proposal (RFP).

A provider is needed to take and develop x-rays, and perform preliminary screening of the x-rays of patients of the Ben Franklin T.B. Control Program. Services are required Monday through Friday between the hours of 8:00 a.m. and 4:30 p.m. at the provider's office location(s).

To receive a Request For Proposals for "Radiology Services for the Columbus Health Department", please contact Pete Denkowski MS, RN, Columbus Health Department, 240 Parsons Avenue, Columbus Ohio, 43215-5331, (614) 645-6582. Proposals must be received by 4:00 p.m., Friday November 11, 2005.

EQUAL OPPORTUNITY: Providers interested in submitting a proposal are reminded that professional service contracts shall conform to the requirements of Columbus City Codes, Title 39, Article I of the Columbus City Code.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractors employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with the City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

REQUEST FOR PROPOSALS

Radiology (X-Ray) Services for the Columbus Health Department

I. Project Description:

The City of Columbus, Ohio is seeking a vendor to supply radiology services to the Columbus Health Department's Ben Franklin Tuberculosis Control Program. Interested vendors are invited to complete and

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

submit the "Radiology Services for the Columbus Health Department" Request For Proposals (RFP). Radiology services are needed for the three-year period January 1, 2005 through December 31, 2008.

II. Radiology (X-Ray) Services Needs and Requirements:

- A. The provider must agree to take and develop x-rays, and perform preliminary screening of the x-rays for adults and/or children.
- B. Services are required Monday through Friday between the hours of 8:00 a.m. and 4:30 p.m. at the vendor's office location.
- B. The provider must show proof of being a licensed radiologist.
- C. The provider will first bill Medicaid, Care Source, and other applicable third party insurances for x-ray procedure and interpretation costs, before invoicing the Columbus Health Department.
- D. The provider must agree to bill, per x-ray, those, which are not billable to a third, party, and submit monthly these invoices to the Columbus Health Department.
- D. The provider must have a wheelchair facility.
- E. It is preferred that the provider will have multiple x-ray sites, such as the far west-side of metropolitan Columbus, the northeast quadrant as in the Agler Rd./Cassady Ave. area, and in downtown Columbus. Preferably, these sites will be on an easily accessible bus line and the downtown location will be within walking distance of the Columbus Health Department at 240 Parsons Ave.
- F. The X-ray reports must be made available to the TB Program within three to five working days of the x-ray being taken.
- G. The provider must be able to start providing this service on 1/03/06.
- H. The provider will conduct the x-ray with a Posterior/Anterior (PA) view on adults and pediatric x-rays will be done with both the PA and Lateral views. The ability to x-ray other areas/views of the body as needed, to determine TB disease, such as the lumbar area in Pott's disease.
- I. The provider must be able to process between 300 and 400 x-rays per month.
- J. The provider must be able to provide culturally competent services to diverse populations and be informed and comfortable providing services for persons referred from a tuberculosis clinic.

III. Evaluation Criteria:

- A. The competence of the provider to perform the required services as indicated by the experience and credentials of the provider.
 - B. The quality and feasibility of the provider's proposal.
- C. The ability of the provider to perform the services expeditiously as indicated by the provider's workload

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

and availability.

D. Past performance of the provider as reflected by evaluations by the Ben Franklin Tuberculosis Control Program and/or previous clients of the provider with respect to such factors as quality of work and success in meeting deadlines.

J. The cost per x-ray and the number of views per x-ray. The ability to provide other x-ray views of the body as needed to determine TB disease.

K. The ability to provide radiology services at geographic locations around Columbus that best serve the TB Program's target populations such as within walking distance of the Health Department and/or being on a easily accessible bus route.

L. The ability to start accepting and processing radiology patients on 1/03/06.

M. The ability to provide culturally competent services to diverse populations and be informed and comfortable in the provision of services for persons referred from a tuberculosis clinic.

IV. Price quotation:

Prices must be quoted for three twelve-month periods; from January 1, 2006 through December 31, 2006, January 1, 2007 through December 31, 2007, and from January 1, 2008 through December 31, 2008.
ORIGINAL PUBLISHING DATE: October 14, 2005

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

SA001802 - FMD-RENOV PLUMB, DRYWALL AND PAINT

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

RENOVATION OF THE PLUMBING SANITARY VENT REPLACEMENT, ASSOCIATED
DRYWALL AND PAINTING WORK

Sealed bids will be received by the Department of Finance and Management, 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, November 15, 2005 for RENOVATION OF THE PLUMBING SANITARY VENT REPLACEMENT, ASSOCIATED DRYWALL AND PAINTING WORK.

Copies of the Contract Documents will be available Monday, October 31, 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 sets 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 PLUMBING SANITARY VENT REPLACEMENT, ASSOCIATED DRYWALL AND PAINTING WORK.

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. A certified copy of the authority to act must accompany all bonds signed by an agent.

PREVAILING WAGE RATE

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

CONTRACT PERFORMANCE AND PAYMENT BOND

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

PRE-BID MEETING

A pre-bid meeting will be held Monday, October 31, 2005 at 9:00 a.m., at Fire Station 1, 300 N. Fourth Street, Columbus, Ohio 43215.

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

OSHA/EPA REQUIREMENTS

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

CONSTRUCTION AND MATERIALS SPECIFICATIONS

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

CONTRACT COMPLIANCE REQUIREMENTS AND EQUAL OPPORTUNITY CLAUSE

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

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

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

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Finance and Management 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 Finance and Management 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: October 18, 2005

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001803 - FMD-VARIOUS ASPHALT PARKING LOTS/POLICE

ADVERTISEMENT FOR BIDS

RENOVATION OF THE VARIOUS ASPHALT PARKING LOTS FOR THE DIVISION OF POLICE

Sealed bids will be received by the Department of Finance and Management, 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, November 15, 2005 for RENOVATION OF THE VARIOUS ASPHALT PARKING LOTS FOR THE DIVISION OF POLICE.

Copies of the Contract Documents will be available Monday, October 31, 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 sets 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 VARIOUS ASPHALT PARKING LOTS FOR THE DIVISION OF POLICE.

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. A certified copy of the authority to act must accompany all bonds signed by an agent.

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements, 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.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

PRE-BID MEETING

A pre-bid meeting will be held Monday, October 31, 2005 at 10:30 a.m., at City Hall, 90 West Broad Street, Room B-9, Columbus, Ohio 43215.

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 Finance and Management 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 Finance and Management 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: October 18, 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 TA HOLDEN@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: PN0135-2005

Drafting Date: 06/14/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Transportation and Pedestrian Commission - 2005 Meeting Schedule

Contact Name: Patricia R. Grove

Contact Telephone Number: (614) 645-7881

Contact Email Address: prgrove@columbus.gov

Body

**columbus Transportation and Pedestrian Commission
2005 Meeting Schedule**

January 13, 2005 - Regular
March 10, 2005 - Regular
May 12, 2005 - Regular
June 23, 2005 - Special
July 14, 2005 - Regular
August 11, 2005 - Tentative
September 8, 2005 - Regular
October 13, 2005 - Tentative
November 10, 2005 - Regular
December 8, 2006 - Tentative

All meetings are held at 3:30 p.m., 109 North Front Street, ground floor conference room, room 100. Meetings may be rescheduled if there is not a quorum available on the meeting date. For further information or verification of tentative meetings, you may contact the Transportation Division at 614-645-7881.

Legislation Number: PN0139-2005

Drafting Date: 06/22/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Southwest Area Commission Monthly Meeting Schedule

Contact Name: Bonita Lee

Contact Telephone Number: 614-645-7964

Contact Email Address: btleec@columbus.gov

Body

Southwest Area Commission Monthly meeting
7 p.m. to 9 p.m.
New Horizons UMC, 1665 Harrisburg Pike

July 20, 2005
August 17, 2005
Sept 21, 2005
October 19, 2005
November 16, 2005
December 21, 2005

Legislation Number: PN0142-2005

Drafting Date: 06/22/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Greater Hilltop Area Commission Monthly Meeting Schedule

Contact Name: Bonita Lee

Contact Telephone Number: 614-645-7964

Contact Email Address: btleec@columbus.gov

Body

Greater Hilltop Area Commission Monthly meeting Schedule
7 p.m. to 9 p.m.
Hilltop Branch Library
511 S. Hague Avenue

July 5, 2005
August 2, 2005
September 6, 2005
October 4, 2005
November 8, 2005
December 6, 2005

Legislation Number: PN0203-2005

Drafting Date: 09/27/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Sale of Miscellaneous Motorized Equipment/Fleet Management & Purchasing

Contact Name: Debbie McKinney 614.645.6114 or Barbara Stepney 614.645.7891

Contact Email Address: dkmckinney@columbus.gov or bjstepney@columbus.gov

Body

LEGAL NOTICE

In accordance with the Columbus City Codes, Section 326.30, sealed bids for the Sale of Surplus Miscellaneous Equipment will be received by the City of Columbus, Purchasing Office, 50 West Gay Street, First Floor, Columbus, OH 43215, until Thursday, October 27, 2005 at 11:00a.m. Local Time and at that time will be publicly opened and read. Bids received after the time for opening of bids will be returned to the bidder unopened. The City will not be responsible for late mail or other means of delivery.

Envelopes containing bids must be plainly marked:

BID FOR: Sale of Surplus Miscellaneous Equipment
Fleet Management Division
Bid #SA001781, Opening Thursday, October 27, 2005 11:00 a.m.

in accordance with specifications on file in the Purchasing Office.

For information regarding the bidding process or to receive a bid proposal, please contact the Purchasing Office: Barbara Stepney 614.645.7891 (email bjstepney@columbus.gov) or Debbie McKinney 614.645.6114 (email dkmckinney@columbus.gov)

For information regarding the specifications, please contact the Fleet Management Division 614.645.8281.

CITY BULLETIN ADVERTISEMENT:

October 1, 2005
October 8, 2005
October 15, 2005

Joel Taylor, Finance and Management Director

Legislation Number: PN0211-2005

Drafting Date: 10/07/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2006 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
MEETING SCHEDULE
CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2006 are scheduled as follows:

Monday, February 6, 2006

Monday, May 8, 2006

Monday, September 25, 2006

These meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, in the City Council Conference Room (226). They will begin promptly at 10:00 am.

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

Advertise: [10/2005 to 10/2006](#)

Legislation Number: PN0212-2005

Drafting Date: 10/12/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Service Department, Transportation Division General Rules and Regulations for the placement of pay telephones within the public rights-of-way

Contact Name: Clyde R. (Rick) Garrabrant

Contact Telephone Number (614) 645-6391

Contact Email Address: crgarrabrant@columbus.gov

Body

Please see the Public Service Department, Transportation Division General Rules and Regulations for the placement of pay telephones within the public rights-of-way.

Legislation Number: PN0213-2005

Drafting Date: 10/12/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Board of Zoning Adjustment October 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

OCTOBER 25, 2005

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on TUESDAY, OCTOBER 25, 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.: 05310-00081

Location: 3074 GRASSY BEND DRIVE (43123), located southeast of the intersection of Norton Road and Johnson Road, near the Bolton Field Airport.

Area Comm./Civic: Westland Area Commission

Existing Zoning: R-1, Residential District

Request: Variance(s) to Section(s):

1. 3332.38, Private garage. To increase the maximum allowable garage area from 720 sq. ft. to 1536 sq. ft.

Proposal: To construct a 720 sq. ft. detached garage in addition to an 816± sq. ft. attached garage.

Applicant(s):

Jesse D. Moore
3074 Grassy Bend Drive
Grove City, Ohio 43213

Property Owner(s): same as applicant

Case Planner: Jamie Freise, 645-6350

2. ODS No.: 05310-00083

Location: 158-160 EAST 4TH AVENUE (43201), located on the north side of East 4th Avenue, 44± feet west of Hamlet Street.

Area Comm./Civic: Italian Village Commission

Existing Zoning: R-4, Residential District

Request: Variance(s) to Section(s):

1. 3332.05, Area District lot width requirements. To reduce the minimum width of a lot from 50 feet to 34 feet.

2. 3332.15, R-4 Area District requirements. To reduce the minimum lot area from 6,000 square feet to 4,192 square feet.

3. 3332.18, Basis of computing area. To allow more than three (3) times the lot width to be used in computing density.

4. 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 to 17±%, or from 6.8± feet to 6 feet.

5. 3332.26, Minimum side yard permitted. To reduce the minimum side yards from 5 feet to 3 feet along both sides of the

dwelling.

6. 3342.28, Minimum number of parking spaces required. To reduce the minimum number of off-street parking spaces required from 4 to 2.

Proposal: To construct a two-story, two-family dwelling.

Applicant(s):

Connie J. Klema, Atty.
PO Box 991
Pataskala, OH 43067

Property Owner(s):

Urban Restorations, LLC
815 N. High St.
Columbus, OH 43215

Case Planner: Denise Powers, 645-1788

3. ODS No.: 05310-00084

Location: 137 EAST TORRENCE ROAD (43214), located on the south side of East Torrence Road between Piedmont and Brevoort Roads.

Area Comm./Civic: Clintonville 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 35 feet to 20 feet along East Torrence Road.

Proposal: To construct a lower-level two-car attached garage with a family room above to the front of the dwelling.

Applicant(s):

Kim Kinder-Smith & Drew Smith
137 E. Torrence Rd.
Columbus, OH 43214

Property Owner(s): Applicants

Case Planner: Denise Powers, 645-1788

4. ODS No.: 05310-00085

Location: 980 FRANK ROAD (43223), located in southern Columbus, at the northeast corner of Frank Road and Brown Road.

Area Comm./Civic: None

Existing Zoning: M-1, Manufacturing District

Request: Special Permit & Variance(s) to Section(s):

1. 3389.12, Portable building. To allow two office trailers on site.

2. 3342.24, Surface. To allow a gravel parking area.

3. 3342.11, Landscaping. To not landscape the lot area between the right-of-way and the parking setback line.

Proposal: The applicant seeks a special permit to allow two portable buildings to be used as office trailers on site as well as a two variances; 1) to not have to landscape the area between the right of way and the parking setback line, and 2) to allow for an unimproved surface for parking.

Applicant(s):

E.E. Case dba United Services Co.
994 Frank Road
Columbus, Ohio 43223

Property Owner(s):

Inland Products, Inc.
PO Box 2228
Columbus, Ohio 43223

Case Planner: Jamie Freise, 645-6350

5. ODS No.: 05310-00086

Location: 3061 and 3069 MARKHAM ROAD; and 179, 187 and 195 Currier Drive (43207), located on the west side of Markham Road and south side of Currier Drive, beginning 190± feet south of Delaney Drive.

Area Comm./Civic: Save Our Southside Civic Association

Existing Zoning: R-4, Residential District

Request: Variance(s) to Section(s):

1. 3332.05, Area District lot width requirements. To allow five (5) lots with widths measured at the front lot line of less than 50 feet.
2. 3332.15, R-4 Area District requirements
To allow a four-unit building to be situated on a lot less than 10,000 square feet for each of five (5) proposed lots of a lot split involving existing buildings only.
3. 3332.27, Rear yard. To reduce the minimum rear yard for five (5) lots to less than 25% of the total lot area to allow lot splits for existing buildings only.
4. 3342.02, Administrative requirements. To allow parking spaces to be located on a lot other than the same lot as the use they are intended to serve.
5. 3342.28, Minimum number of parking spaces required. To reduce the minimum number of off-street parking spaces required for multi-family development from 2 spaces per unit to 1 space per unit.

Proposal: To reconfigure two parcels that contain a total of five (5) four-unit dwellings into five (5) separate parcels with one building on each parcel and a common parking lot serving all of the buildings.

Applicant(s):

Michael J. O'Reilly, Atty.
115 N. Center St.
Pickerington, OH 43147

Property Owner(s):

Wallake Properties, LLC
PO Box 774
Canal Winchester, OH 43110

Case Planner: Denise Powers, 645-1788

6. ODS No.: 05310-00087

Location: 1714 N. HIGH STREET (43201), located across from the OSU campus at the southeast corner of High Street and Thirteenth Ave.

Area Comm./Civic: University Area Commission and University Area Review Board

Existing Zoning: C-4, Commercial District

Request: Variance(s) to Section(s):

1.3342.28, Minimum number of parking spaces required. To reduce the minimum number of parking spaces from 21 to 0.

Proposal: To construct a rooftop patio on an existing bar/restaurant.

Applicant(s):

David L. Hodge
37 W. Broad Street, Ste. 725
Columbus, Ohio 43215

Property Owner(s):

1726 N. High Street, LLC
PO Box 368
Lancaster, Ohio 43130

Case Planner: Jamie Freise, 645-6350

7. ODS No.: 05310-00088

Location: 7624 ANTRIM RIDGE STREET (43085), located on the east side of Antrim Ridge Street, between Terrace Park Drive and Donahey Street.

Area Comm./Civic: Far Northwest Coalition

Existing Zoning: R-1, Residential District

Request: Variance(s) to Section(s):

1. 3332.21, Building lines. To reduce the building line from 25 feet to 20 feet along Antrim Ridge Street.

Proposal: To construct a single-family dwelling.

Applicant(s):

M/I Homes of Central Ohio, LLC
c/o Jeffrey L. Brown, Atty.
Smith & Hale
37 W. Broad St. Suite 725
Columbus, OH 43215

Property Owner(s): Applicant

Case Planner: Denise Powers, 645-1788

8. ODS No.: 05310-00089

Location: 1221 N. HIGH STREET (43201), located at the northwest corner of High Street and 5th Avenue.

Area Comm./Civic: University Area Commission and University Area Review Board

Existing Zoning: C-4, Commercial District

Request: Variance(s) to Section(s):

1. 3372.609, Setback requirements. To reduce the minimum parking setback in an overlay district from 5' to 0'.
2. 3372.611, Design standards. To not provide parking lot screening.

Proposal: To convert a bank into retail space.

Applicant(s):

Tim Welsh
15 E. Gay Street
Columbus, Ohio 43215

Property Owner(s):

Stickman Properties, Ltd.
22 E. Gay Street
Columbus, Ohio 43215

Case Planner: Jamie Freise, 645-6350

9. ODS No.: 05310-00099

Location: 6050-6092 WHITNEY WOODS COURT (43213), located on the west side of McNaughten Road between East Broad and Main Streets, opposite Billington Road.

Area Comm./Civic: None

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 and/or limitations set forth in the registered plan by increasing the maximum garage footprint from 400 square feet to 650 square feet.
2. 3311.10, Effect of registered planned unit development district. To vary the conditions and/or limitations set forth in the registered plan by increasing the maximum driveway width from 10 feet to 18 feet.

Proposal: To vary limitations established by Ord. No. 0712-03 (Rezoning #Z02-102) for the construction of a single-family residential subdivision.

Applicant(s):

Whitney Homes, LLC
c/o David L. Hodge, Atty.
Smith & Hale
37 W. Broad St.; Suite 725
Columbus, OH 43215

Property Owner(s):

Whitney Homes, LLC et al
c/o David L. Hodge, Atty.
Smith & Hale
37 W. Broad St.; Suite 725
Columbus, OH 43215

Case Planner: Denise Powers, 645-1788

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.

Legislation Number: PN0215-2005

Drafting Date: 10/12/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 10/24/2005

Contact Name: Adam Knowlden

Contact Telephone Number: 614-645-4605

Contact Email Address: apknowlden@columbus.gov

Body

REGULAR MEETING NO. 58

CITY COUNCIL (ZONING)

OCTOBER 24, 2005

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

1460-2005

To rezone 390 HOLTZMAN AVENUE (43205), being 0.21± acres located on the east side of Holtzman Avenue at the intersection of Holtzman Avenue and Bryden Road, From: R-3, Residential District To: L-M, Limited Manufacturing District. (Rezoning # Z05-020)

1530-2005

To rezone 2674 FEDERATED BOULEVARD (43235), being 1.86± acres located on the north side of Federated Boulevard, 1,320± feet east of Sawmill Road, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z05-038)

1656-2005

To grant a variance from the provisions of Sections 3356.03, C-4, Commercial, 3363.01, M, Manufacturing Districts and 3372.609, Setback requirements, of the Columbus City Codes for the property located at 1083 SOUTH HIGH STREET (43206), to conform an existing single-family dwelling in the C-4, Commercial District and to permit the relocation of a single-family dwelling in the M, Manufacturing District. (CV05-044)

GENERAL RULES AND REGULATIONS
DEPARTMENT OF PUBLIC SERVICE
TRANSPORATATION DIVISION
CITY OF COLUMBUS, OHIO

Subject: Pay Telephones Within the Public Rights-Of-Way	Effective Date:
-------------------------------------------------------------------	------------------------

RULES: No person shall place a pay telephone in, on, under, or over any public rights-of-way within the City of Columbus unless such person first obtains a Right-of-Way Permit, a site specific Street Excavation/Occupancy Permit, and conforms with the requirements of Chapters 903 and 910 of Columbus City Code, including the General Rules and Regulations associated with Chapters 903 and 910 of Columbus City Code; and these Rules and Regulations.

No dial tone provider shall provide dial tone to any pay telephone within the public right-of-way without first verifying that the pay telephone has been permitted by the City pursuant to these rules and regulations. Upon receipt of written notice from the Director of Public Service, or Transportation Division Administrator, that the City’s permission for placement of an outdoor pay telephone has been denied or revoked, the dial tone provider shall immediately disconnect said service.

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REGULATIONS

1 General Provisions

1.1 Authority: Section 910.10 of Columbus City Code authorizes the Director to promulgate rules and regulations relative to the requirements for obtaining and maintaining a Right-of-Way Permit from the City of Columbus. Section 903.02 of Columbus City Code authorizes the Transportation Administrator to promulgate rules and regulations relative to the requirements for obtaining Street Excavation /Occupancy Permits.

These rules and regulations shall be considered supplemental rules and regulations to both Chapters 903 and 910 of Columbus City Code, and shall specifically provide additional requirements associated with the placement, maintenance, and removal of pay telephones within the public rights-of-way of the City of Columbus.

1.2 Definitions: In addition to the definitions provided within Section 910.01 of Columbus City Code the Director of Public Service may occasionally find it necessary to define terms for the purpose of clarification. Additional definitions, as they apply to these Rules and Regulations, include the following:

"Days" shall refer to calendar days. In the event a due date falls upon a weekend or City holiday, then such date shall be extended to the next day of business.

"Director" shall refer to the Director of Public Service for the City of Columbus.

"Illegally Placed Existing Pay Telephones" shall refer to all pay telephones existing within Columbus public rights-of-way that were placed without having obtained previous or subsequent agreement and/or permit to do so from the City of Columbus.

"Legally Placed Existing Pay Telephone" shall refer to those pay telephones lawfully installed within Columbus public rights-of-way by way of previous agreement with, and/or permit from, the City of Columbus that pre-dates the effective date of these rules and regulations. This shall include pay telephones installed within Columbus public rights-of-way by the Ohio Bell Telephone Company, and/or its successors, in accordance with pay telephone agreements authorized by City of Columbus Ordinance Number 1416-64.

"Pay Telephone" shall refer to any self-service, coin-operated or credit card-operated telephone within the City of Columbus that is available for use by the general public, is located within public rights-of-way, is free standing, attached to a wall, or on a pedestal, or is outside and in a booth or sheltered by a kiosk. For the purpose of these rules and regulations it shall also apply to any pay telephone that is attached to, or mounted on, a building or other structure where such pay telephone extends above or into the public right-of-way, or is placed in such fashion that it's users would commonly stand within and occupy the public right-of-way.

"Pay Telephone Service Provider" shall refer to any person, firm, or corporation that owns pay telephones or manages and operates a business that directly provides pay telephone services.

"Special Telephone Service Features" shall include the blocking of incoming calls to a telephone, telephones that do not permit "touch tone" dialing, restricting coin access to a telephone during late evening and night hours, and such other service features as are required by the Director of Public Service.

1.3 Purpose: The Public Service Director has determined that illicit drug activity and other criminal and/or disruptive behavior commonly occurs on a continuing basis in the vicinity of certain pay telephones and that such activities are often facilitated by the use of such telephones. The Director further finds and declares that these uses of pay telephones constitute a public nuisance necessitating the regulation of the placement of pay telephones within public rights-of-way in order to discourage these activities and to promote the welfare and convenience of the general public.

These Rules and Regulations are intended to regulate the placement of pay telephones within the public right-of-way, for the purposes of deterring loitering, avoiding circumstances which encourage the potential for loud and boisterous behavior by congregating persons, minimizing any interference with pedestrian or vehicular traffic, preventing the undue proliferation of pay telephones throughout the city, ensuring aesthetic cohesiveness, preserving the city's historic areas and maintaining the general health, safety, peace and tranquility of the city. These rules and regulations are also intended to establish appropriate procedures for the removal of pay telephones considered to be a nuisance by the City of Columbus.

1.4 Types of Permits Required: Persons wishing to place pay telephones, within the public rights-of-way of the City of Columbus shall first apply for and obtain a Right-of-Way Permit from the Director in accordance with Chapter 910 of Columbus City Code, including all associated rules and regulations.

After having obtained a Right-of-Way Permit the applicant shall be required to apply for and obtain a site specific Street Excavation/Occupancy Permit from the Transportation Division Administrator for each location proposed for placement of a pay telephone within public rights-of-way in accordance with Chapter 903 of Columbus City Code, including all associated rules and regulations. This same requirement shall apply to each illegally placed existing pay telephone within the public right-of-way.

2. Obligations of Right-of-Way Permittees: In addition to the requirements of Section 910.06 of Columbus City Code, an applicant seeking a R/W Permit for the purpose of installing and maintaining pay telephones within the public right-of-way shall comply with the following requirements:

1. Install and maintain their pay telephones in compliance with the following requirements:
 - Pay telephones shall be constructed for the purpose of providing service to pedestrians only.
 - Pay telephones shall be located such that they are accessible from a public sidewalk, or other paved public pedestrian pathway. Proposed pay telephone locations accessible only by traversing unpaved public rights-of-way, and/or private property shall not be allowed.

- Pay telephones shall be constructed in a location and/or manner preventing their use by the occupant of any vehicle which is prohibited from the public sidewalk.
 - Pay telephones shall be secured so as to prevent toppling.
 - Pay telephones shall be located as far removed from the public roadway as existing right-of-way limits and/or sidewalk locations allow. They shall be placed such that their user is standing on existing public sidewalk, or an additional concrete pad provided for such purpose.
 - Pay telephones shall be capable of being programmed to be inoperative for designated periods of time, with the exception of 911 emergency calls; shall be capable of being converted to one way service, thereby blocking all incoming calls; shall be capable of being programmed to provide lists of each outgoing call as to the number called, its duration, and the date and time of the call; shall have built in volume control; and shall have a key pad that prevents the use of pagers or beepers.
 - Pay telephones shall allow a "direct dial" of 911 without the need to first use a coin or a credit card or the need to dial the operator;
 - Pay telephones shall have a functioning coin return mechanism;
 - Pay telephones shall be maintained in a properly functioning, clean, neat, damage free, and attractive condition, free of rust, graffiti, and stickers not placed by the owner, and free of danger of electrical shock;
 - Pay telephones shall not be used for advertising signs or publicity of any sort;
 - Pay telephones shall allow police officers to make calls to their dispatcher at any time without cost.
 - Pay telephones shall be well lighted, either directly or by ambient light, in such a manner as to assist in the safe and easy use of said telephone.
2. Upon written request by the Director, or the Director of Public Safety, or their designee, the pay telephone provider shall submit a copy of complete and accurate books and records, including maintenance and repair history, and including a compilation of all incoming and outgoing call quantities by date and hour of the day for each pay telephone designated within said request.
 3. Within thirty (30) days after the installation of a pay telephone, the outdoor pay telephone provider shall submit the following detailed information relative to each installation to the Transportation Division Administrator:
 - Type of installation, e.g. pedestal mount, wall mount, booth, etc
 - Telephone number for that public pay telephone

- A description of services provided to users of the public pay telephone, including any special telephone features that have been activated at this location.
- Any identification number utilized by the pay telephone provider to identify said telephone

The owner shall promptly notify the Transportation Administrator in writing of any changes to this information as they occur.

4. Shall remove any pay telephone installation that is found to be a cause of public nuisance by the Director or Public Safety Director, and return the area where said pay telephone was removed to its original condition.
5. Shall implement or install special telephone service features on their pay telephones if requested to do so by the Director or the Director of Public Safety.

2.1 Prohibited Locations: No pay telephone shall be installed, located, or maintained within the prohibited public right-of-way locations described herein:

- Pay telephones shall not be placed in a location such that it and/or its user restricts available sidewalk width to a dimension of less than seven (7) feet on arterial roadways and six (6) feet on all others.
- Pay Telephones shall not be placed such that it is located to the front, rear, or side of a property with a residential zoning classification, or within a one hundred (100) foot radius thereto.
- Pay telephones shall not be placed within five hundred (500) feet of any location that has been determined by the Director to create a nuisance based upon prior actual use.
- Pay telephones shall not be placed or installed within five hundred (500) feet of any other pay telephone that is visible from the proposed site, whether that other pay telephone is located on private property or within the public right-of-way.

A pay telephone provider may apply in writing to the Director for an exemption from the five hundred (500) feet restriction to place multiple outdoor pay telephones at one location, due to a demonstrated appropriate use or need for additional pay telephones as a result of a high level of pedestrian traffic, and a concentration of heavy usage of pay telephones at that location.

Legally placed existing pay telephones shall initially be considered exempt from the location prohibitions described above. However, those existing pay telephones may be ordered removed if later determined to be a public nuisance. If such determination is made, they shall be provided notice in accordance with Section 5, Director's Orders, of these rules and regulations.

3. Conditions of Permits

3.1 Permit Application Requirements

3.1.1 Right-of-Way Permits: In addition to the requirements of Section 910.04 of Columbus City Code, and the General Rules and Regulations associated thereto, an applicant seeking a Right-of-Way Permit for the purpose of installing and/or maintaining outdoor pay telephones within the public right-of-way shall provide the following additional information at the time of application.

- A statement certifying that all existing and/or proposed pay telephones are, or shall be, installed and/or maintained in accordance with all relevant city, state, and federal laws, rules and regulations, including those contained herein.
- A statement certifying the applicant's willingness to provide pay telephones that are capable of providing special telephone service features designed to reduce criminal activity. This statement shall attest to the applicant's willingness to replace any pay telephone that is incapable of providing these special features with one that is should an order to do so be given by the Director.
- A statement certifying the existence of a maintenance, inspection, and repair plan for all pay telephone installations within public rights-of-way.
- Persons with existing pay telephones within the public right-of-way that do not currently hold a valid Right-of-Way Permit in accordance with Chapter 910 of Columbus City Code shall submit a detailed list or map showing the location of their existing facilities.
- Persons believing their existing pay telephone facilities were legally placed within the public right-of-way shall submit evidence to support their claim.

(The lack of a valid Right-of-Way Permit, and/or previous agreement with the City including a valid Street Excavation/Occupancy Permit, shall constitute prima facie evidence that the telephones are illegally placed in the public Right-of-Way. The Director shall evaluate the evidence presented and determine whether the existing pay telephones are legally placed.)

3.1.2 Street Excavation/Occupancy Permits: In addition to the requirements of Chapter 903 of Columbus City Code, and the General Rules and Regulations associated thereto, an applicant seeking a Street Excavation/Occupancy Permit for the purpose of installing pay telephones within the public right-of-way, and/or an applicant seeking to obtain a Street Excavation/Occupancy Permit for the purpose of obtaining the Transportation Division Administrator's approval for an illegally placed existing pay telephone to remain in place, shall provide the following additional information at the time of application:

- The name of the associated pay telephone provider

- Details on the proposed method of securing pay telephones from toppling or being toppled.
- A written statement that no other existing pay telephones, within a radius of five hundred (500) feet, are visible from the proposed installation site, whether located on public or private property.
- A detailed plot plan for each pay telephone location proposed within the public right-of-way. This plot plan shall be drawn to a standard engineering scale with all existing ground level and above ground features accurately portrayed as to the size and type of feature described. This shall include items such as existing signs, curb ramps, marked cross walks, curbs, sidewalks, trees and tree wells, utility poles, parking meters, benches, bus shelters, manholes, vault lids, grates, pull boxes, news racks, etc. Also to be shown is the location, dimension, and footprint of the proposed outdoor pay telephone, proposed position of payphone user, connecting service cables or wires (denoted as overhead or underground), and their relationship with other features, including the existing right-of-way line. Where proposed pay telephone features approach within five (5) feet of the minimum clearance requirements described within section 3.1.2.1 of this document, the applicant shall dimension said clearance upon their plot plan.
- In areas of the City having a commission with architectural review powers established by City Council, the applicant shall obtain and submit a Certificate of Appropriateness from said Commission for each proposed site within the Commission's jurisdiction as a part of their Street Excavation Permit applications.

Street Excavation/Occupancy Permit applications for the purpose of installing pay telephones shall be considered on a first come first served basis. If a permit is issued and the pay telephone has not been installed within sixty (60) days of permit issuance date, that permit shall be deemed null and void, and no extension shall be granted. The applicant may then re-apply, but their application will only be considered after all those applications received prior to that time.

Pay telephone providers shall obtain a Street Excavation/Occupancy Permit prior to the removal of an existing pay telephone. The area where the pay telephone was removed shall at minimum be returned to its previous condition.

3.1.2.1 Site Location Clearance Requirements: Pay telephones and the space necessary for their use by the public shall be subject to the following site location requirements:

- Shall not be placed in a location such that the pay telephone and/or its user restricts available sidewalk width to a dimension of less than seven (7) feet on arterial roadways or six (6) feet on all other roadways. These restrictions include spot location distances from all existing above ground features on, within, or above the sidewalk.

- Shall not be placed in a location which obstructs the clear sight triangle necessary to safely ingress and egress from one public or private street, or driveway to another public or private street or driveway.
- Shall not be placed in a location within five (5) feet of existing traffic control signs or other features, or so as to obstruct the necessary clear sight lines to said features.
- Shall not exceed nine (9) square feet with no single dimension greater than three (3) feet.
- Shall not be placed within five (5) feet of: any building doorway extended from the property line to curb; the intersection of any sidewalk with another sidewalk measured from the back of the sidewalk; any portion of a handicapped access ramp, whether on private property or public right-of-way; any portion of a driveway, including the flares; any handicapped parking zone or transit zone.
- Shall not be placed within ten (10) feet of any fire hydrant, street light pole, or traffic signal equipment (including poles and control boxes).
- Shall not be installed on or result in the destruction, damage, or removal of any part of a distinctive sidewalk. For purposes of these rules and regulations, "distinctive sidewalk" shall include but not be limited to a pavement of granite, slate, bluestone, brick, etc.
- Shall not be located so as to interfere with the normal operations of a fire escape nor where it will obstruct or impede the free ingress or egress of individuals seeking to use same.
- Shall not be installed in such a manner so as to affect the structural integrity of an underground vault, basement, sewer or other feature, or be located within five (5) feet of any existing ingress and egress thereto.

3.1.2.2 Deadline for the Submission of a Street Excavation /Occupancy Permit Application By Persons With Existing Pay Telephones Within The Public Right-Of-Way: Pay telephone service providers that have been determined by the Public Service Director to have illegally placed pay telephones within the public right-of-way shall upon the approval and issuance of a Right-of-Way Permit submit a Street Excavation/Occupancy Permit application for each location where an illegally placed pay telephone exists within the public right-of-way. Said submissions shall be made in accordance with Chapter 903 of Columbus City Code, the General Rules and Regulations associated thereto, as well as the additional Street Excavation/Occupancy Permit application requirements described within Section 3.1.2 of these rules and regulations.

These submissions shall be made within thirty (30) days of a Right-of-Way Permit having been issued in their name. Applications for the approval of illegally placed pay telephones within the public right-of-way shall be reviewed as if submitted for proposed locations. Only those locations that meet the standards for proposed pay telephone installations as described within these rules and regulations shall be approved. All others shall be denied and an order for their immediate removal issued.

Failure to comply with these requirements will result in immediate orders for the removal of your facilities from the public right-of-way, and/or the commencement of other legal action.

4. Finding of Public Nuisance: Upon receipt of a complaint concerning any public pay telephone, the Director, or their designee, shall initiate an investigation. Where said complaint alleges a nuisance due to illegal activities, the Director shall request the assistance of the Public Safety Director in this investigation. This investigation shall seek to determine whether the installation, maintenance, or use of the public pay telephone constitutes a public nuisance.

A pay telephone shall constitute a public nuisance when the Director, or his/her designee, determines that one or more of the following conditions exist:

- The pay telephone has been used in the commission of illegal drug transactions or, the soliciting, agreeing to engage in, or engaging in any act of prostitution; or, the commission of other criminal activities, or substantially contributes by its presence to the commission of illegal drug transactions or other criminal activity as evidenced by significant numbers of such crimes occurring in the vicinity of the telephone
- The existence of the public pay telephone has resulted in the congregation of persons who have made loud noises or other disturbances which have disrupted persons residing near the telephone, or disrupted business enterprises located near the telephone
- The existence of the public pay telephone has resulted in the congregation of persons who have interfered with pedestrian or vehicular traffic in the public right-of-way near the telephone, or have interfered with ingress to or egress from a building, parking lot, or other private property.
- Usage of the public pay telephone between the hours of 11:00 P.M. and 8:00 A.M. is significantly and repeatedly above normal usage for similarly situated public pay telephones during the same hours so as to indicate that the telephone is being used in the commission of illegal drug or other criminal activity.
- The existence of the outdoor pay telephone has substantially contributed by its presence to the congregation of persons consuming alcoholic beverages, or consuming illegal or controlled substances;
- The pay telephone has been used to abuse the 911 system.

- The owner of the public pay telephone has failed to keep the phone and its appurtenances clean, free of graffiti, and in good repair.
- The pay telephone and/or its users restrict available sidewalk width to a dimension of less than seven (7) feet on arterial roadways or six (6) feet on all others.
- The pay telephone was illegally placed within the public right-of-way.

Upon a determination by the Director that a particular pay telephone within the public right-of-way constitutes a public nuisance the Director shall issue orders to the pay telephone service provider advising them of the situation and stipulating the actions deemed necessary to eliminate said nuisance. Said required actions could include any one, or combination of, the following:

- Remove said pay telephone
- Install and/or initiate specific special telephone service features
- Clean, remove graffiti, stickers, and/or advertising, and/or repair said pay telephone

Nothing in these rules and regulations shall preclude the Director from ordering the removal of a telephone without first requiring the implementation of special features.

5. Director's Orders: Upon receipt of an order by the Director to remove a pay telephone, to install and/or implement special telephone service features to a pay telephone, or to clean, repair, remove graffiti or advertising, etc. from a pay telephone, the pay telephone provider shall remove said outdoor pay telephone, implement such special features, or perform said maintenance at the earliest moment possible, but in no case more than fourteen (14) days from their receipt of such notice.

Orders to remove, to install and/or implement special telephone service features, or perform necessary maintenance and cleaning shall be issued to the pay telephone service provider's single point of contact, as designated within their Right-of-Way Permit, by way of certified mail.

5.1 Pay Telephone Removal and/or Maintenance by the City: Pay telephones that are not removed, or modified with special telephone service features, in accordance with Director's Orders within the designated fourteen (14) day compliance period shall be subject to immediate removal by the City of Columbus at the owner's expense.

Pay telephones that are not cleaned in accordance with Director's Orders requiring that they be cleaned and free of graffiti, stickers or advertising within the designated fourteen (14) day compliance period shall be subject to being cleaned or removed by the City at the service provider's expense. Failure to reimburse the City for cleaning a pay telephone that the service provider failed to maintain in a clean condition, within thirty (30) days of invoice by the City, shall subject that pay telephone to immediate removal by the City at the owner's expense.

Any pay telephone removed by the city pursuant to this section may be reclaimed by its owner within thirty (30) days after its removal upon payment to the City of all removal costs associated with said pay telephone. In addition to the City's actual costs for removing said pay telephone, such costs shall also include the cost of removing any installation ancillary to the pay telephone and the cost of restoring the property to its original condition. Requests to reclaim confiscated facilities shall be made to Transportation Division.

Outdoor pay telephones not re-claimed after thirty (30) days shall be deemed forfeited to the City of Columbus. The City may dispose of all forfeited pay telephones as it sees fit and keep any money found within them.

6. Appeal Procedures:

6.1 Denied Right-of-Way Permits: Unsuccessful applicants for a Right-of-way Permit may appeal said decision in accordance with Section 910.04 of Columbus City Code and the General Rules and Regulations for Chapter 910.

6.2 Denied Street Excavation/Occupancy Permits: Unsuccessful applicants for a Street Excavation/Occupancy Permit to place a pay telephone within the public right-of-way may appeal the Transportation Division Administrator's decision by submitting a written request for appeal to the Director. Said submission shall include a letter of explanation detailing the reasons provided by the Transportation Division Administrator for denying said permit and an explanation as to the applicant's reasons for believing said permit should be issued.

The Director shall then review the matter and after affording the applicant an opportunity to be heard either in person or in writing render a final determination within thirty (30) days of the filing of the appeal, unless such period is waived by the applicant. Except to the extent otherwise appealable by law, the Director's decision shall be considered final.

6.3 Removal Orders/Orders to Install Special Telephone Service Features: Pay telephone service providers who receive a Director's Order to remove a pay telephone, or to initiate or install special telephone service features on pay telephones within the public right-of-way may appeal said decision by filing a written appeal with the City's Right-of-Way Board during their fourteen (14) day compliance period for making such changes.

The subject pay telephone service provider shall then have an opportunity to present their objections at the next regularly scheduled meeting of the Right-of-way Board. Except to the extent otherwise appealable by law, the Right-of-Way Board's decision shall be considered final.

Should the Right-of-Way Board uphold the Director's Order, the pay telephone service provider shall from the date of notice have seven (7) days to remove, or make the service changes requested to, the pay telephone in question.

If the pay telephone service provider fails to correct the violations within the prescribed seven (7) day compliance period following an unsuccessful appeal, the pay telephone shall be subject to immediate removal by the City of Columbus at the owner's expense.

6.4 Appeal Determinations: All appeal decisions shall be issued to the pay telephone service provider's single point of contact, as designated within their Right-of-Way Permit, by way of certified mail.

7. Penalties: Whoever violates any provision of these rules and regulations shall be subject to the penalties described within Section 910.99 of Columbus City Code.

APPROVED

TRANSPORTATION ADMINISTRATOR

DATE

PUBLIC SERVICE DIRECTOR

DATE

DRAFT