

# **Columbus City Bulletin**



**Bulletin #49  
December 3, 2005**

# Proceedings of City Council

Saturday, December 3, 2005



## **SIGNING OF LEGISLATION**

(With the exception of Ordinance 2036-2005 which was signed by President Pro-Tem Mentel on Monday, *November 28, 2005*; Mayor, Michael B. Coleman on Wednesday, *November 30, 2005*; all legislation listed in this bulletin was signed by Council President Matthew Habash, on the night of the Council meeting, Monday, *November 28, 2005*; Mayor, Michael B. Coleman on Wednesday, *November 30, 2005* and attested by the City Clerk, Andrea Blevins prior to Bulletin publishing.)

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

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



# 2006 Proposed City Budget Ordinances



# City of Columbus Legislation Report

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

**File Number: 2044-2005**

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## Emergency

**File Number:** 2044-2005

**File Type:** Ordinance

**Status:** Tabled Indefinitely

**Version:** 1

**Controlling Body:** Finance Committee

**File Name:** 2006 General Fund Appropriation Ordinance

**Introduced:** 11/17/2005

**Requester:**

**Cost:** \$595,325,000.00

**Final Action:**

**Auditor Cert #:**

**Auditor:** When assigned an Auditor Certificate Number I, the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

**Contact Name/No.:** Jane Dunham 58059

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## Floor Action (Clerk's Office Only)

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### Mayor's Action

### Council Action

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date Passed/ Adopted

\_\_\_\_\_  
President of Council

\_\_\_\_\_  
Veto

\_\_\_\_\_  
Date

\_\_\_\_\_  
City Clerk

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### Title:

To make appropriations for the 12 months ending December 31, 2006, for each of the several Object Level 1s for which the City of Columbus has to provide from the monies known to be in the treasury of said City of Columbus, in the fund known as the General Fund, during the said 12 months from the collection of all taxes and from other sources of revenue, and to declare an emergency. (\$595,325,000)

### Sponsors:

### Indexes:

**Attachments:** 26 gf budget by div.xls

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## History of Legislative File

| Version: | Acting Body:          | Date:    | Action:                               | Sent To:            | Due Date: | Return Date: | Result: |
|----------|-----------------------|----------|---------------------------------------|---------------------|-----------|--------------|---------|
| 1        | Finance Drafter       | 11/17/05 | Sent for Approval                     | FINANCE<br>DIRECTOR |           |              |         |
|          | <b>Action Note:</b>   | jadunham |                                       |                     |           |              |         |
| 1        | FINANCE DIRECTOR      | 11/17/05 | Reviewed and<br>Approved              | Finance Drafter     |           |              |         |
|          | <b>Action Note:</b>   | jstaylor |                                       |                     |           |              |         |
| 1        | Finance Drafter       | 11/17/05 | Sent for Approval                     | Auditor Inbox       |           |              |         |
|          | <b>Action Note:</b>   | jadunham |                                       |                     |           |              |         |
| 1        | Auditor Reviewer      | 11/18/05 | Reviewed and<br>Approved              | Auditor Reviewer    |           |              |         |
| 1        | Finance Drafter       | 11/18/05 | Sent for Approval                     | Atty Inbox          |           |              |         |
|          | <b>Action Note:</b>   | jadunham |                                       |                     |           |              |         |
| 1        | CITY ATTORNEY         | 11/18/05 | Reviewed and<br>Approved              | Finance Drafter     |           |              |         |
|          | <b>Action Note:</b>   | jsg      |                                       |                     |           |              |         |
| 1        | Finance Drafter       | 11/18/05 | Sent to Clerk's Office<br>for Council | City Clerk Inbox    |           |              |         |
| 1        | Columbus City Council | 11/21/05 | Tabled Indefinitely                   |                     |           |              | Pass    |

**EBOCO:** Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

**City Attorney:** Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

### Explanation

This ordinance appropriates monies within the General Fund to the various departments, commissions, and offices of the government of the City of Columbus for the twelve months ending December 31, 2006.

### Title

To make appropriations for the 12 months ending December 31, 2006, for each of the several Object Level 1s for which the City of Columbus has to provide from the monies known to be in the treasury of said City of Columbus, in the fund known as the General Fund, during the said 12 months from the collection of all taxes and from other sources of revenue, and to declare an emergency. (\$595,325,000)

### Body

WHEREAS, the matter herein provided for constitutes an emergency in that it is immediately necessary to appropriate funds to the various city departments, commissions, and offices for a 12 month period beginning January 1, 2006, and ending December 31, 2006, for the immediate preservation of the public health, peace, property, safety and welfare; Now, Therefore:

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

Section 1. That from the monies in the fund known as the "Fund for General Purposes", otherwise known as the General Fund, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated to the use of the several departments, commissions and offices and Object Level 1s for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

See Attachment: GF Budget by div.xls

Section 2. That the monies appropriated in the foregoing Section 1, shall be paid upon the order of the respective department directors or Elected Officials for which the appropriations are made except that small claims in amount not to exceed Two Thousand Five Hundred Dollars (\$2,500.00) may be paid as authorized by Chapter 335 of the Columbus City Code, 1959, 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, pensions, 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 except that the monies appropriated in the foregoing Section 1, Division No. 20-01, be paid upon the order of the City Clerk or President of City Council; 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 the 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. Except that 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; such prior approval must be obtained before submission of any requisition for items coded as "Capital Outlay" to the Department of Finance and Management. The Director of the Department of Finance and Management will review such requests for conformity with the approved budget.

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 several department heads as granted in Section 2 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. Transfer 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 only be approved pursuant to a letter over the signatures of the head of the department, 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 the City Auditor shall transfer funds included in Object Level 110 of the Department of Finance and Management to the "Anticipated Expenditure Fund" in the fourth quarter of 2006, if authorized to do so by the Finance Director (\$1,850,000).

Section 7. That revenues generated by permit fees paid by cable television providers, known as "service permit fees" pursuant to Section 595 of the Columbus City Codes, as well as other revenues heretofore deposited into the the fund

known as the Cable Communications Fund, including any unencumbered balance in said fund as of December 31, 2005, be directed to the general fund beginning on January 1, 2006.

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



# City of Columbus Legislation Report

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

**File Number: 2051-2005**

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## Emergency

**File Number:** 2051-2005

**File Type:** Ordinance

**Status:** Tabled Indefinitely

**Version:** 1

**Controlling Body:** Finance Committee

**File Name:** 2006 Other Funds Appropriations

**Introduced:** 11/17/2005

**Requester:** Finance Drafter

**Cost:**

**Final Action:**

**Auditor Cert #:**

**Auditor:** When assigned an Auditor Certificate Number I, the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

**Contact Name/No.:** Jane Dunham 58059

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## Floor Action (Clerk's Office Only)

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### Mayor's Action

### Council Action

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date Passed/ Adopted

\_\_\_\_\_  
President of Council

\_\_\_\_\_  
Veto

\_\_\_\_\_  
Date

\_\_\_\_\_  
City Clerk

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**Title:** To make appropriations for the 12 months ending December 31, 2006, for other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary and to declare an emergency.

**Sponsors:**

**Indexes:**

**Attachments:**

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## History of Legislative File

| Version: | Acting Body:          | Date:    | Action:                               | Sent To:            | Due Date: | Return Date: | Result: |
|----------|-----------------------|----------|---------------------------------------|---------------------|-----------|--------------|---------|
| 1        | Finance Drafter       | 11/17/05 | Sent for Approval                     | FINANCE<br>DIRECTOR |           |              |         |
|          | <b>Action Note:</b>   | jadunham |                                       |                     |           |              |         |
| 1        | FINANCE DIRECTOR      | 11/17/05 | Reviewed and<br>Approved              | Finance Drafter     |           |              |         |
|          | <b>Action Note:</b>   | jstaylor |                                       |                     |           |              |         |
| 1        | Finance Drafter       | 11/17/05 | Sent for Approval                     | Auditor Inbox       |           |              |         |
|          | <b>Action Note:</b>   | jadunham |                                       |                     |           |              |         |
| 1        | Auditor Reviewer      | 11/18/05 | Reviewed and<br>Approved              | Auditor Reviewer    |           |              |         |
| 1        | Finance Drafter       | 11/18/05 | Sent for Approval                     | Atty Inbox          |           |              |         |
|          | <b>Action Note:</b>   | jadunham |                                       |                     |           |              |         |
| 1        | CITY ATTORNEY         | 11/18/05 | Reviewed and<br>Approved              | Finance Drafter     |           |              |         |
|          | <b>Action Note:</b>   | jsg      |                                       |                     |           |              |         |
| 1        | Finance Drafter       | 11/18/05 | Sent to Clerk's Office<br>for Council | City Clerk Inbox    |           |              |         |
| 1        | Columbus City Council | 11/21/05 | Tabled Indefinitely                   |                     |           |              | Pass    |

**EBOCO:** Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

**City Attorney:** Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

**Explanation**

## Explanation

This ordinance makes appropriations and transfers for the 12 months ending December 31, 2006, in various divisions and departments for funds other than the general fund.

**Title**

To make appropriations for the 12 months ending December 31, 2006, for other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary and to declare an emergency.

**Body**

WHEREAS, the matter herein provided for constitutes an emergency in that it is immediately necessary to appropriate funds for the various city departments for the 12 months beginning January 1, 2006 and ending December 31, 2006, and

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

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

SECTION 1. That from the monies in the fund known as the employee benefits fund, fund no. 502, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 4601 - Human Resources

Obj Level 1 01  
Amount \$1,243,933

Obj Level 1 02  
Amount \$45,500

Obj Level 1 03  
Amount \$560,293

TOTAL Fund No. 502 \$1,849,726

SECTION 2. That from the monies in the fund known as the Technology, fund no. 514, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 4701 - Technology Administration

Obj Level 1 01  
Amount \$907,413

Obj Level 1 02  
Amount \$1,480,692

Obj Level 1 03  
Amount \$3,005,596

Obj Level 1 06  
Amount \$804,000

TOTAL \$6,197,701

Division No. 4702 - Division of Information Services

Obj Level 1 01  
Amount \$9,793,392

Obj Level 1 02  
Amount \$448,159

Obj Level 1 03  
Amount \$5,879,728

Obj Level 1 04  
Amount \$940,000

Obj Level 1 06  
Amount \$199,280

Obj Level 1 07  
Amount \$356,777

TOTAL \$ 17,617,336

TOTAL Fund No. 514 \$ 23,815,037

SECTION 3. That from the monies in the fund known as the print services fund, fund no. 517, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 4550 - Finance and Management Print Services

Obj Level 1 01  
Amount \$126,028

Obj Level 1 02  
Amount \$37,500

Obj Level 1 03  
Amount \$77,000

TOTAL Fund No. 517 \$ 240,528

SECTION 4. That from the monies in the fund known as the land acquisition services fund, fund no. 525, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 2403 - Land Acquisition

Obj Level 1 01  
Amount \$707,515

Obj Level 1 02  
Amount \$10,150

Obj Level 1 03  
Amount \$74,759

TOTAL Fund No. 525 \$792,424

SECTION 5. That from the monies in the fund known as the fleet management services fund, fund no. 513, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 5901 - Public Service Administration

Obj Level 1 01  
Amount \$465,039

Obj Level 1 03  
Amount \$20,583  
TOTAL \$ 485,622

Division No. 5905 - Fleet Management

Obj Level 1 01  
Amount \$8,096,397

Obj Level 1 02  
Amount \$13,285,616

Obj Level 1 03  
Amount \$3,471,601

Obj Level 1 04  
Amount \$30,000

Obj Level 1 05  
Amount \$5,000

Obj Level 1 06  
Amount \$130,000

Obj Level 1 07  
Amount \$918,413  
TOTAL \$ 25,937,027

TOTAL Fund No. 513 \$26,422,649

SECTION 6. That from the monies in the fund known as the health special revenue fund, fund no. 250, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 5001 - Health

Obj Level 1 01  
Amount \$15,541,394

Obj Level 1 02  
Amount \$555,773

Obj Level 1 03  
Amount \$9,836,687

Obj Level 1 05  
Amount \$6,100

Obj Level 1 06  
Amount \$35,000

Obj Level 1 10  
Amount \$523,000

TOTAL in Fund no. 250 \$26,497,954

SECTION 7. That from the monies in the fund known as the recreation and parks operation and extension fund, fund no. 285, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 5101 - Recreation and Parks

Obj Level 1 01  
Amount \$23,291,083

Obj Level 1 02  
Amount \$810,991

Obj Level 1 03  
Amount \$7,427,570

Obj Level 1 05  
Amount \$80,000

Obj Level 1 10  
Amount \$189,312

TOTAL in Fund no. 285 \$31,798,956

SECTION 8. That from the monies in the fund known as the golf course operations fund, fund no. 284, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 5103 - Division of Golf

Obj Level 1 01  
Amount \$3,479,201

Obj Level 1 02  
Amount \$417,000

Obj Level 1 03  
Amount \$1,237,758

Obj Level 1 05  
Amount \$2,500

Obj Level 1 06

Amount \$30,000

TOTAL in Fund no. 285 \$5,166,459

SECTION 9. That from the monies in the fund known as the development services fund, fund no. 240, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 4401 - Development Administration

Obj Level 1 01  
Amount \$514,603

TOTAL \$514,603

Division No. 4403 - Building Services

Obj Level 1 01  
Amount \$12,079,737

Obj Level 1 02  
Amount \$84,025

Obj Level 1 03  
Amount \$2,364,907

Obj Level 1 05  
Amount \$61,800

Obj Level 1 06  
Amount \$856,000

TOTAL \$15,446,469

Division No. 5901 - Service Administration

Obj Level 1 01  
Amount \$356,986

Obj Level 1 03  
Amount \$32,345

TOTAL \$389,331

Division No. 5909 - Transportation

Obj Level 1 01  
Amount \$8,809,459

Obj Level 1 02  
Amount \$86,000

Obj Level 1 03  
Amount \$1,480,637

Obj Level 1 05  
Amount \$1,000

Obj Level 1 06  
Amount \$44,000

TOTAL \$10,421,096

TOTAL in Fund no. 240 \$26,771,499

SECTION 10. That from the monies in the fund known as the street construction, maintenance and repair fund, fund no. 265, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 5901 - Public Service Administration

Obj Level 1 01  
Amount \$1,911,845

Obj Level 1 03  
Amount \$123,512

TOTAL \$2,035,357

Division No. 5902 - Refuse Collection

Obj Level 1 01  
Amount \$864,820

Obj Level 1 02  
Amount \$3,921

Obj Level 1 03  
Amount \$10,300

TOTAL \$879,041

Division No. 5909 - Transportation

Obj Level 1 01  
Amount \$22,502,344

Obj Level 1 02  
Amount \$1,139,065

Obj Level 1 03  
Amount \$13,145,233

Obj Level 1 05

Amount \$81,600

Obj Level 1 06  
Amount \$330,000

TOTAL \$37,198,242

TOTAL in Fund no. 265 \$40,112,640

SECTION 11. That from the monies in the fund known as the sewerage system operating fund, fund no. 650, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 6005 - Sewerage and Drainage

Obj Level 1 01  
Amount \$36,603,167

Obj Level 1 02  
Amount \$5,732,100

Obj Level 1 03  
Amount \$39,364,906

Obj Level 1 04  
Amount \$37,142,034

Obj Level 1 05  
Amount \$790,000

Obj Level 1 06  
Amount \$5,470,000

Obj Level 1 07  
Amount \$26,071,544

Obj Level 1 10  
Amount \$15,217,660

TOTAL \$166,391,411

Division No. 6001 - Public Utilities Administration

Obj Level 1 01  
Amount \$2,746,602

Obj Level 1 02  
Amount \$39,148

Obj Level 1 03  
Amount \$255,524

TOTAL \$3,041,274

Division No. 6002 - Operational Support

Obj Level 1 01  
Amount \$1,336,878

Obj Level 1 02  
Amount \$281,981

Obj Level 1 03  
Amount \$1,450,124

Obj Level 1 06  
Amount \$137,340

TOTAL \$3,206,323

TOTAL in Fund no. 650 \$172,639,008

SECTION 12. That from the monies in the fund known as the storm sewer maintenance fund, fund no. 675, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 6015 - Storm Sewer

Obj Level 1 01  
Amount \$2,689,527

Obj Level 1 02  
Amount \$16,000

Obj Level 1 03  
Amount \$14,554,000

Obj Level 1 04  
Amount \$4,676,800

Obj Level 1 05  
Amount \$110,000

Obj Level 1 06  
Amount \$80,000

Obj Level 1 07  
Amount \$5,750,468

TOTAL \$27,876,795

Division No. 6002 - Operational Support

Obj Level 1 01  
Amount \$286,510

Obj Level 1 02  
Amount \$60,425

Obj Level 1 03  
Amount \$239,153

Obj Level 1 06  
Amount \$29,430

TOTAL \$615,518

TOTAL in Fund no. 675 \$28,492,313

SECTION 13. That from the monies in the fund known as the electricity enterprise fund, fund no. 550, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 6007 - Electricity

Obj Level 1 01  
Amount \$9,888,796

Obj Level 1 02  
Amount \$40,906,405

Obj Level 1 03  
Amount \$6,027,365

Obj Level 1 04  
Amount \$6,839,000

Obj Level 1 05  
Amount \$171,500

Obj Level 1 06  
Amount \$2,113,524

TOTAL \$65,946,590

Division No. 6001 - Public Utilities Administration

Obj Level 1 01  
Amount \$969,405

Obj Level 1 02  
Amount \$13,817

Obj Level 1 03  
Amount \$90,184

TOTAL \$1,073,406

Division No. 6002 - Operational Support

Obj Level 1 01  
Amount \$572,942

Obj Level 1 02  
Amount \$120,849

Obj Level 1 03  
Amount \$922,146

Obj Level 1 06  
Amount \$58,860

TOTAL \$1,674,797

TOTAL in Fund no. 550 \$68,694,793

SECTION 14. That from the monies in the fund known as the water system revenue, fund no. 600, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 6009 - Water System

Obj Level 1 01  
Amount \$38,259,037

Obj Level 1 02  
Amount \$14,013,718

Obj Level 1 03  
Amount \$24,407,456

Obj Level 1 04  
Amount \$24,793,820

Obj Level 1 05  
Amount \$116,000

Obj Level 1 06  
Amount \$1,755,400

Obj Level 1 07  
Amount \$12,220,183

Obj Level 1 10  
Amount \$7,487,000

TOTAL \$123,052,614

Division No. 6001 - Public Utilities Administration

Obj Level 1 01  
Amount \$1,669,512

Obj Level 1 02  
Amount \$23,796

Obj Level 1 03  
Amount \$155,318

TOTAL \$1,848,626

Division No. 6002 - Operational Support

Obj Level 1 01  
Amount \$986,758

Obj Level 1 02  
Amount \$208,129

Obj Level 1 03  
Amount \$1,890,735

Obj Level 1 06  
Amount \$101,370

TOTAL \$3,186,992

TOTAL in Fund no. 600 \$128,088,232

SECTION 15. That from the monies in the fund known as the computer system procurement & maintenance fund, fund no. 227, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 2501 - Municipal Court Judges Subfund 001

Obj Level 1 01  
Amount \$194,013

Obj Level 1 02  
Amount \$154,700

Obj Level 1 03  
Amount \$231,600

TOTAL \$580,313

Division No. 2601 - Municipal Court Clerk Subfund 002

Obj Level 1 01  
Amount \$980,831

Obj Level 1 02  
Amount \$176,500

Obj Level 1 03  
Amount \$801,047

Obj Level 1 06  
Amount \$344,000  
Obj Level 1 07  
Amount \$48,000

TOTAL \$2,350,378

TOTAL in Fund no. 227 \$2,930,691

SECTION 16. That from the monies in the fund known as the municipal court special projects fund, fund no. 226, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 2501 - Municipal Court Judges

Obj Level 1 01  
Amount \$1,060,853

Obj Level 1 02  
Amount \$28,500

Obj Level 1 03  
Amount \$429,600

TOTAL in Fund no. 226 \$1,518,953

SECTION 17. That from the monies in the fund known as the collection fee fund, fund no. 295, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 2401 - City Attorney

Obj Level 1 03  
Amount \$400,000

TOTAL \$400,000

Division No. 2601 - Municipal Court Clerk

Obj Level 1 01  
Amount \$114,278

Obj Level 1 03  
Amount \$360,000

TOTAL \$474,278

TOTAL in Fund no. 295 \$874,278

SECTION 18. That from the monies in the fund known as the economic stabilization fund, and from all revenues estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 4501 - Department of Finance and Management

Obj Level 1 10  
Amount \$12,000,000

TOTAL in Fund no. 011 \$12,000,000

SECTION 19. That from the monies in the fund known as the jobs growth fund, and from all revenues estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2006, there be and hereby are appropriated for the object level ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

Division No. 4405 - Division of Neighborhood Services

Obj Level 1 01  
Amount \$100,000

Division No. 5101 - Department of Recreation and Parks

Obj Level 1 01  
Amount \$100,000

TOTAL in Fund no. 015 \$200,000

SECTION 20. That the existing appropriations in funds for capital projects at December 31, 2006 are hereby reappropriated to the same division object level 1 and purpose originally authorized by the Council and that the outstanding encumbrances in those subfunds at December 31, 2006, are hereby re-encumbered.

SECTION 21. That the monies in the foregoing Sections 1 through 19 shall be paid upon the order of the respective department for which the appropriations are made except that small claims in amounts not to exceed Two Thousand Five Hundred (\$2,500.00) 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; that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pensions, dental insurance, and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance and Management or City Auditor; that the monies appropriated in the foregoing Section 1 shall be paid upon the order of the Director of the Department of Human Resources; that the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Director of the Department of Technology; that the monies appropriated in the foregoing Section 3 shall be paid upon the order of the Director of Finance and Management; that the monies appropriated in the foregoing Section 4 shall be paid upon the order of the City Attorney; that the monies appropriated in the foregoing Section 5 shall be paid upon the order of the Director of the Department of Public Service; that the monies

appropriated in the foregoing Section 6 shall be paid upon the order of the Health Commissioner; that the monies appropriated in the foregoing Sections 7 and 8 shall be paid upon the order of the Director of the Department of Recreation and Parks; that the monies appropriated in the foregoing Section 9, Divisions 44-01 and 44-03 shall be paid upon the order of the Director of the Department of Development; that the monies appropriated in the foregoing Section 9, Divisions 59-01 and 59-09, shall be paid upon the order of the Director of the Department of Public Service; that the monies appropriated in the foregoing Section 10 shall be paid upon the order of the Director of the Department of Public Service; that the monies appropriated in the foregoing Sections 11, 12, 13, and 14 shall be paid upon the order of the Director of the Department of Public Utilities; that the monies appropriated in the foregoing Section 15, Division 25-01 shall be paid upon the order of the Administrative Judge or for Division 26-01 shall be paid upon the order of Municipal Court Clerk; that the monies appropriated in the foregoing Section 16 shall be paid upon the order of the Administrative Judge; that the monies appropriated in the foregoing Section 17, Division 24-01 shall be paid upon the order of the City Attorney or, for Division 26-01 shall be paid upon the order of the Municipal Court Clerk; that the monies appropriated in the foregoing Section 18 shall be authorized to be transferred by the City Auditor, in consultation with the Finance and Management Director to the unappropriated balance of the general fund; that the monies appropriated in the foregoing Section 19, Division 44-05 shall be paid upon the order of the Director of the Department of Development or, for Division 51-01 shall be paid by the order of the Director of the Department of Recreation and Parks; 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 22. 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 23. That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each subdepartment's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and subdepartment, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the several department heads as granted in Section 21 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification; provided, however, that transfers may be made from one object level 1 to another, within any one department or division. Transfers of sums exceeding \$25,000.00 shall be authorized only by resolution of Council. Transfers of sums of \$25,000.00 or less shall only be approved pursuant to a letter over the signatures of the head of the department, the Director of the Department of Finance and Management, the City Auditor, and the Chairman of the Committee of Finance and Administration.

SECTION 24. That the City Auditor is hereby authorized and directed to pay obligations of various departments pertaining to preceding years obligations from current appropriates up to a maximum of \$25,000.00 per obligation.

SECTION 25. 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.



# City of Columbus Legislation Report

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

**File Number: 2071-2005**

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## Emergency

**File Number:** 2071-2005

**File Type:** Ordinance

**Status:** Second Reading

**Version:** 1

**Controlling Body:** Finance Committee

**File Name:** 2006 Selected Other Funds Ordinance

**Introduced:** 11/21/2005

**Requester:** Finance Drafter

**Cost:**

**Final Action:**

**Auditor Cert #:**

**Auditor:** When assigned an Auditor Certificate Number I, the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

**Contact Name/No.:** Rob Newman/58071

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## Floor Action (Clerk's Office Only)

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### Mayor's Action

### Council Action

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date Passed/ Adopted

\_\_\_\_\_  
President of Council

\_\_\_\_\_  
Veto

\_\_\_\_\_  
Date

\_\_\_\_\_  
City Clerk

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**Title:** To make appropriations for the 12 months ending December 31, 2006, for selected other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

**Sponsors:**

**Indexes:**

**Attachments:**

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## History of Legislative File

| Version: | Acting Body:        | Date:                  | Action:                            | Sent To:         | Due Date: | Return Date: | Result: |
|----------|---------------------|------------------------|------------------------------------|------------------|-----------|--------------|---------|
| 1        | Finance Drafter     | 11/21/05               | Sent for Approval                  | Finance Drafter  |           |              |         |
|          | <b>Action Note:</b> | jadunham               |                                    |                  |           |              |         |
| 1        | Finance Drafter     | 11/23/05               | Sent for Approval                  | FINANCE DIRECTOR |           |              |         |
|          | <b>Action Note:</b> | rwnewman               |                                    |                  |           |              |         |
| 1        | FINANCE DIRECTOR    | 11/23/05               | Reviewed and Approved              | Finance Drafter  |           |              |         |
|          | <b>Action Note:</b> | VNSherman for JSTaylor |                                    |                  |           |              |         |
| 1        | Finance Drafter     | 11/23/05               | Sent for Approval                  | Auditor Inbox    |           |              |         |
|          | <b>Action Note:</b> | rwnewman               |                                    |                  |           |              |         |
| 1        | Auditor Reviewer    | 11/23/05               | Reviewed and Approved              | Auditor Reviewer |           |              |         |
| 1        | CITY AUDITOR        | 11/23/05               | Reviewed and Approved              | Finance Drafter  |           |              |         |
| 1        | Finance Drafter     | 11/23/05               | Sent to Clerk's Office for Council | City Clerk Inbox |           |              |         |
|          | <b>Action Note:</b> | rwnewman               |                                    |                  |           |              |         |

**EBOCO:** Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

**City Attorney:** Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

### Explanation

This ordinance makes appropriations and authorizes transfers for the 12 months ending December 31, 2006, in various divisions and departments for selected funds other than the General Fund or Operating Funds.

### Title

To make appropriations for the 12 months ending December 31, 2006, for selected other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

### Body

**WHEREAS**, the matter herein provided for constitutes an emergency in that it is immediately necessary to appropriate funds for the various city departments for the 12 months beginning January 1, 2006, and ending December 31, 2006, and

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

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

**SECTION 1.** That from the monies in the fund known as the Recreation and Parks Debt Service Fund, Fund No. 411, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the Object Level Ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

**Division No. 22-01 - City Auditor**

Object - 10  
Purpose - Debt Transfer  
Amount - \$ 789,887

**Total - \$ 789,887**

**SECTION 2.** That from the monies in the fund known as the Hotel-Motel Tax Fund, Fund No. 231, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the Object Level 1's for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

**Division No. 20-01 - City Council**

Object - 03  
Purpose - Services for Operation and Maintenance  
Amount - \$ 7,980,000

**Total - \$ 7,980,000**

**SECTION 3.** That from the unappropriated monies in the fund known as the Franklin County Convention Facilities Authority Fund, Fund No. 282, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2006, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2006, for the payment of lease expenses to the Franklin County Convention Facilities Authority:

**Division No. 45-01 - Department of Finance and Management**

OCA - 280974  
Object - 03  
OL3- 3301  
Purpose - Lease  
Amount- \$ 6,399,160

**Total - \$ 6,399,160**

**SECTION 4.** That from the unappropriated monies in the fund known as the Capitol South Fund, Fund No. 481, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2006, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2006:

**Division No. 45-01 - Department of Finance and Management**

OCA - 901133  
Object - 10  
OL3- 5501  
Purpose - Debt Transfer  
Amount- \$ 1,446,323

**Total - \$1,446,323**

**SECTION 5.** That from the unappropriated monies in the Airport Operating Fund, Fund No. 944, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2006, there be and hereby are appropriated for the Object Level Ones for which the corporation has to provide the following sums for use during the 12 months ending December 31, 2006:

**Division No. 60-10 - Airports**

OCA - 660036  
Object - 04  
OL3- 4410  
Purpose - Bond Principal Payment  
Amount- \$1,865,000

OCA - 660036  
Object - 07  
OL3- 7411  
Purpose - Bond Interest Payment  
Amount- \$148,780

**Total - \$2,013,780**

**SECTION 6.** That from the monies in the funds known as the Sewer System Revenue Bond Reserve Fund and Water System Revenue Bond Reserve Fund, and from all monies estimated to come into said funds from any and all sources during 2006, there be and hereby are appropriated the following sums:

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

OCA - 605824  
Object - 04  
OL3- 4407  
Purpose - Bond Principal Payment  
Amount- \$12,340,000

OCA - 605824  
Object - 07  
OL3- 7408  
Purpose - Bond Interest Payment  
Amount- \$5,558,450

**Total - \$17,898,450**

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

OCA - 602987  
Object - 04  
OL3- 4407  
Purpose - Bond Principal Payment  
Amount- \$5,875,000

OCA - 602987  
Object - 07

OL3- 7408

Purpose - Bond Interest Payment

Amount- \$1,692,000

**Total - \$7,567,000**

**SECTION 7.** That from the unappropriated monies in the fund known as the Special Income Tax Fund, Fund No. 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2006, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2006, for the payment of principal and interest on outstanding notes and bonds, bond and note issuance costs, bond counsel costs, and tipping fees:

**Division No. 22-01 - City Auditor**

OCA - 220749

Object - 04

OL3- 4425

Purpose - OPWC

Amount- \$400,000

OCA - 901975

Object - 10

OL3- 5501

Purpose - Bond Principal Payment

Amount- \$84,273,530

OCA - 901983

Object - 10

OL3- 5501

Purpose - Bond Interest Payment

Amount- \$39,193,992

**Total - \$123,867,522**

**Division No. 59-02 - Refuse Collection**

OCA - 592220

Object - 03

OL3- 3389

Purpose - Tipping Fee- Refuse Disposal

Amount- \$13,809,000

**Total - \$13,809,000**

**Division No. 24-01 - City Attorney**

OCA - 240259

Object - 03

OL3- 3324

Purpose - Bond Counsel Expense

Amount- \$125,000

**Total - \$125,000**

**Division No. 45-01 - Finance and Management Department**

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

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

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

OCA - 450148  
Object - 03  
OL3- 3348  
Purpose - Banking/Financial/Bond Services \*  
Amount- \$65,000

OCA - 450148  
Object - 03  
OL3- 3332  
Purpose - Subscriptions  
Amount- \$3,000

**Total - \$223,000**

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

**SECTION 8.** That from the unappropriated monies in the fund known as the Easton TIF Debt Service Fund, Fund No. 401, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2006, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2006:

**Division No. 44-01 - Development**

OCA - 901401  
Object - 10  
OL3- 5501  
Purpose - Debt Transfer  
Amount- \$1,977,933

**Total - \$1,977,933**

**SECTION 9.** That from the unappropriated monies in the fund known as the Polaris TIF Debt Service Fund, Fund No. 402, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other

purpose during the fiscal year ending December 31, 2006, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2006:

**Division No. 59-01 - Public Service Director**

OCA - 442131  
Object - 10  
OL3- 5501  
Purpose - Debt Transfer  
Amount- \$1,109,243

**Total - \$1,109,243**

**SECTION 10.** That from the unappropriated monies in the fund known as the Brewery District TIF Debt Service Fund, Fund No. 409, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2006, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2006:

**Division No. 22-01 - City Auditor**

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

**Total - \$136,000**

**SECTION 11.** That from the unappropriated monies in the fund known as the Waggoner Road TIF Debt Service Fund, Fund No. 410, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2006, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2006:

**Division No. 22-01 - City Auditor**

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

**Total - \$60,000**

**SECTION 12.** That from the unappropriated monies in the fund known as the Municipal Court Computer Fund, Fund No. 227, Computer Systems, Subfund 002, 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, 2006, there be and hereby are appropriated the following sums for use during the 12 months ending December 31, 2006:

**Division No. 26-01 - Municipal Court Clerk**

OCA 260208  
Object - 07  
OL3- 7411  
Purpose - Bond Interest Payments  
Amount- \$48,000

Total - \$48,000

**SECTION 13.** That the monies in the foregoing Sections 1 through 12 shall be paid upon the order of the respective departments for which the appropriations are made except that small claims may be paid as authorized by Chapter 335 of the Columbus City Code, 1985, as amended; and except that payments or transfers between departments, divisions or funds of the City may be made by the City Auditor; that payments for premiums for official bonds, depository commissions, employees' hospitalization, life insurance, pensions, dental insurance, and prepaid legal services, shall be made on the order and approval of the Director of the Department of Finance and Management or City Auditor; that the monies appropriated in the foregoing Section 1 shall be paid upon the order of the City Auditor; that the monies appropriated in the foregoing Section 2 shall be paid upon the order of the President of Council or City Clerk; that the monies appropriated in the foregoing Sections 3 and 4 shall be paid upon the order of the Director of the Department of Finance and Management; that the monies appropriated in the foregoing Section 5 shall be paid upon the order of the Public Utilities Director; that the monies appropriated in the foregoing Section 6 shall be paid by upon the order of the Director of the Department of Public Utilities, that the monies appropriated in the foregoing Section 7 shall be paid by upon the order of the City Auditor or the City Attorney or the Director of the Department of Finance and Management or the Director of the Department of Public Safety or the Director of the Department of Public Service; that the monies appropriated in the foregoing Sections 8, 9, 10 and 11 shall be paid by upon the order of the Director of Development, the Director of Public Service or the City Auditor, that the monies appropriated in the foregoing Section 12 shall be paid upon the order of the Municipal Court Clerk, 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 14.** 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 15.** That with the exception of the provisos (reasons) established in previous sections, as stated in the reason paragraphs following each subdepartment's appropriation, it is understood that this Council is not making specific appropriations for each item of every classification hereinbefore contained but only for the total for each department and subdepartment, as shown in the final column. The itemized classification shall, however, constitute limitations on the powers of the several department heads as granted in Sections 8, 9, 10 and 11 and no such officer shall make any expenditure for any other purpose in any amount beyond that of the particular classification; provided, however, that transfers may be made from one Object Level 1 to another, within any one department or division. Transfers of sums exceeding \$25,000.00 shall be authorized only by resolution of Council. Transfers of sums of \$25,000.00 or less, shall only be approved pursuant to a letter over the signatures of the head of the department, the Director of the Department of Finance and Management, the City Auditor, and the Chairman of the Committee of Finance and Administration.

**SECTION 16.** 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 17.** 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.



# City of Columbus Legislation Report

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

**File Number: 2080-2005**

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## Emergency

**File Number:** 2080-2005

**File Type:** Ordinance

**Status:** Second Reading

**Version:** 1

**Controlling Body:** Finance Committee

**File Name:** 2006 Sinking Fund Appropriation Ordinance

**Introduced:** 11/22/2005

**Requester:** Finance Drafter

**Cost:**

**Final Action:**

**Auditor Cert #:**

**Auditor:** When assigned an Auditor Certificate Number I, the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

**Contact Name/No.:** Rob Newman/58071

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## Floor Action (Clerk's Office Only)

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### Mayor's Action

### Council Action

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date Passed/ Adopted

\_\_\_\_\_  
President of Council

\_\_\_\_\_  
Veto

\_\_\_\_\_  
Date

\_\_\_\_\_  
City Clerk

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### Title:

To make appropriations for the 12 months ending December 31, 2006 for the Sinking Fund - Bond Note Retirement Funds, and to declare an emergency.

### Sponsors:

### Indexes:

**Attachments:** Ord#2080-2005 RequirementsForDebtService.xls

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## History of Legislative File

| Version: | Acting Body:        | Date:                  | Action:                            | Sent To:         | Due Date: | Return Date: | Result: |
|----------|---------------------|------------------------|------------------------------------|------------------|-----------|--------------|---------|
| 1        | Finance Drafter     | 11/23/05               | Sent for Approval                  | FINANCE DIRECTOR |           |              |         |
|          | <b>Action Note:</b> | rwnewman               |                                    |                  |           |              |         |
| 1        | FINANCE DIRECTOR    | 11/23/05               | Reviewed and Approved              | Finance Drafter  |           |              |         |
|          | <b>Action Note:</b> | VNSherman for JSTaylor |                                    |                  |           |              |         |
| 1        | Finance Drafter     | 11/23/05               | Sent for Approval                  | Auditor Inbox    |           |              |         |
|          | <b>Action Note:</b> | rwnewman               |                                    |                  |           |              |         |
| 1        | Auditor Reviewer    | 11/23/05               | Reviewed and Approved              | Auditor Reviewer |           |              |         |
| 1        | CITY AUDITOR        | 11/23/05               | Reviewed and Approved              | Finance Drafter  |           |              |         |
| 1        | Finance Drafter     | 11/23/05               | Sent to Clerk's Office for Council | City Clerk Inbox |           |              |         |
|          | <b>Action Note:</b> | rwnewman               |                                    |                  |           |              |         |

**EBOCO:** Following review and approval, when required, the Equal Business Opportunity Commission Office certifies compliance with Title 39 as of date listed.

**City Attorney:** Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

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**Explanation**

This ordinance makes appropriations for the 12 months ending December 31, 2006 for the Sinking Fund - Bond and Note Retirement Funds. The appropriation authority allows the Trustees of the Sinking Fund to make general obligation debt service payments.

**Title**

To make appropriations for the 12 months ending December 31, 2006 for the Sinking Fund - Bond Note Retirement Funds, and to declare an emergency.

**Body**

WHEREAS, the matter herein provided for constitutes an emergency, in that it is immediately necessary to appropriate funds for the Sinking Fund - Bond and Note Retirement Funds for the 12 months beginning January 1, 2006 in order that funds may be legally expended, and for the immediate preservation of the public health, peace, property, safety and welfare of the City of Columbus; Now, Therefore:

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

SECTION 1. That from the monies in the funds known as the Sinking Fund, Bond and Note Retirement Funds, in the custody of the Sinking Fund Trustees, and from all monies estimated to come into said funds during the year ending December 31, 2006, the following amounts are appropriated for the payment of the principal and interest on bonds and notes coming due during the year of 2006, and administrative expenses therefore, and the Council hereby confers upon the Sinking Fund the responsibility of administering the principal and interest payments on outstanding bond and note debt.

**REQUIREMENTS FOR DEBT SERVICE (refer to attachment Ord# 2080-2005 RequirementsForDebt Service.xls)**

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

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.***

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Monday, November 28, 2005

5:00 PM

Columbus City Council

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Columbus City Council

Journal

November 28, 2005

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**REGULAR MEETING NO. 64 OF COLUMBUS CITY COUNCIL, NOVEMBER 28,  
2005 at 5:00 P.M. IN COUNCIL CHAMBERS.**

**ROLL CALL**

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

**READING AND DISPOSAL OF THE JOURNAL**

**A motion was made by Mr. Boyce, seconded by Ms. Hudson, 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

**ADDITIONS OR CORRECTIONS TO THE AGENDA**

**C0037-2005**

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY  
CLERK'S OFFICE AS OF WEDNESDAY, NOVEMBER 23, 2005:

New Type: D3  
To: Cuisine of India Inc  
8475 Sancus Blvd  
Columbus, Ohio 43240  
permit # 1845243

Transfer Type: D2  
To: Polaris Wings LLC  
DBA Hooters  
8591 Sancus Boulevard  
Columbus, Ohio 43240  
From: Bento Go Go High Street Inc  
1728 N High St & Patio  
Columbus, Ohio 43201  
permit # 6985060

Transfer Type: D1  
To: Polaris Wings LLC  
DBA Hooters

8591 Sancus Boulevard  
Columbus, Ohio 43240  
From: Costa Brava Ltd  
A C Strip Rcvr  
DBA Casa Fiesta  
1270 Morse Rd  
Columbus, Ohio 43229  
permit # 6985060

Transfer Type: D1, D2, D3, D3A  
To: Odis Inc  
DBA Towne Pub  
Entire Bldg  
164 N Wilson Rd  
Columbus, Ohio 43204  
From: New Towne Pub Inc  
DBA Towne Pub  
Entire Bldg  
164 N Wilson Rd  
Columbus, Ohio 43204  
permit # 6503170

Stock Type: C1, C2, D6  
To: Johnsons Oakland Market Inc  
884 Oakland Park Av 1st Fl  
Columbus, Ohio 43224  
permit # 4316040

Advertise 12/03/05  
Return 12/21/05

## FIRST READING OF 30-DAY LEGISLATION

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

2026-2005 FR To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with S4 Consulting as provided for in Columbus City Council Resolution 075X-2004 adopted March 29, 2004.

**Read for the First Time**

2055-2005 FR To authorize the Director of the Department of Development to enter into a Columbus Downtown Office Incentive Program agreement with BHDP Architecture as provided in Columbus City Council Resolution 075X-2004 adopted March 29, 2004.

**Read for the First Time**

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

1902-2005 FR To authorize and direct the Finance and Management Director to contract for the 3rd year option for the lease of copy machines for the Division of Police with Xerox Corporation; and to authorize the expenditure of \$86,500.00 from the General Fund budget. (\$86,500.00)

**Read for the First Time****PUBLIC SERVICE & TRANSPORTATION: O'SHAUGHNESSY, CHR. HUDSON TAVARES HABASH**

- 1958-2005 FR To accept the plats titled THE TRAILS AT CHATTERTON EAST SECTION 1 PART 1, THE TRAILS AT CHATTERTON EAST SECTION 1 PART 2 and THE TRAILS AT CHATTERTON EAST SECTION 1 PART 3, from MARONDA HOMES, INC. OF OHIO, an Ohio corporation, by MARK A. DEMAREST, Vice President.

**Read for the First Time**

- 1993-2005 FR To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant an encroachment easement into the south side of the East State Street right-of-way adjacent to 229 East State Street to allow for the construction of footings for a proposed building addition to the Schoedinger Funeral Home at 229 East State Street.

**Read for the First Time**

- 2003-2005 FR To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant a 0.001-acre encroachment easement into the south side of Grove Street to Columbus State Community College.

**Read for the First Time****UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH**

- 1950-2005 FR To authorize the Director of Finance and Management to establish a purchase order with Bob McDorman Chevrolet Inc. for the purchase of one (1) Tandem Axle Dump Truck for the Division of Sewerage and Drainage, and to authorize the expenditure of \$81,727.00 from the Sewerage System Operating Fund. (\$81,727.00)

**Read for the First Time****RULES & REFERENCE: HABASH, CHR. MENTEL HUDSON TAVARES**

- 2024-2005 FR To amend section 4113.79 of the Columbus Building Code, Title 41, in order to provide for a seventy-five (75) day review period and electronic posting of applications prior to the issuance of demolition permits.

Sponsors: Maryellen O'Shaughnessy

**Read for the First Time****ZONING: MENTEL, CHR. BOYCE HABASH HUDSON O'SHAUGHNESSY TAVARES THOMAS**

- 1584-2005 FR To rezone 736 NORTH WILSON ROAD (43204), being 1.80± acres located on the east side of Wilson Road, 195± feet south of Enterprise Avenue, From: R, Rural District To: L-M, Limited Manufacturing District (Rezoning # Z05-028).

**Read for the First Time**

- 1612-2005 FR To grant a variance from the provisions of Section 3361.02, CPD, Commercial Planned Development District of Columbus City Codes; for the property located at 1675 GEORGESVILLE SQUARE DRIVE (43228), to permit limited outdoor storage in the CPD Commercial Planned Development District.

**Read for the First Time**

- 1780-2005** FR To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District use; 3332.05, Area district lot width requirements; 3332.15, R-4 area district requirements; 3332.19, Fronting on a public street; 3332.20, Building lines; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3332.38(G), Private Garage; 3342.24, Surface; of the City of Columbus codes, for the property located at 216 WEST HUBBARD AVENUE (43215), to conform an existing single-family dwelling and permit a second single-family dwelling (carriage house) on one lot with reduced development standards in the R-4, Residential District. (Council Variance # CV05-045)

**Read for the First Time**

- 1861-2005** FR To rezone 4871 WARNER ROAD (43081), being 43.73± acres located on the south side of Warner Road, 1400± feet east of Ulry Road, From: R, Rural District, To: PUD-8, Planned Unit Development District (Rezoning # Z03-094).

**Read for the First Time**

- 1876-2005** FR To amend Zoning Ordinance No. 0137-03, passed on February 10, 2003 (Z02-034), to modify the CPD, Commercial Planned District Text and site plan consistent with Council Variance CV05-019 for property located at 1675 GEORGESVILLE SQUARE DRIVE (43228), being 16.35± acres located at the northeast corner of Holt Road and Georgesville Square Drive. (Z02-034A)

**Read for the First Time**

- 1930-2005** FR To rezone 1451 WEST FIFTH AVENUE (43212), being 3.19± acres located at the southwest corner of West Fifth Avenue and Grandview Avenue, From: C-4 and C-5, Commercial Districts, To: CPD, Commercial Planned Development District. (Rezoning # Z05-049)

**Read for the First Time**

- 1994-2005** FR To rezone 220 PARK ROAD (43235), being 17.55± acres located on the north side of Park Road, 1059± feet east of Flint Road, From: R, Rural District, To: PUD-6, Planned Unit Development District (Rezoning # Z05-048).

**Read for the First Time**

- 2014-2005** FR To grant a Variance from the provisions of Sections 3367.01, M-2, Manufacturing District; 3367.15, M-2, Manufacturing district special provisions; 3342.17, Parking lot screening; 3342.18, Parking setback; 3342.24, Surface; and 3342.28, Minimum number of parking spaces required; of the Columbus City Codes for the property located at 2436 WOOD AVENUE (43221), to permit a gymnastics school with a maximum of 10,600 square feet in an existing 14,600 square foot warehouse building with reduced development standards in the M-2, Manufacturing District, and to repeal Ordinance 1996-93, passed October 4, 1993 (Council Variance # CV02-059).

**Read for the First Time**

- 2047-2005** FR To rezone 4706 WESTERVILLE ROAD (43231), being 2.69± acres located on the east side Westerville Road, 277± feet north of Westerville Woods Drive, From: R-1, Residential District To: L-M, Limited Manufacturing

District (Rezoning # Z05-034).

**Read for the First Time**

## CONSENT ACTIONS

### ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH

**1938-2005** CA To enter into contract with The Shamrock Companies, Inc. for the production of 2004-2005 personalized income tax forms for the Department of the City Auditor, Division of Income Tax and to authorize the expenditure of \$47,716.00

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

**1959-2005** CA To authorize the City Auditor to transfer and increase, if necessary, appropriations within any of the various funds of the City to provide for payrolls, internal services, and other obligations for 2005 and to authorize the payment of payrolls and other obligations due in 2006 prior to the passage of the 2006 appropriation ordinances; and to declare an emergency.

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

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

**1888-2005** CA To authorize an additional appropriation of \$6,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the S.T.O.P. program. (\$6,000.00)

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

**1894-2005** CA To authorize and direct the Finance and Management Director to contract for the rental of parking spaces for the Division of Police, to authorize the expenditure of \$150,000.00 from the General Fund; and to declare and emergency. (\$150,000.00)

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

**1912-2005** CA To authorize and direct the Director of Public Safety to enter into a contract with the Association for Psychotherapy, Inc. for The Division of Police for police applicant psychological screenings, to authorize the expenditure of \$39,750.00 from the General Fund; and to declare an emergency. (\$39,750.00).

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

**1913-2005** CA To authorize and direct the Director of Public Safety to enter into a contract with the Ohio State University for the Division of Police for pre-employment physical examinations, to authorize the expenditure of \$38,910.25 from the General Fund; and to declare an emergency. (\$38,910.25).

**A motion was made by President Pro-Tem Mendel, 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 Mendel and President Habash

**1955-2005** CA To authorize the Director of Public Safety to enter into an agreement with

the Office of the Governor's Highway Safety Representative, State of Ohio, to participate in the Traffic Overtime Enforcement Program (2005-2006) and to authorize an appropriation of \$73,356.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the Traffic Overtime Enforcement Program (2005-2006) and to declare an emergency. (\$73,356.00)

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

- 2007-2005 CA To authorize the Director of Public Safety to enter into an agreement with the Office of the Governor's Highway Safety Representative, State of Ohio to participate in the Ohio Safe Commute (2005-Phase 2) program and to authorize an appropriation of \$72,039.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the CPD-Ohio Safe Commute (2005-Phase 2) project and to declare an emergency. (\$72,039.00)

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

- 2039-2005 CA To authorize and direct the City Auditor to provide for the transfer of \$96,000 between various objects within the Cable Fund, to allow the Support Services Division to continue to operate through the end of 2005 without interruption; and to declare an emergency. (\$96,000)

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

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

- 1962-2005 CA To authorize the Director of the Department of Development to modify the Community Values & Cultural Life contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.

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

- 1995-2005 CA To authorize the Director of the Department of Development to modify the Empowerment Zone Year 2004 Economic Opportunities contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.

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

- 2001-2005 CA To authorize the Director of the Department of Development to modify the Empowerment Zone Year 2001 Economic Opportunity program contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.

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

- 2005-2005 CA To authorize the Director of the Department of Development to modify the Empowerment Zone Year 2002 Economic Opportunities program contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.

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

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

- 1920-2005 CA To authorize the Finance and Management Director to issue purchase orders for the purchase of tires, lighting and batteries for the Fleet

Management Division per the terms and conditions of State and Universal Term Contracts, to authorize the expenditure of \$59,000.00 from the Fleet Management Services Fund, and to declare an emergency. (\$59,000.00)

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

Abstained: 1 - Ms. Thomas

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

- 1921-2005** CA To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant an encroachment easement into the south side of the East Broad Street right-of-way approximately 25 feet west of Lazelle Street to allow for the construction of a handicapped access to the historic Trinity Episcopal Church.

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

- 0163X-2005** CA To declare the official intent and reasonable expectation of the City of Columbus on behalf of the State of Ohio (the borrower) to reimburse the State Issue II Project Fund for the McKinley Avenue - Central Avenue to Souder Avenue and Morse Road - Phase I Improvement projects with the proceeds of the tax exempt debt of the State of Ohio for the Transportation Division and to declare an emergency. (\$-0-)

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

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

- 1851-2005** CA To authorize and direct the Columbus Health Department to accept a grant from the Ohio Department of Public Safety in the amount of \$163,477.10; to authorize the appropriation of \$163,477.10 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$163,477.10)

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

Abstained: 1 - Ms. Thomas

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

- 1909-2005** CA To authorize a supplemental appropriation for the twelve months ending December 31, 2005, for the Health Department Grants Fund, and to declare an emergency. (\$43,000)

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

- 2046-2005** CA To authorize the Director of the Department of Finance and Management to execute those documents necessary to enter into a one (1) year lease agreement by and between the City of Columbus and Ralston Industries, Inc., an Ohio corporation, for approximately 9,000 square feet of office/warehouse space at 2771-2773 E. Fourth Avenue, as the new location of the City's "Mobile Tool Library Program", to expend \$32,040.00 from the Community Development Black Grant Fund, and to declare an emergency.

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

- 1720-2005 CA To authorize and direct the Finance and Management Director to enter into four contracts for the option to purchase Aluminum, Fiberglass, and Cast Iron Poles and Aluminum Bases and Brackets with Becker Electric, Bayside Supply, LLC., Graybar Electric and Edison Equipment, LLC. , to authorize the expenditure of four dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$4.00).

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

- 1865-2005 CA To authorize the Director of Public Utilities to modify the contract for Incinerator Maintenance Services with Adrian L. Wallick Co., Inc., for the Division of Sewerage and Drainage; in order to conclude an Emergency Waiver of Regulations signed July 13, 2005; to authorize the expenditure of \$188,998.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$188,998.00)

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

- 1928-2005 CA To authorize the Director of Public Utilities to modify and increase the contract for the installation of devices appropriate for the elimination of water in basements; with The Waterworks, for the Division of Sewerage and Drainage, to authorize the amount 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.**

- 1935-2005 CA To authorize the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the Morse Road 36" Water Main Project, and to declare an emergency.

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

- 1940-2005 CA To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$40,000.00 from the Water Limited Fund for costs in connection with the McKinley Avenue 36" Water Main, and to declare an emergency. (\$40,000.00).

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

- 1951-2005 CA To authorize the Director of the Department of Public Utilities to execute a "Cross Easement" necessary for the City and 350 East First Avenue, Ltd., an Ohio limited liability company, to grant to one another certain easement rights across their adjacent real properties located in the vicinity of East First Avenue and Sixth Street, in order to better utilize their respective real properties, and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

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

- 1990-2005 CA To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate

necessary for the Como/Milton Area Sanitary Improvement Project and to declare an emergency.

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

- 2008-2005** CA To authorize and direct the Finance and Management Director to enter into five contracts for an option to Purchase Mainline Parts & Fire Hydrants with Midwest Pipe-Ferguson Waterworks, Hydraflo, Inc., National Waterworks, Inc., Hughes Supply, Inc., and Ohio Water & Waste Supply Co., Inc., to authorize the expenditure of five dollars to establish these contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$5.00)
- This Matter was Approved on the Consent Agenda.**

#### **RECREATION & PARKS: HABASH, CHR. BOYCE MENTEL THOMAS**

- 1963-2005** CA To authorize an appropriation of \$47,000.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for payroll during 2005 funded through grants and donations, and to declare an emergency. (\$47,000.00)
- This Matter was Approved on the Consent Agenda.**

#### **APPOINTMENTS**

- A0142-2005** CA Reappointment of David Strause, PO Box 10532, Columbus, OH 43201-7532, to serve on the Victorian Village Commission with a new term expiration date of June 30, 2008 (resume attached).
- This Matter was Read and Approved on the Consent Agenda.**
- A0143-2005** CA Reappointment of Thomas L. Kaplin, 600 North Cassady Avenue, Columbus, Ohio, 43219 to serve on the Columbus Recreation and Parks Commission with a new term expiration date of December 31, 2010 (resume attached).
- This Matter was Read and Approved on the Consent Agenda.**
- A0145-2005** CA Reappointment of Clayton H. Royder, D.O., 4500 Dublin Road, Columbus, Ohio, 43221 to serve on the Columbus Recreation and Parks Commission with a new term expiration date of December 31, 2010 (resume attached).
- A motion was made by President Pro-Tem Mentel, seconded by Ms. Tavares, that this matter be Read and 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
- A0146-2005** CA Reappointment of Jerry Saunders, Africentric Personal Development Shop, Inc., 1409 East Livingston Avenue, Columbus, Ohio, 43205 to the Columbus Recreation and Parks Commission with a new term expiration date of December 31, 2010 (resume attached).
- This Matter was Read and Approved on the Consent Agenda.**
- A0147-2005** CA Reappointment of Dwight E. Smith, Sophisticated Systems, 2191 CityGate Drive, Columbus, Ohio 43219 to serve on the Columbus Regional Airport Authority with a term effective January 1, 2006 and a new term expiration date of January 1, 2010 (resume attached).

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

- A0148-2005 CA** Reappointment of Michael Reese, Deputy Chief of Staff, 90 W. Broad Street, Columbus, Ohio 43215 to serve on the Mid-Ohio Regional Planning Commission with the term effective January 1, 2006 and a new term expiration date of January 1, 2009 (resume attached).

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

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

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

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

- 2071-2005** To make appropriations for the 12 months ending December 31, 2006, for selected other funds for various divisions, to authorize the City Auditor to make transfers as may be necessary, and to declare an emergency.

*TABLED PENDING PUBLIC HEARING*

**A motion was made by Mr. Boyce, seconded by Ms. Tavares, that this matter be Tabled Indefinitely. 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

- 2080-2005** To make appropriations for the 12 months ending December 31, 2006 for the Sinking Fund - Bond Note Retirement Funds, and to declare an emergency.

*TABLED PENDING PUBLIC HEARING*

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

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

**ADMINISTRATION: BOYCE, CHR. MENDEL HUDSON HABASH**

- 2031-2005** To amend Ordinance No. 2944-1999, as amended, by enacting Section 5(E)-C073, the classification of Chief Plans Official; to amend Section 16(G) to provide for a payroll deduction for voluntary pre-paid legal services; and to declare an emergency.

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

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

- 2056-2005** To accept Memorandum of Understanding #2005-05 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

2057-2005

To accept Memorandum of Understanding #2005-06 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, 2005 through August 23, 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

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

1899-2005

To authorize and direct the City Auditor to appropriate \$125,000.00 from the unappropriated balance of the Urban Development Action Grant Fund to the Development Department, Economic Development Division; to authorize the expenditure of \$125,000 from the Urban Development Action Grant Fund for the purpose of making storefront renovation grants under the Economic Development Division, Neighborhood Commercial Revitalization Program; and to declare an emergency. (\$125,000.00)

**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

2036-2005

To authorize the Director of the Department of Development to enter into an agreement with Mount Carmel Health Systems providing for the development, redevelopment, neighborhood revitalization and infrastructure improvement needs of the Franklinton area.

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

Abstained: 2 - Ms. Hudson and President Habash

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

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

1678-2005

To authorize and direct the City Auditor to transfer \$1,066,907 from the special income tax fund to the municipal court clerk capital improvement fund; to authorize the Franklin County Municipal Court Clerk to enter into a contract with 3SG Corporation for the purpose of converting case files into images, and to provide shredding and offsite storage during the process; to authorize the expenditure of \$1,066,907 from the municipal court clerk

capital improvement fund; to waive the competitive bidding requirements of the Columbus City Codes, Chapter 329; and to declare an emergency. (\$1,066,907.00)

**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

1949-2005

To authorize and direct the Finance and Management Director to enter into a contract for purchase of spikeless fusees to BTMC Corporation, to waive the provisions of competitive bidding, to authorize the expenditure of \$19,987.44 from the General Fund; and to declare an emergency. (\$19,987.44)

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

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

1966-2005

To authorize and direct the City Attorney to settle the claim of Caravan Village Inc. against the City of Columbus, Division of Sewers and Drains, in the total amount of Sixty-seven Thousand Three Hundred Dollars and no/100 (\$67,300.00) for property damage this business incurred as a result of flooding; and to declare an emergency (\$67,300.00)

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

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

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

1883-2005

An ordinance adopting the Northeast Planning Area Economic Development Plan as a guide for future economic development and in support of tax increment financing districts.

**A motion was made by Ms. O'Shaughnessy, 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

1922-2005

To authorize the City Attorney to exercise the option to purchase the real estate located at 815 East Long Street necessary for King Lincoln District Acquisition Project, to expend \$75,000.00 from the Northland and Other Acquisition Fund and to declare an emergency. (\$75,000.00)

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

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

1953-2005

To accept the application (AN05-012) of Carolyn R. Sowers for the

annexation of certain territory containing 9.4 ± Acres in Madison Township.

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

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

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

**1924-2005**

To appropriate \$471,112.12 within the State Issue Two Projects Fund and transfer it to the Federal State Highway Engineering Fund; to authorize the transfer of \$240,000.00 between grants within the Federal State Highway Engineering Fund; to appropriate \$711,112.12 within the Federal State Highway Engineering Fund; to authorize the Public Service Director to modify and increase the existing construction contract with Trucco Construction Company, Incorporated, for construction of the Hard Road Phase B Improvement project for the Transportation Division; to authorize the expenditure of \$711,112.12 from the Federal State Highway Engineering Fund and to declare an emergency. (\$711,112.12)

**A motion was made by Ms. O'Shaughnessy, seconded by Ms. Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 12/05/05 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

**2000-2005**

To authorize and direct the Finance and Management Director to enter into contracts for an option to purchase Aluminum Street Sign Blanks with Rocal, Inc. and US Standard Sign Company, to authorize the expenditure of two dollars to establish contracts from the Purchasing/Contract Operation Fund, to waive formal competitive bidding requirements, and to declare an emergency. (\$2.00)

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

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

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

**1747-2005**

To authorize and direct a transfer of \$11,000 within the Department of Development General Fund; to authorize the Director of the Department of Development to modify a contract with Community Research Partners to provide an analysis and recommendation for action necessary to establish a Community Action Agency to serve the residents of Columbus; to authorize the expenditure of \$80,000 from the General Fund; and to declare an emergency. (\$80,000)

**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

- 2034-2005** To adopt the budget item presented in the attachment as part of the consolidated submission of Community Planning and Development Programs for the 2005-2009 Consolidated Plan and 2006 Action Plan; and to declare an emergency.
- A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Approved. The motion carried by the following vote:**
- Abstained: 1 - President Pro-Tem Mentel  
Affirmative: 6 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Habash
- 2037-2005** To adopt the budget item presented in the attachment as part of the consolidated submission of Community Planning and Development Programs for the 2005-2009 Consolidated Plan and 2006 Action Plan; and to declare an emergency.
- A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Approved. The motion carried by the following vote:**
- Abstained: 1 - President Pro-Tem Mentel  
Affirmative: 6 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas and President Habash
- UTILITIES: THOMAS, CHR. MENTEL O'SHAUGHNESSY HABASH**
- 0172X-2005** To establish a Board of Revision to hear the objections to the Maize Morse, Sharon Woods, Independence Village Section I and Westerford Village Area assessments for underground street lighting systems and to declare an emergency.
- A motion was made by Ms. Tavares, seconded by Ms. Thomas, that this matter be Adopted. The motion carried by the following vote:**
- Affirmative: 7 - Mr. Boyce, Ms. Hudson, Ms. O'Shaughnessy, Ms. Tavares, Ms. Thomas, President Pro-Tem Mentel and President Habash
- 1503-2005** To authorize the Director of Public Utilities to enter into contract with Prime Engineering and Architecture, Inc., to provide professional engineering services for the Cleveland Avenue/Lakeview Avenue Storm Sewer Improvements Project; to authorize the transfer and expenditure of \$268,285.62 from within the Storm Sewer Bond Fund; to amend the 2005 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$268,285.62)
- 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
- 1840-2005** To authorize the Public Utilities Director to enter into a contract with George Lynch Controls Inc. to replace an evaporator at the Public Utilities Complex for the Division of Water, to waive the provisions of competitive bidding, to authorize the expenditure of \$27,200.00 from Water Systems Operating Fund, and to declare an emergency. (\$27,200.00)
- 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

**RULES & REFERENCE: HABASH, CHR. MENDEL HUDSON TAVARES****1927-2005**

To amend Section 11.05.045 of the Columbus City Codes, 1959, as it relates to collection of overdue charges for provision of services to customers of the Division of Water; and to repeal the existing section being amended.

Sponsors: Patsy Thomas

**A motion was made by Ms. Thomas, seconded by Ms. Tavares, that this matter be Tabled to Certain Date TABLED UNTIL 12/05/05 The motion carried by the following vote:**

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

**1904-2005**

To amend Chapter 1147 of the Columbus City Codes 1959, to enact new sanitary sewer service rates for the year beginning January 1, 2006.

Sponsors: Patsy Thomas

**A motion was made by Ms. Thomas, seconded by Ms. Tavares, 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 Mendel and President Habash

**A motion was made by Ms. Thomas, 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 Mendel and President Habash

**1905-2005**

To amend Chapter 1105 of the Columbus City Codes, 1959, as it relates to 2005 water rates for customers of the Division of Water by enacting new Sections 1105.041 and 1105.21 and amending Sections 1105.04, 1105.05, and 1105.055; and to repeal all existing sections being amended.

Sponsors: Patsy Thomas

**A motion was made by Ms. Thomas, seconded by Ms. Tavares, 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 Mendel and President Habash

**A motion was made by Ms. Thomas, 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 Mendel and President Habash

**1868-2005**

To amend Section 1149.08(b) of the Columbus City Codes, 1959, to increase Stormwater fees that will take effect on January 1, 2006.

Sponsors: Patsy Thomas

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

1931-2005

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

To amend Sections 1105.17 and 1147.17 of the Columbus City Codes, 1959, by modifying the Systems Capacity Charges for the Division of Water and the Division of Sewerage and Drainage; and to repeal the existing sections being amended.

Sponsors: Patsy Thomas

**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

## ADJOURNMENT

**A motion was made by President Pro-Tem Mentel, seconded by Ms. Hudson, to adjourn this Regular Meeting ADJOURNED: 6:50 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*

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Monday, November 28, 2005

6:30 PM

Zoning Committee

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Zoning Committee

Journal

November 28, 2005

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

REGULAR MEETING NO. 65 OF CITY COUNCIL (ZONING), NOVEMBER 28, 2005,  
AT 6:30 P.M. IN COUNCIL CHAMBERS.

#### ROLL CALL

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

#### READING AND DISPOSAL OF THE JOURNAL

**A motion was made by Tavares, seconded by O'Shaughnessy, 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

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

**1033-2005**

To rezone 115 EAST MOLER STREET (43231), being 0.40± acres located at the southwest corner of East Moler Street and South Fourth Street, From: C-4, Commercial District, To: L-P-1, Limited Parking District. (Rezoning # Z05-004)

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

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

**1651-2005**

To rezone 884 MANSFIELD STREET (43219), being 0.48± acres located on the east side of Mansfield Street, 195± feet south of East Fifth Avenue, From: R-3, Residential and P-1, Private Parking District, To: L-M, Limited Manufacturing District. (Rezoning # Z04-077)

**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

**1834-2005**

To grant a Variance from the provisions of Sections 3333.02, ARLD,

Apartment Residential District Use, 3333.055, Single- or Two-Family Dwelling; and 3332.24, Side Yard; of the City codes, for the property located at 76 WEST SECOND AVENUE (43201), to permit a second single-family dwelling (a carriage house) with reduced side yard setbacks on the rear of a lot developed with a single-family dwelling in the ARLD, Apartment Residential District. (Council Variance #CV05-038)

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

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

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

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

0403-2005

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District, 3332.21, Building lines; 3332.24, Minimum side yard permitted; 3332.25, Maximum side yard required; 3342.08, Driveway; 3342.18, Parking setback line; and 3342.28, Minimum number of parking spaces required; of the Columbus City codes for the property located at 1014 FREBIS AVENUE (43206), to permit a child day care center with reduced development standards on the rear of a lot developed with a single-family dwelling in the R-4, Residential District (Council Variance # CV04-012).

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

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

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

Affirmative: President Habash, Tavares and Thomas

Negative: Chair Mentel, Mr. Boyce, Ms. O'Shaughnessy and Ms. Hudson

**A motion was made by Chair Mentel, seconded by Tavares, to adjourn this Regular Meeting ADJOURNED: 8:35 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:** 0403-2005

**Drafting Date:** 02/17/2005

**Version:** 2

**Current Status:** Defeated

**Matter Type:** Ordinance

**Explanation**

**Council Variance Application: CV04-012**

**APPLICANT:** Khristy A. Stires; 1478 Wilson Avenue; Columbus, Ohio 43206.

**PROPOSED USE:** Child day care center.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The requested Council variance will allow the conversion of a nonconforming office building into a child day care center on the rear of a lot developed with a single-family dwelling in the R-4, Residential District. Variances include building and parking setbacks and yard standards. The site is within the planning area of *The Near Southside Plan* (1997), which recommends commercial development in contiguous locations along Frebis Avenue. This site is located within close proximity to other commercial uses across Frebis Avenue.

**Title**

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District, 3332.21, Building lines; 3332.24, Minimum side yard permitted; 3332.25, Maximum side yard required; 3342.08, Driveway; **3342.15, Maneuvering;** 3342.18, Parking setback line; **Section 3342.19, Parking space;** and 3342.28, Minimum number of parking spaces required; of the Columbus City codes for the property located at **1014 FREBIS AVENUE (43206)**, to permit a child day care center with reduced development standards on the rear of a lot developed with a single-family dwelling in the R-4, Residential District (Council Variance # CV04-012).

**Body**

**WHEREAS**, by application #CV04-012, the owner of the property at **1014 FREBIS AVENUE (43206)**, is requesting a Variance to permit a child day care center on the rear of a lot developed with a single-family dwelling in the R-4, Residential District; and

**WHEREAS**, Section 3332.039, R-4, Residential District, permits child day care only as an accessory use to a church or school, while the applicant proposes to use a non-conforming office structure on the rear of a lot that includes a single-family dwelling as a child day care; and

**WHEREAS**, Section 3332.21, Building lines, requires the setback to be twenty-five (25) feet, while the applicant proposes to maintain existing building lines along Frebis Avenue of fifteen and one-half (15.5) feet for the day care building and twenty-three (23) feet for the single-family dwelling; and

**WHEREAS**, Section 3332.24, Minimum side yard permitted, requires a side yard of no less than five (5) feet, while the applicant proposes a three and one-half (3.5) foot side yard along the north property line to allow for parking and maneuvering; and

**WHEREAS**, Section 3332.25, Maximum side yard permitted, requires the sum of the widths of each side yard to equal 20% of the lot width or not more than sixteen (16) feet, while the applicant proposes a maximum side yard of eleven and one-half (11.5) feet for the new parking lot; and

**WHEREAS**, Section 3342.08, Driveway, requires commercial driveways to have a minimum width of twenty (20) feet, while the applicant proposes a twenty (20) foot driveway at the entrance from Frebis Avenue for a distance of 49.9± feet

narrowing to varying widths of sixteen (16) feet to ten (10) feet around the existing single-family dwelling and at the exit point on Wilson Avenue; and

**WHEREAS, Section 3342.15, Maneuvering, requires that every parking and loading space shall have sufficient access and maneuvering area which may occur anywhere on a lot, while the applicant proposes less than twenty (20) feet of maneuvering to varying widths of sixteen (16) feet to ten (10) feet around the existing single-family dwelling for the new parking lot, and maneuvering for the required residential parking spaces in the garage to occur over two stacked commercial parking spaces; and**

**WHEREAS, Section 3342.18, Parking setback line, requires a parking setback line of twenty-five (25) feet, while the applicant proposes a parking setback line of eight (8) feet along Frebis Avenue; and**

**WHEREAS, Section 3342.19, Parking space, allows stacked parking for only single-family and two-family dwellings, while the applicant proposes two stacked commercial parking spaces in front of the detached residential garage; and**

**WHEREAS, Section 3342.28, Minimum number of parking spaces required, requires two (2) parking spaces per classroom but in no case less than six (6) parking spaces for a child day care, while the applicant proposes to provide five (5) parking spaces; and**

**WHEREAS, this variance will allow a child day care center with reduced development standards on the rear of a lot developed with a single-family dwelling in the R-4, Residential District; and**

**WHEREAS, City Departments recommend approval because the requested Council variance will allow the conversion of a nonconforming office building into a child day care center on the rear of a lot developed with a single-family dwelling in the R-4, Residential District. Variances include building and parking setbacks and yard standards. The site is within the planning area of *The Near Southside Plan* (1997), which recommends commercial development in contiguous locations along Frebis Avenue. This site is located within close proximity to other commercial uses across Frebis Avenue; and**

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

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

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

**WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at 1014 FREBIS AVENUE (43206), in using said property as desired and; now, therefore:**

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

**SECTION 1.** That a variance from the provisions of Sections 3332.039, R-4, Residential District; 3332.21, Building lines; 3332.24, Minimum side yard permitted; 3332.25, Maximum side yard required; 3342.08, **3342.15, Maneuvering;** Driveway; 3342.18, Parking setback line; **Section 3342.19, Parking space;** and 3342.28, Minimum number of parking spaces required; of the City codes for the property located at **1014 FREBIS AVENUE (43206)**, insofar as said sections prohibit a child day care center on the rear of a lot developed with a single-family dwelling, with building lines along Frebis Avenue of fifteen and one-half (15.5) feet for the day care building and twenty-three (23) feet for the single-family dwelling, a minimum side yard of three and one-half (3.5) feet, a maximum side yard of eleven and one-half (11.5) feet, **less than twenty (20) feet of maneuvering area,** a driveway less than twenty (20) feet wide, a parking setback of eight (8) feet along Frebis Avenue, **two stacked commercial parking spaces in front of the detached residential garage,** and a

parking space reduction from 6 required spaces to 5 spaces; said property being more particularly described as follows:

**1014 FREBIS AVENUE (43206)**, being 0.34± acres located at the northeast corner of Frebis and Wilson Avenues, and being more particularly described as follows:

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

Being Lot Number Seventy-nine (79) of the EDGEWOOD ACRES SUBDIVISION as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 7, page 444, Recorder's Office, Franklin County, Ohio, EXCEPT Seven and one-half (7 ½) feet off of the East End thereof.

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used as a child day care center on the rear of a lot developed with a single-family dwelling, or those uses permitted in the R-4, Residential District.

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

**SECTION 4.** That this ordinance is further conditioned upon the applicant placing a six (6) foot high wood privacy fence along the northern property line and around the child day care center exterior play areas in accordance with Columbus zoning requirements.

**SECTION 5.** That this ordinance is further conditioned upon the child day care center having a maximum of three (3) classrooms permitted.

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

**City of Columbus  
City Bulletin Report**

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

**Legislation Number:** 0163X-2005

**Drafting Date:** 11/02/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

ExplanationThe Public Service Director was authorized to submit applications for Round 18 of the State Capital Improvement Program and to execute project agreement forms for approved projects by Ordinance 1651-2003 passed by City Council July 14, 2003. In Round 18 of the State Capital Improvement Program, twenty-year, zero percent (0%) interest loans totaling \$2,461,000.00 were made available to the Transportation Division for two projects, the McKinley Avenue - Central Avenue to Souder Avenue Improvement project (\$1,106,800.00) and Morse Road Phase I Improvement project (\$1,354,200.00). In order to fully comply with Internal Revenue Service regulations regarding this loan it is necessary to adopt a resolution declaring the official intent and reasonable expectation of the City of Columbus on behalf of the State of Ohio (the borrower) to reimburse its State Issue II Project Fund (Fund 764) for the two projects mentioned above with the proceeds of tax exempt debt of the State of Ohio.

**Fiscal Impact:** This resolution will allow the Transportation Division to accept two loans from the Ohio Public Works Commission for the \$2,461,000.00, zero percent interest loans awarded under the State Capital Improvement Program.

Emergency action is requested to expedite the receipt of these loan proceeds such that these funds can be used as soon as possible.

TitleTo declare the official intent and reasonable expectation of the City of Columbus on behalf of the State of Ohio (the borrower) to reimburse the State Issue II Project Fund for the McKinley Avenue - Central Avenue to Souder Avenue and Morse Road - Phase I Improvement projects with the proceeds of the tax exempt debt of the State of Ohio for the Transportation Division and to declare an emergency. (\$-0-)

Body**WHEREAS**, the Transportation Division was offered an opportunity to borrow a total of \$2,461,000.00 its McKinley Avenue - Central Avenue to Souder Avenue (\$1,106,800.00) and Morse Road - Phase I Improvement projects (\$1,354,200.00) in Round 18 of the State Capital Improvement Program at zero percent (0%) interest with a twenty year repayment period; and

**WHEREAS**, it has been determined that it is in the best interests of the City to borrow said funds; and

**WHEREAS**, a resolution of official intent is necessary to comply with Internal Revenue Service; and

**WHEREAS**, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to authorize these actions to expedite the receipt of these loan proceeds such that these funds can be used as soon as possible, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

**SECTION 1.** That on behalf of the State of Ohio, the City of Columbus reasonably expects to reimburse Fund 764, the State Issue II Project Fund, for the McKinley Avenue - Central Avenue to Souder Avenue Improvement project and the Morse Road - Phase I Improvement project as set forth in Appendix A of the Project Agreements with the proceeds of the debt issued by the State of Ohio.

**SECTION 2.** That this resolution is intended to constitute a declaration of official intent under United States Treasury Regulations Section 1.103-18.

**SECTION 3.** That the maximum aggregate principal amount of debt expected to be issued by the State of Ohio for reimbursement to the City of Columbus (the local subdivision) is \$2,461,000.00.

**SECTION 4.** That the City Clerk be and hereby is directed to make a copy of this resolution available for the inspection and examination of all persons interested therein.

**SECTION 5.** That the City of Columbus finds and determines that all formal actions of this city concerning and relating to the adoption of this resolution were taken in an open meeting of the City of Columbus and that all deliberations of this city and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

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

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**Legislation Number:** 0172X-2005

**Drafting Date:** 11/23/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Resolution

**Title**

To establish a Board of Revision to hear the objections to the Maize Morse, Sharon Woods, Independence Village Section I and Westerford Village Area assessments for underground street lighting systems and to declare an emergency.

**Body**

WHEREAS, an emergency exists in the usual daily operation of the City Clerks Office in that it is immediately necessary to appoint a Board of Revision to hear objections to assessments for Maize Morse, Sharon Woods, Independence Village Section I and Westerford Village Area underground street lighting, in order that the necessary legislation may be prepared and presented to Council for consideration so that the Division of Electricity may proceed with the plans for said improvement, at the earliest possible time for the immediate preservation of the public property, peace, health, and safety; now therefore

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

SECTION 1. That Fred Parker, Jeffery D. Porter and Catherine L. Radford, disinterested freeholders of the City of Columbus, Ohio be and they are hereby appointed a Board of Revision to hear all objections to the estimated assessments for the following proposed improvements:

Improvement of Maize Morse, Sharon Woods, Independence Village Section I and Westerford Village Area underground street lighting

and said Board shall report to this Council its findings, if any, of the estimated assessments as reported by the Electricity Division.

Said hearings will be held in the City Council Chambers at 5:30 P.M. on December 14, 2005.

SECTION 2. That for the reasons stated in the preamble hereto, which is hereby made a part of, this resolution is hereby declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the

Mayor or ten days after adoption if the Mayor neither approves nor vetoes the same.

---

**Legislation Number:** 1033-2005

**Drafting Date:** 05/27/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Rezoning Application Z05-004**

**APPLICANT:** John P. and Mary E. Schneider; 5516 Classics Court; Dublin Ohio, 43017

**PROPOSED USE:** Private parking lot.

**DEVELOPMENT COMMISSION RECOMMENDATION:** Approval (5-0) on March 10, 2005.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The requested L-P-1, Limited Parking District would permit the existing parking lot to satisfy off-street parking requirements for the manufacturing use across the street as conditioned by a previously approved Council variance

**Title**

To rezone **115 EAST MOLER STREET (43231)**, being 0.40± acres located at the southwest corner of East Moler Street and South Fourth Street, **From:** C-4, Commercial District, **To:** L-P-1, Limited Parking District. (Rezoning # Z05-004)

**Body**

**WHEREAS**, application #Z05-004 is on file with the Building Services Division of the Department of Development requesting rezoning of 0.40± acres From: C-4, Commercial District, To: L-P-1, Limited Parking District; and

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

**WHEREAS**, the City Departments recommend approval of said zoning change because the requested L-P-1, Limited Parking District would permit the existing parking lot to satisfy off-street parking requirements for the manufacturing use across the street as conditioned by a previously approved Council variance, 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:

**115 MOLER STREET (43231)**, being 0.40± acres located at the southwest corner of East Moler Street and South Fourth Street, and being more particularly described as follows:

Being the east one-half of Lot Nos. 39 and 40 and the east one-half of 21 feet off of the north side of Lot No. 41, and all of 9 feet off of the north side of Lot No. 41, and all of Lots Nos. 42 and 43 of Jenkin's Merion Addition as the same are numbered and delineated on the recorded plat thereof, of record in Plat Book 2, page 318, Recorder's Office, Franklin County, Ohio.

Being the same real estate conveyed to Myrta B. Adamson from Faun S. Forse and Jay C. Forse, her husband, by deed of general warranty recorded in Deed Book 785, page 246, Recorder's Office, Franklin County, Ohio.

**To Rezone From:** C-4, Commercial District,

**To:** L-P-1, Limited Parking District

**SECTION 2.** That a Height District of thirty-five (35) feet is hereby established on the L-P-1, Limited Parking District on this property.

**SECTION 3.** That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-P-1, Limited Parking District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said plan being titled "**PARKING LOT AT 115 E. MOLER STREET ZONING PLAN**" and said text being titled "**LIMITATION TEXT**", both signed by John P. Schneider, Applicant, dated October 19, 2005, and reading as follows:

LIMITATION TEXT

PROPOSED DISTRICT: L-P1, Parking  
PROPERTY ADDRESS: 115 E. Moler Street, Columbus, Ohio 43207  
OWNER: RaceQuip, Inc., c/o John P. and Mary E. Schneider  
APPLICANT: John P. Schneider, 115 E. Moler St., Columbus, Ohio 43207  
DATE OF TEXT: October 19, 2004  
APPLICATION NUMBER: Z05-004

1. INTRODUCTION: This is a parking lot for employees of RaceQuip, Inc.

2. PERMITTED USES: We are requesting the use of this site for private parking facilities per Section 3371.01 of the Columbus City Code.

3. DEVELOPMENT STANDARDS: This site is developed per the plan entitled "Parking Lot at 115 E. Moler Street Zoning Plan".

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

The parking lot measures 17,440.64 square feet.

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

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

There are 23 parking spaces; 21 are regular parking spaces and 2 are handicap spaces.

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

1. We have nine Maple/Autumn Flame trees with six in the back of the lot and three in the front along 4th Street.

2. There are 25 Miniature Spirea around three sides of the parking lot and four Evergreen Shrubs near the entrance of the parking lot with perennials on each side of the entrance as well. There are thirteen Burning Bushes on the south side of the parking lot as to screen from the public right-of-way.

3. The owner of the property will do the maintaining of the property and he understands all the rules and regulations as to the upkeep of the landscaping.

4. All dead plant life will be replaced within six months of its demise. All plant life is of specified sizes as follows: Standard sizes, deciduous trees, 2" caliper, ornamentals, 1 1/2" caliper.

5. Buffering between the site and all adjacent residential uses as shown on the site plan.

- a. We have a decorative four-foot aluminum fence on one side of the parking lot to the north. We have a six-foot privacy fence at the rear of the parking lot on the west side.
- b. Any future parking shall be screened a continuous 30" hedge or six foot privacy fence.

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

Lighting

1. There are two lights in the lot. They are cutoff fixtures and 28 foot mounting height (typical).

The subject site shall be developed in accordance with the site plan. The site plan may be slightly adjusted to reflect engineering, topographical, or other site data developed when engineering plans are completed. Any slight adjustment is subject to review and approval by the Director, Department of Development or his designee upon submittal of the appropriate data regarding the proposed adjustments.

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

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**Legislation Number:** 1503-2005

**Drafting Date:** 09/07/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**1. **BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into an agreement with Prime Engineering and Architecture, Inc. for professional engineering services for the Cleveland Avenue/Lakeview Avenue Sewer Improvements Project; to authorize the City Auditor to transfer \$268,285.62 within the Storm Sewer Bond Fund; and to amend the 2005 Capital Improvements Budget.

This project has been developed to mitigate sanitary sewerage from entering a storm sewer near the Cleveland and Lakeview Avenues intersection and to reduce street flooding in the area generally bounded by Agler Road on the north, Westerville Road on the east, Lakeview Avenue on the south, and Greenwich Street on the west.

2. **BID INFORMATION:** The selection of the firm providing the professional engineering services has been performed in accordance with the procedures set forth in Columbus City Code, Section 329.11, "Awarding professional service contracts through requests for statements of qualifications." A notice of Request for Statements of Qualifications appeared in the City Bulletin on August 9 and 16, 2003. More detailed information is contained within the Legislation Attachment.

3. **FISCAL IMPACT:** The Division is requesting an amendment to the 2005 Capital Improvements Budget for purposes of establishing sufficient budget authority for this expenditure. In addition this legislation includes a transfer of funds within the Storm Sewer Bonds Fund.

**Title**To authorize the Director of Public Utilities to enter into contract with Prime Engineering and Architecture, Inc., to provide professional engineering services for the Cleveland Avenue/Lakeview Avenue Storm Sewer Improvements Project; to authorize the transfer and expenditure of \$268,285.62 from within the Storm Sewer Bond Fund; to amend the 2005 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$268,285.62)

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

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

**WHEREAS**, it is necessary to authorize an amendment to the 2005 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditures; and

**WHEREAS**, it is necessary to authorize the Director of Public Utilities to enter into an agreement for professional engineering services to mitigate the significant flooding and other stormwater problems; now therefore,

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

**SECTION 1.** That the City Auditor is hereby authorized to transfer \$268,285.62 within the Storm Sewer Bonds Fund, Fund 685, Division of Sewerage and Drainage, Division 60-15, as follows:

FROM:

610872| Napoleon/Broad Storm Sewer| OCA Code: 685872| OL3: 6682| \$268,285.62

TO:

610694| Cleveland/Lakeview Sewer Imp.| OCA Code: 685694| OL3: 6682| \$268,285.62

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

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

**SECTION 4.** That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract associate the expenditure of the funds transferred under Section 1. above.

**SECTION 5.** That the Director of Public Utilities be, and hereby is, authorized to execute an agreement with Prime Engineering and Architecture, Inc.; 470 Olde Worthington, Rd. 43082, for the Division of Sewerage and Drainage, for professional engineering services in accordance with the terms and conditions on file in the office of the Division of Sewerage and Drainage.

**SECTION 6.** That the said engineering firm shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 7.** That for the purpose of paying the cost of the professional engineering services contract, the following expenditure, or as much thereof as may be needed, is hereby authorized as follows:  
Division 60-15| Fund 685| Project 610694| Object Level Three 6682| OCA Code 685694| Amount \$268,285.62.

**SECTION 8.** That the 2005 Capital Improvements Budget Ordinance No. 1070-2005 is hereby amended as follows, to provide sufficient budget authority for the execution of the engineering agreement stated in Section 5 herein.

CURRENT:

610694: Cleveland/Lakeview Sewer Improvement - \$0.00  
610872: Napoleon/Broad Storm Sewer - \$1,300,000.00

AMENDED TO:

610694: Cleveland/Lakeview Sewer Improvement; \$268,286.00 (+ \$268,286.00)  
610872: Napoleon/Broad Storm Sewer; \$1,031,714.00 (-\$268,286.00)

**SECTION 9.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance shall take effect and be in force from and after the earliest date allowed by law.

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**Legislation Number:** 1651-2005

**Drafting Date:** 09/28/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Rezoning Application Z04-077**

**APPLICANT:** M&B Properties; c/o Jeffrey L. Brown, Atty.; Smith and Hale; 37 West Broad Street; Columbus, Ohio 43215.

**PROPOSED USE:** Industrial development.

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

**NORTH CENTRAL AREA COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. The requested L-M, Limited Manufacturing District will permit an expansion of an existing light manufacturing use. Deviation from the recommendation for single-family residential use in the North Central Plan (2002) is supported due to the use limitations which limit the intensity of the uses to those comparable to the existing sign manufacturing operation to the north. Development standards addressing buffering, landscaping, lighting and the prohibition of truck traffic on Mansfield Street are provided in the limitation text to ensure compatibility with nearby residences.

**Title**

To rezone **884 MANSFIELD STREET (43219)**, being 0.48± acres located on the east side of Mansfield Street, 195± feet south of East Fifth Avenue, **From:** R-3, Residential and P-1, Private Parking District, **To:** L-M, Limited Manufacturing District. (Rezoning # Z04-077)

**Body**

**WHEREAS**, application #Z04-077 is on file with the Building Services Division of the Department of Development requesting rezoning of 0.48± acres from R-3, Residential and P-1, Private Parking Districts, to L-M, Limited Manufacturing 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 L-M, Limited

Manufacturing District will permit an expansion of an existing light manufacturing use. Deviation from the recommendation for single-family residential use in the North Central Plan (2002) is supported due to the use limitations which limit the intensity of the uses to those comparable to the existing sign manufacturing operation to the north. Development standards addressing buffering, landscaping, lighting and the prohibition of truck traffic on Mansfield Street are provided in the limitation text to ensure compatibility with nearby residences, 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:

**884 MANSFIELD STREET (43219)**, being 0.48± acres located on the east side of Mansfield Street, 195± feet south of East Fifth Avenue, being more particularly described as follows:

***0.466 Acres  
For Zoning Purposes Only***

Situated in the State of Ohio, County of Franklin, City of Columbus, being part of Lot 111 and Lots 112, 113, 114 and 115 of Devon Addition as the same is numbered and delineated upon the record plat thereof of record in Plat Book 13, Page 1 as conveyed to M & B Properties in Official Record Volume 16613 D-02, Instrument Number 200206280159815, Instrument Number 199709260102599, Official Record Volume 33208 D-19 and Instrument Number 200011140231172, Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Commencing at an iron pipe found at the northwest corner of Lot 106 of said Subdivision and the intersection of the south line of East Fifth Avenue (no specific width) with the east line of Mansfield Avenue (50 feet wide);

Thence, along the east line of said Mansfield Avenue, the west line of said Lot 106 and the west line of Lots 107, 108, 109, 110 of said Subdivision and part of said Lot 111, SOUTH, 181.09 feet to a point at the **TRUE POINT OF BEGINNING** of the herein described tract;

Thence, across said Lot 111, being 5 feet north of and parallel with the south line of said Lot 111, **North 89° 07' 34" East, 156.78 feet** to a point in the east line of said Lot 111 and in the west line of a 16 foot wide alley;

Thence, along part of the east line of said Lot 111, the east line of said Lots 112, 113, 114 and 115 and the west line of said 16 foot wide alley, **South 00° 37' 21" East, 128.96 feet** to an iron pipe set at the southeast corner of said Lot 115;

Thence, along the south line of said Lot 115, **South 89° 05' 35" West, 158.18 feet** to an iron pipe set at the southwest corner of said Lot 115 and in the east line of said Mansfield Avenue;

Thence, along the east line of said Mansfield Avenue, the west line of said Lots 115, 114, 113 and 112 and part of the west line of said Lot 111, **NORTH, 129.06 feet** to the place of beginning **CONTAINING 0.466 ACRES**.

***THIS LEGAL DESCRIPTION WAS PREPARED FOR ZONING PURPOSES ONLY***

***0.017 Acres (755 Square Feet)  
For Zoning Purposes Only***

Situated in the State of Ohio, County of Franklin, City of Columbus and being part of a 16 foot wide alley, the westerly 9 feet established by Devon Addition as the same is numbered and delineated upon the recorded plat thereof of record in Plat Book 13, Page 1 and the easterly 7 feet established by Byrne and Peters Subdivision as the same is numbered and delineated upon the recorded plat thereof of record in Plat Book 3, Page 342, both being of record in the Recorder's Office, Franklin County, Ohio and being further described as follows:

Beginning at an iron pipe set at the northwest corner of Lot 2 of said Byrne and Peters Subdivision, the southwest corner of Lot 1 of said Subdivision and the southeast corner of a 16 foot wide vacated alley as vacated by Ordinance Number 2576-83 on December 24, 1983;

Thence, along the east right of way of said 16 foot alley, the west line of said Lot 2 and part of the west line of Lot 3 of said Byrne and Peters Subdivision, **South 00° 37' 21" East, 40.20 feet** to an iron pipe set at the northwest corner of a 20 foot wide alley dedicated by Ordinance Number 1291-84 on July 30, 1984 and of record in Official Record Volume 4399 Page A-15 of said Recorder's Office;

Thence, across said 16 foot wide alley, **South 89° 10' 37" West, 16.00 feet** to an iron pipe set in the west right of way of said alley and in the east line of Lot 113 of said Devon Addition;

Thence, along the west line of said 16 foot wide alley, part of the east line of said Lot 113, the east line of Lot 112 of said Addition and part of the east line of Lot 111 of said Devon Addition, **North 00° 37' 21" West, 47.17 feet** to a point (passing the southwest corner of said 16 foot wide alley vacated at 40.26 feet);

Thence, across said 16 foot wide alley vacated, **North 89° 07' 34" East, 16.00 feet** to a point in the west line of Lot 1 of said Byrne and Peters Subdivision;

Thence, along part of the east line of said 16 foot wide alley vacated and part of the west line of said Lot 1, **South 00° 37' 21" East, 6.98 feet** to the place of beginning **CONTAINING 0.017 ACRES (755 SQUARE FEET)**

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

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

#### **LIMITATION TEXT**

**PROPOSED DISTRICT: L-M, Limited Manufacturing District**

**PROPERTY ADDRESS: 885 Mansfield Street**

**OWNER: M&B Properties**

**APPLICANT: same as owner**

**DATE OF TEXT: 1/4/05**

**APPLICATION NUMBER: Z04-077**

**1. INTRODUCTION:** The applicant owns the property to the north of the subject site which contains Columbus Sign Company. The application permits the expansion of that business.

**2. PERMITTED USES:** Those commercial uses permitted under Section 3363.01 of the Columbus City Code; uses permitted in 3363.02 thru 3363.08 of the Columbus City Code and a sign manufacturing / fabricating business. The following uses shall not be permitted sections 3363.02(c), 3363.03, insecticides, fungicides, disinfectants and related industrial and household chemical compounds (blending only) in 3363.04 of the Columbus City Code.

**3. DEVELOPMENT STANDARDS:** Unless otherwise indicated the applicable development standards as contained in Chapter 3363.

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

1. The building setback adjacent to Lot 116 (Parcel 010-009214) the south property line shall be 30 feet, except for the existing garage.

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

1. Truck access shall not be taken from Mansfield Avenue. Signage shall be installed prohibiting truck access from Mansfield Avenue subject to the approval of the Division of Transportation.

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

1. The applicant shall install a six foot high wood fence on the south lot line of Lot 115 (Parcel 010-002824) south property line and on the east lot line of Lots 114 and 115 (Parcels 010-009213 and 010-002824).

2. The applicant shall install a landscape hedge (minimum of 30 inches in height) along Mansfield Street adjacent to any new parking spaces.

3. Landscaping shall be well maintained. Dead items shall be replaced within six months or the next planting season, whichever occurs first.

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

N/A

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

1. All external lighting shall be cut-off fixtures (down-lighting) and shall be designed to prevent off-site spillage.

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

3. Light standards shall not exceed 28 feet in height except lights located within 100 feet of a residentially used or zoned property shall not exceed 18 feet in height.

F. Graphics and/or Signage Commitments.

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

G. Miscellaneous Commitments.

1. The applicant shall comply with the City's parkland dedication by making a cash payment of \$400/acre at the time of submission for zoning clearance.

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

### Explanation

**Background:** The Franklin County Municipal Court has an immediate need to enter into a contract to convert existing civil, criminal, environmental and traffic case files into electronic images, and to provide shredding and offsite storage during the conversion process. On May 16th, 2005 the Department of Public Safety, Division of Fire, conducted an inspection of the premises in which court records are stored and issued a citation that requires that all existing case files be removed from those areas not designated for storage. In consideration of the good faith effort of the Franklin County Municipal Court Clerk to remedy the problem and in view of the magnitude of the files to be moved, an extension to move the files was given until the end of December 2005.

This ordinance authorizes the City Auditor to transfer \$1,066,907.00 from the special income tax fund to the Franklin County Municipal Court Clerk's capital improvement fund to fund the aforementioned project. Further, this ordinance waives the competitive bidding provisions of the Columbus City Codes and authorizes the Franklin County Clerk of Court to enter into a contract and authorizes the expenditure of \$1,066,907.00 with 3SG Corporation for the imaging project described above.

**Bid Information:** Due to time constraints, quotations were solicited from three vendors of which two vendors responded, as follows:

3SG Corporation: \$1,066,907.00

Document Imaging Solutions, Inc.: No Response

Document Management Services: Incomplete Quote

The Franklin County Municipal Court would like to award the contract to 3SG Corporation, the only responsive bidder. This 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 finding for recovery certified search.

**Contract Compliance Number:** 3SG Corporation, 31-1651723, expiration date 10/21/2006.

**Emergency:** Emergency action is requested so that the project may be undertaken as quickly as possible in order to comply with the Department of Public Safety, Division of Fire citation deadline of December 31, 2005.

**Fiscal Impact:** Capital funds for this purpose are budgeted for the Municipal Court Clerk. Funds will be borrowed from the special income tax fund and repaid once bond proceeds are available.

### Title

To authorize and direct the City Auditor to transfer \$1,066,907 from the special income tax fund to the municipal court clerk capital improvement fund; to authorize the Franklin County Municipal Court Clerk to enter into a contract with 3SG Corporation for the purpose of converting case files into images, and to provide shredding and offsite storage during the process; to authorize the expenditure of \$1,066,907 from the municipal court clerk capital improvement fund; to waive the competitive bidding requirements of the Columbus City Codes, Chapter 329; and to declare an emergency. (\$1,066,907.00)

### Body

**Whereas**, the Department of Public Safety, Division of Fire, conducted an inspection of the municipal court building that resulted in a citation of the Municipal Court Clerk and that requires the Clerk to remove case files from all areas not designated for records storage; and

**Whereas**, due to time constraints, quotations were solicited from three prospective vendors and 3SG Corporation was determined to be the successful bidder; and

**Whereas**, this legislation authorizes the Franklin County Municipal Court Clerk to enter into a contract with 3SG Corporation and authorizes the expenditure of \$1,066,907.00 for the purpose of converting civil, criminal, environmental, and traffic case files into images, and to provide shredding and offsite storage during the conversion process; and

**Whereas**, the city will sell notes or bonds to fund this project; and

**Whereas**, until bonds are sold, a transfer of funds for the special income tax fund is necessary to fund this purchase that will be reimbursed after bonds are sold; and

**Whereas**, the aggregate principal amount which the city will issue to finance this project is presently expected not to exceed \$1,066,907.00; and

**Whereas**, due to the time constraints associated with this project and the deadline of December 31, 2005 for compliance with the Department of Public Safety, Division of Fire citation, it is requested that Council waive the competitive bidding requirements of the Columbus City Codes, Chapter 329; and

**Whereas**, an emergency exists in the daily operations of the Franklin County Municipal Court Clerk, in that it is immediately necessary to enter into contract, in order to comply with the Department of Fire citation deadline of December 31, 2005 and authorize the expenditure for the service of converting all existing case files into electronic images, to provide for shredding and offsite storage throughout the process, for the immediate preservation of the public peace, health, safety and welfare, now therefore

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

**Section 1.** That the sum of \$1,066,907.00 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 municipal court clerk capital improvement fund, fund 780, 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 \$1,066,907.00 is hereby transferred and appropriated to the Franklin County Municipal Court Clerk, organization 2601, capital improvement fund 780, project 780001, oca code 780001, object level 1 - 06, object level 3 - 6655.

**Section 4.** That the Franklin County Municipal Court Clerk be and is hereby authorized to enter into a contract with 3SG Corporation for the purpose of converting civil, criminal, environmental, and traffic case files into images, to provide shredding and/or storage during the conversion process for an amount not to exceed of \$1,066,907.00.

**Section 5.** That the expenditure of \$1,066,907.00 or so much thereof as may be necessary is hereby authorized from the Franklin County Municipal Court Clerk, organization 2601, capital improvement fund, fund 780, project 780001, oca 780001, object level 1 - 06, object level 3 - 6655.

**Section 6.** 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 7.** That upon obtaining other funds for the Franklin County Municipal Court document imaging of case files project, the City Auditor is hereby authorized and directed to repay the special income tax fund the amount transferred under Section 3, above, and said funds are hereby deemed appropriated for such purpose.

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

**Section 9.** 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 the sections above.

**Section 10.** That for reasons stated in the preamble hereto, where is hereby made a 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.

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**Legislation Number:** 1720-2005

**Drafting Date:** 10/05/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

Explanation

BACKGROUND: For the option to purchase Aluminum, Fiberglass and Cast Iron Poles and Aluminum Bases and Brackets for the Department of Public Utilities, Division of Electricity. The term of the proposal option contract would through October 31, 2006. The Purchasing Office opened formal bids on September 1, 2005.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA001728. Eighteen bids were solicited (MAJ 17, MBE:0, FBE:1); Seven (MAJ: 6, FBE: 1) bids were received.

These companies are not debarred according to the Excluded Parties listing of the Federal Government and are not listed in the Auditor of States database for Findings for Recovery.

The Purchasing Office is recommending award of 4 contracts to the lowest, responsive, responsible and best bidders:

Becker Electric, MAJ, CC#310553243, \$98,368.57

Bayside Supply, LLC., FBE, CC#311768289, \$21,006.00

Graybar Electric Co., MAJ, CC#130794380, \$17,143.64

Edison Equipment, MAJ, CC#311789912, \$13,810.00

There was a large price discrepancy on items 20. GE Supply bid a unit price of \$48.00. Becker Electric Bid \$571.15. Upon clarification from the companies, it was determined that GE supply did not bid the item required. Therefore, Becker Electric is the recommended awarded vendor of this item as the lowest, responsive bidder.

No bids were received for items 22 and 33. These items will be solicited informally, as needed

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 Electricity 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 four contracts for the option to purchase Aluminum, Fiberglass, and Cast Iron Poles and Aluminum Bases and Brackets with Becker Electric, Bayside Supply, LLC., Graybar Electric and Edison Equipment, LLC. , to authorize the expenditure of four dollars to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$4.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on September 1, 2005 and selected the lowest, responsive, responsible and best bids; and

WHEREAS, this ordinance addresses Purchasing objective of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid

opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, in order to ensure street lights are supplied without interruption to new and existing street projects, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities/Division of Electricity in that it is immediately necessary to enter into a contract(s) for an option to purchase Aluminum, Fiberglass and Cast Iron Poles and Aluminum Bases and Brackets, 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 the following contract(s) for an option to purchase Aluminum, Fiberglass, and Cast Iron Poles and Aluminum Bases and Brackets in accordance with Solicitation No. SA001728 as follows:

Becker Electric, Items: 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 13, 14, 15, 16, 17, 18, 20, 21, 25, 26, 30, 31, 32, 34, 35, 36, 37, 38, 39, 40, 41, 47, 48, 49, 51, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 71, 73, and 77. Amount: \$1.00  
Bayside Supply, LLC., Items 23, 28, 29, 42, 43, 67, 68, 69, 72, 74, 76 and 78. Amount: \$1.00  
Graybar Electric Company, Items: 19, 24, 27, 44, 45, 46, 53 and 79. Amount: \$1.00  
Edison Equipment, LLC., Items: 7, 50, 52, 70, and 75. Amount \$1.00.

SECTION 2. That the expenditure of \$4.00 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.

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**Legislation Number:** 1747-2005

**Drafting Date:** 10/11/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** This legislation transfers General Funds within the Department of Development and authorizes the Director of the Department of Development to modify contract DL010878 with Community Research Partners. The modification will increase the amount of the contract by \$80,000.00, from \$119,585.00 to \$199,585.00. The modification will allow Community Research Partners to provide an analysis and recommendation for action necessary to establish a Community Action Agency to serve the residents of Columbus. Community Research Partners will provide the necessary research, literature review, data analysis, develop public forums and stakeholder focus groups, provide needs analysis, review existing programs and service capacity, inventory funding opportunities and prepare a final report.

This legislation is presented as an emergency so that the research and development can begin immediately.

**FISCAL IMPACT:** Funds for this expenditure (\$80,000.00) are allocated from the 2005 General Fund.

To authorize and direct a transfer of \$11,000 within the Department of Development General Fund; to authorize the Director of the Department of Development to modify a contract with Community Research Partners to provide an analysis and recommendation for action necessary to establish a Community Action Agency to serve the residents of Columbus; to authorize the expenditure of \$80,000 from the General Fund; and to declare an emergency. (\$80,000)

**Body**

**Whereas,** the Director of the Department of Development desires to modify contract DL010878 with Community Research Partners to increase the amount of the contract by \$80,000.00; and

**Whereas,** a transfer of funds is necessary within the Department of Development General Fund to complete the contract modification; and

**Whereas,** Community Research Partners will provide the necessary research, literature review, data analysis, develop public forums and stakeholder focus groups, provide needs analysis, review existing programs and service capacity, inventory funding opportunities and prepare a final report; and

**Whereas,** an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to transfer said funds and to modify the contract with Community Research Partners in order to preserve the public health, peace, property, safety, and welfare; **NOW, THEREFORE,**

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

**Section 1.** That the City Auditor is hereby authorized and directed to transfer \$11,000 within the Department of Development, Division 44-01, General Fund, Fund 010, as follows:

**FROM:**

| <u>OJL One</u> | <u>OJL Three</u> | <u>OCA</u> | <u>Amount</u> |
|----------------|------------------|------------|---------------|
| 05             | 5513             | 440313     | \$11,000      |

**TO:**

| <u>OJL One</u> | <u>OJL Three</u> | <u>OCA</u> | <u>Amount</u> |
|----------------|------------------|------------|---------------|
| 03             | 3336             | 440307     | \$11,000      |

**Section 2.** That the Director of the Department of Development be and is hereby authorized to modify contract DL010878 with Community Research Partners by increasing the contract amount by \$80,000.00 from \$119,585.00 to \$199,585.00, for the purpose of providing an analysis and recommendation for action necessary to establish a Community Action Agency to serve the residents of Columbus.

**Section 3.** That this modification is made pursuant to Section 329.13 of the Columbus City Codes, 1959 as amended.

**Section 4.** That for the purpose stated in Section 1, the expenditure of \$80,000.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the General Fund, Department of Development, Division No. 44-01, Fund No. 010, Object Level One 03, Object Level Three 3336, OCA Code 440307.

**Section 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.

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**Legislation Number:** 1834-2005

**Drafting Date:** 10/25/2005

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

### **Explanation**

**Council Variance Application: CV05-038**

**APPLICANT:** Richard E. Leyshon; c/o Scot E. Dewhirst, Atty.; Dewhirst, Artz and Dewhirst, LLP; 560 East Town Street; Columbus, Ohio 43215.

**PROPOSED USE:** Carriage house.

**VICTORIAN VILLAGE DISTRICT COMMISSION RECOMMENDATION:** Approval.

**CITY DEPARTMENTS' RECOMMENDATION:** Approval. This variance will permit the construction of a second dwelling on a lot developed with an existing single-family dwelling. The ARLD, Apartment Residential District does not allow two separate single-family dwellings on the same lot. Building design will conform to the Victorian Village Commission requirements and the attached site plan. A hardship exists because a variance is necessary to permit the development as proposed. Staff finds the proposed development is consistent with the area's surrounding character.

### **Title**

To grant a Variance from the provisions of Sections 3333.02, ARLD, Apartment Residential District Use, 3333.055, Single- or Two-Family Dwelling; and 3332.24, Side Yard; of the City codes, for the property located at **76 WEST SECOND AVENUE (43201)**, to permit a second single-family dwelling (a carriage house) with reduced side yard setbacks on the rear of a lot developed with a single-family dwelling in the ARLD, Apartment Residential District **and to declare an emergency.** (Council Variance #CV05-038)

### **Body**

**WHEREAS**, by application No. CV05-038, the owner of property at **76 W. SECOND AVENUE (43201)**, is requesting a Council Variance to permit a second single-family dwelling (a carriage house) with reduced side yard setback on the rear of a lot developed with a single-family dwelling in the ARLD, Apartment Residential District; and

**WHEREAS**, Section 3333.02, ARLD, Apartment Residential District Use, requires a separate lot for each principal use, while the applicant proposes to construct a second dwelling on the same lot; and

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

**WHEREAS**, Section 3333.055, Single-or Two-Family Dwelling, requires a separate lot for each principal use, while the

applicant proposes to construct a second dwelling on the same lot; and

**WHEREAS**, Section 3333.21, Side yard, requires a side yard of no less than five (5) feet, while the applicant proposes a side yard of no less than three (3) feet; and

**WHEREAS**, this variance will permit a second single-family dwelling (a carriage house) on the rear of a lot developed with an existing single-family dwelling. The ARLD, Apartment Residential District does not allow two separate single-family dwellings on the same lot. The building design will conform to the Victorian Village Commission requirements and the attached site plan; and

**WHEREAS**, the Victorian Village Commission recommends approval; and

**WHEREAS**, City Departments recommend approval and note a hardship exists because a variance is necessary to permit development consistent with the area's surrounding character; and

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

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

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

**WHEREAS**, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **76 W. SECOND AVENUE (43201)**, in using said property as desired; now, therefore:

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

**SECTION 1.** That a variance from the provisions of Sections 3333.02, ARLD, Apartment Residential District use; 3333.055, Single-or Two-Family Dwelling; and 3333.21, Side yard; for the property located at **76 WEST SECOND AVENUE (43201)**, insofar as said sections prohibit a second single-family dwelling (a carriage house) with a side yard reduction from five (5) feet to three (3) feet for the proposed dwelling; said property being more particularly described as follows:

**76 WEST SECOND AVENUE (43201)**, being 0.19± acres located on the north side of West Second Avenue, 527± feet west of North High Street, and being more particularly described as follows:

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

Being Lot Number Nine (9) of E.G. ROBERT' SUBDIVISION, of Lot Number Four (4) and a part of Lot Number Seventeen (17) of JOSEPH R. STARR'S ADMINISTRATOR'S SUBDIVISION of the STARR FARMS in said City, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 4, page 38, Recorder's Office, Franklin County, Ohio.

Parcel No. 10-42136

Property commonly known as 76 West Second Avenue, Columbus, Ohio 43201

**SECTION 2.** That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a second single-family dwelling (a carriage house) on the rear of a lot developed with an existing single-family dwelling, or those uses permitted in the ARLD, Apartment Residential District.

**SECTION 3.** That this ordinance is further conditioned on the Subject Site being developed in general conformance with

the site and elevation plans titled "**ADDITION AND NEW CARRIAGE HOUSE FOR: 76 W. SECOND AVENUE**", prepared by Urban Order Architecture, dated October 27, 2005 and signed by Scot E. Dewhirst, attorney for the applicant. The Site Plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustments to the Site Plan shall be subject to review and approval by the Director of the Department of Development, or his designee, upon submission of the appropriate data regarding the proposed adjustment.

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

**SECTION 5.** ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ **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:** 1840-2005

**Drafting Date:** 10/25/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:** The Division of Water is in need of a new evaporator for the rooftop chiller, which is used to regulate the building temperature at the Public Utilities Complex. The current evaporator has broken and the division's maintenance staff has taken measures to keep the equipment operating temporarily, however, the evaporator must be replaced in order to maintain a suitable workplace environment. It is requested that the provisions of competitive bidding be waived and award of a contract go to George Lynch Controls, Inc. This contractor installed the original evaporator for the building over 22 years ago. The evaporator provided by this contractor is compatible with the equipment already in place. There is not enough time to formally bid this item, as it will take three weeks to order and construct and two days to install it. The Contract Compliance Number for George Lynch Controls, Inc. is 31-1121351. This company has certified FBE status.

It is requested that this Ordinance be handled in an emergency manner, as our maintenance department can only do temporary repairs in order to maintain the temperature in the building. We must try to get a contract in place as soon as possible due to the time constraints of ordering and installing the evaporator.

**FISCAL IMPACT:** This legislation is contingent on the passage of transfer and appropriation legislation, Ordinance Number 1869-2005, which is being processed simultaneously. There have been no expenditures of this type in the last two years.

**Title**

To authorize the Public Utilities Director to enter into a contract with George Lynch Controls Inc. to replace an evaporator at the Public Utilities Complex for the Division of Water, to waive the provisions of competitive bidding, to authorize the expenditure of \$27,200.00 from Water Systems Operating Fund, and to declare an emergency. (\$27,200.00)

**Body**

WHEREAS, the evaporator at the Public Utilities Complex has broken and is in a non-repairable state, and

WHEREAS, this evaporator regulates the temperature of the building in order to prevent it from becoming too hot, and

WHEREAS, emergency action is necessary so that the equipment may be obtained as quickly as possible to maintain a

suitable workplace environment; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Public Utilities Director to enter into a contract, to replace the evaporator on the rooftop chiller, for the immediate preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Public Utilities Director be and he is hereby authorized to enter into a contract, to replace an evaporator, with George Lynch Controls Inc., for the Division of Water, Department of Public Utilities.

Section 2. Pursuant to Section 329.27 of the Columbus City Code, 1959, it is determined to be in the best interest of the City of Columbus that the provisions of Section 329.06 for competitive sealed bidding be and are hereby waived for this purchase.

Section 3. That the expenditure of \$27,200.00, or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, OCA Code 602755, Object Level One 03, Object Level Three 3370, to pay the cost thereof.

Section 4. That this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1851-2005

**Drafting Date:** 10/26/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

#### **Explanation**

**BACKGROUND:** The Columbus Health Department has been awarded a grant from the Ohio Department of Public Safety. This ordinance is needed to accept and appropriate \$163,477.10 in grant money to fund the Franklin County O.V.I. Task Force.

The Franklin County O.V.I. Task Force aims to decrease alcohol related traffic crashes and increase public awareness to the problem of O.V.I. and impaired driving in Franklin County.

This grant is for the period October 1, 2005 through September 30, 2006.

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

**FISCAL IMPACT:** This program is entirely funded by the Ohio Department of Public Safety and does not generate revenue or require a City match.

#### **Title**

To authorize and direct the Columbus Health Department to accept a grant from the Ohio Department of Public Safety in the amount of \$163,477.10; to authorize the appropriation of \$163,477.10 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$163,477.10)

**Body**

**WHEREAS,** \$163,477.10 in grant funds have been made available through the Ohio Department of Public Safety; and,

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

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

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

**SECTION 1.** That the Columbus Health Department is hereby authorized and directed to accept a grant award of \$163,477.10 from the Ohio Department of Public Safety for the Franklin County O.V.I. Task Force for the period October 1, 2005, through September 30, 2006.

**SECTION 2.** That from the monies in the Fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources during the twelve months ending December 31, 2006, the sum of \$163,477.10 is hereby appropriated to the Health Department, Division No. 50-01, as follows:

|                            |                | Object           |                              |                     |        |                    |
|----------------------------|----------------|------------------|------------------------------|---------------------|--------|--------------------|
| <u>OCA</u>                 | <u>Grant #</u> | <u>Level One</u> | <u>Purpose</u>               | <u>Amount</u>       | 506070 | 506070 01          |
|                            |                |                  |                              |                     |        | Personnel Services |
| \$                         | 4,675.44       |                  |                              |                     |        |                    |
| 506070                     | 506070         | 02               | Materials-Operation & Maint. | \$ 11,567.00        |        |                    |
| 506070                     | 506070         | 03               | Services-Operation & Maint.  | <u>\$147,234.66</u> |        |                    |
| Total for Grant No. 506070 |                |                  |                              | \$163,477.10        |        |                    |

**SECTION 3.** That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

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

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**Legislation Number:** 1865-2005

**Drafting Date:** 10/27/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**1. **BACKGROUND:**

A. **Need.** This legislation authorizes the Director of Public Utilities to modify an existing contract for Incinerator Maintenance Services for the Division of Sewerage and Drainage, in order to effect needed emergency repairs in existing Incinerator No. 1 at the Jackson Pike Wastewater Treatment Plant, in response to an Emergency Waiver of Regulations, signed by the Mayor on July 13, 2005, a copy of which is an Attachment to this Ordinance.

B. **Contract History.** The existing contract was bid on March 29, 2000. The lowest and most responsive bidder was Adrian L. Wallick Co., Inc., of Columbus, Ohio. A contract with this entity was authorized by Ordinance No. 1255-00, passed June 12, 2000. The bid documents contemplated a multi-year contract, funded on an incremental basis, approximately annually. This contract will be re-bid early in FY2006.

Ordinance No. 0071-02, passed February 4, 2002, authorized the first Modification of this contract. It is now proposed to again modify this contract, in order to provide funding for the necessary emergency repairs undertaken under authorization of the Mayor's Emergency Waiver of Regulations signed on July 13, 2005.

C. **Contract Compliance No.:** 314425505 001

D. **Emergency Designation** of this Ordinance is requested in order to allow the work performed to be paid for at the earliest practicable date, and to conclude the state of emergency.

2. **FISCAL IMPACT:**

A. **Budget Information.** Due to the unexpected nature of this needed emergency expenditure, specific funds for it were not budgeted in the FY2005 budget. However, sufficient funds are available in the Division's Object Level One 03 monies.

B. **Contract Modification Information Pursuant to 329.16, CCC:**

1) **Amount of Additional Funds - This Modification:** \$188,998.00.

2) **Why the Need for Additional Work Could Not Be Foreseen:** This is in the nature of the emergency here dealt with. See the information in the Emergency Waiver of Regulations Attachment to this Ordinance.

3) **Why Other Procurement Processes Would Not Be in the City's Best Interests:** Due to the nature of the emergency, this modification was deemed the most feasible and reasonable means of effecting the needed emergency repairs to the incinerator.

4) **How the Cost of the Modification was Determined:** Contractor's actual cost for the needed work, as verified by Division staff.

C. **Historical Data:** Amounts appropriated for these services in prior years are:

|        |          |
|--------|----------|
| FY2002 | \$60,000 |
| FY2003 | 60,000   |
| FY2004 | 370,000  |

**Title**To authorize the Director of Public Utilities to modify the contract for Incinerator Maintenance Services with Adrian L. Wallick Co., Inc., for the Division of Sewerage and Drainage; in order to conclude an Emergency Waiver of Regulations signed July 13, 2005; to authorize the expenditure of \$188,998.00 from the Sewerage System Operating Fund; and to declare an emergency. (\$188,998.00)

**Body** **WHEREAS**, Ordinance No. 1255-00, passed June 12, 2000, authorized the Director of Public Utilities to enter into contract for Incinerator Maintenance Services with the Adrian L. Wallick Co., Inc., for the Division of Sewerage and Drainage; and

**WHEREAS**, this contract was previously modified pursuant to Ordinance No. 0071-02, passed February 4, 2002; to Ordinance No. 0637-03, passed May 5, 2003; and to Ordinance No. 0260-2004, passed February 23, 2004; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to authorize the modification of the existing contract to conclude emergency repairs to an incinerator at the Jackson Pike Wastewater Treatment Plant undertaken under a Mayor's Emergency Waiver of Regulations signed July 13, 2005, for the immediate preservation of the public peace, health, 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 contract No. EL000673, with Adrian L. Wallick Co., Inc., in order to provide emergency services, in accordance with the terms and conditions of the Modification on file in the offices of the Division of Sewerage and Drainage.

**Section 2.** That the expenditure of \$188,998.00, or so much thereof as may be needed, is hereby authorized from Sewerage System Operating Fund 650, Department 60-05, to pay the cost of the modification to Contract EL000673, as follows:

| OCA Code | Object Level 3 | Amount       |
|----------|----------------|--------------|
| 605030   | 3372           | \$188,998.00 |

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

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**Legislation Number:** 1868-2005

**Drafting Date:** 10/28/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Background:** This ordinance authorizes, effective January 1, 2006, an increase in Stormwater charges per Equivalent Residential Unit (ERU) from \$3.21 to \$3.37 per month.

The Sewer and Water Advisory Board met on October 28, 2005 and after reviewing the Division of Sewerage and Drainage's projected expenditures for 2006, recommends to City Council an increase of 5% in stormwater rates. This change is 1.5% less than the increase projected last year for the year 2006.

**Fiscal Impact:** The proposed rate increase will raise 2006 Stormwater revenues by approximately \$1,100,000.00.

**Title**

To amend Section 1149.08(b) of the Columbus City Codes, 1959, to increase Stormwater fees that will take effect on January 1, 2006.

**Body**

WHEREAS, it is necessary to increase the monthly Stormwater charges from \$3.21 per Equivalent Residential Unit (ERU) to \$3.371 per ERU to accurately match needed revenue to estimated program expenses; now, therefore,

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

SECTION 1. That effective January 1, 2006, Section 1149.08(b) of the Columbus City Codes, 1959, be and is hereby amended to read as follows:

**1149.08 Rate Structure**

(b)The charge as prescribed in the rate schedule is as follows:

~~\$0.1053~~ **\$0.1108** per day per Equivalent Residential Unit (ERU).

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

---

**Legislation Number:** 1883-2005

**Drafting Date:** 11/01/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**BACKGROUND:**

The Department of Development is proposing the establishment of incentive districts under Section 5709.40(C) of the Ohio Revised Code. The proposed districts are in the Northeast planning area. One of the prerequisites for the creation of incentive districts is adoption by City Council of a written Economic Development Plan.

**FISCAL IMPACT:**

No funding is required for this legislation.

**Title**

An ordinance adopting the *Northeast Planning Area Economic Development Plan* as a guide for future economic development and in support of tax increment financing districts.

**Body**

**WHEREAS**, Section 5709.40 of the Ohio Revised Code authorizes the legislative authority of a municipal corporation to create, by ordinance, incentive districts and declare improvements within the districts to be of public purpose; and

**WHEREAS**, any incentive district must contain distress characteristics which may be defined as inadequate public infrastructure, as evidenced by a written economic development plan; and

**WHEREAS**, the Planning Division of the Department of Development has studied the Northeast planning area and prepared the *Northeast Planning Area Economic Development Plan*; and

**WHEREAS**, recommendations included in the *Northeast Planning Area Economic Development Plan* address such issues as growth, land use, parkland, public facilities and infrastructure; and

**WHEREAS**, through the 21st Century Growth Team process, Columbus has established a new approach to financing public facilities and infrastructure in growth areas, entitled Pay As We Grow; and

**WHEREAS**, the Pay As We Grow initiative calls for consideration of varied and innovative financing tools including tax increment financing; **now, therefore,**

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

**Section 1.** That the *Northeast Planning Area Economic Development Plan* is hereby adopted by this Council.

**Section 2.** That the Department of Development and all departments and divisions of the City administration are hereby authorized and directed to use the *Northeast Planning Area Economic Development Plan* to initiate projects that will implement the provisions of the plan, including the establishment of tax increment financing districts to provide financing for public infrastructure improvements.

**Section 3.** That copies of the *Northeast Planning Area Economic Development Plan* shall be kept on file in the Department of Development, Planning Division.

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

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**Legislation Number:** 1888-2005

**Drafting Date:** 11/01/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

Need: An additional appropriation is needed to provide funds to pay sworn overtime for the ongoing S.T.O.P. (Stop Teenage Opportunity to Purchase Program). The Columbus Division of Police is participating in collaboration with the Franklin County Sheriff's Office and other local law enforcement agencies to reduce the opportunity for juveniles to

purchase alcohol throughout Franklin County. The S.T.O.P. program will provide reimbursement for the sworn overtime pay.

**FISCAL IMPACT:**

All funds appropriated are reimbursable from the S.T.O.P. program; therefore there will be no effect on the financial status of the General Fund.

**Title**

To authorize an additional appropriation of \$6,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the S.T.O.P. program. (\$6,000.00)

**Body**

WHEREAS, the Columbus Division of Police will continue to participate on an overtime basis in S.T.O.P. program activities to reduce the opportunity for juveniles to purchase alcohol; and

WHEREAS, the Franklin County Sheriff's Offices has funding for the reimbursement of S.T.O.P. program overtime pay; and

WHEREAS, an additional appropriation is needed for the S.T.O.P. program overtime pay costs; now therefore

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

Section 1. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the program period the sum of \$6,000 is appropriated as follows:

| DIV   | FD  | OBJ#1 | OBJ#3 | OCACD | GRANT  | AMOUNT          |
|-------|-----|-------|-------|-------|--------|-----------------|
| 30-03 | 220 | 01    |       | 1131  | 332010 | 332010 6,000.00 |

Section 2. That the monies appropriated in the foregoing Section 1 shall be paid upon order of the Director of Public Safety; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

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

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**Legislation Number:** 1894-2005

**Drafting Date:** 11/02/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

BACKGROUND:

Need: There is a need to contract for monthly parking for the Division of Police's vehicles in a location that is close to the

Central Safety Building. At the present time, there are 147 vehicles that need to be parked at this location.

Bid Information: The Purchasing Office has an UTC with Marconi Garage LLC for monthly parking spaces. This agreement will be from December 1, 2005 through November 30, 2006.

Contract Compliance No.: 31-6084775

Emergency Designation: Since funds will be exhausted from the 2004 purchase order with the November payment, emergency legislation is requested to pay for the December 2005 invoice.

FISCAL IMPACT:

\$159,873.00 is budgeted in the Division of Police's General Fund Budget for parking. \$141,091.00 was spent or encumbered in 2004-2005 for parking of the Division's unmarked vehicles.

**Title**

To authorize and direct the Finance and Management Director to contract for the rental of parking spaces for the Division of Police, to authorize the expenditure of \$150,000.00 from the General Fund; and to declare an emergency. (\$150,000.00)

**Body**

WHEREAS, the Division of Police needs to park 147 unmarked vehicles close to the Central Safety Building; and

WHEREAS, the City has a contract with Marconi Garage LLC for the rental of parking spaces for city vehicles;

WHEREAS, an emergency exists in the daily operations of the Division of Police, Department of Public Safety, in that it is immediately necessary to contract for monthly parking spaces to ensure continued availability of these spaces and for the immediate preservation of the public peace, health, safety and welfare; now therefore

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

Section 1. That the Finance and Management Director be and is hereby authorized and directed to contract with Marconi Garage LLC for the rental of parking spaces for the Division of Police, Department of Public Safety, on the basis of the City's Universal Term Contract.

Section 2. That the expenditure of \$150,000.00 or so much thereof as may be needed, be and the same is hereby authorized as follows:

| <u>Dept.</u> | <u>Fund</u> | <u>Obj. Level 1</u> | <u>Obj. Level 3</u> | <u>OCA</u> |
|--------------|-------------|---------------------|---------------------|------------|
| 30-03        | 010         | 03                  | 3327                | 301580     |

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

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**Legislation Number:** 1899-2005

**Drafting Date:** 11/02/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

### **Explanation**

**Background:** The Neighborhood Commercial Revitalization Program, in existence since 1981, provides grants to encourage rehabilitation of commercial properties located in designated neighborhood business districts. This legislation authorizes the appropriation and expenditure of \$125,000.00 for storefront renovation grants.

**Fiscal Impact:** This legislation appropriates and authorizes the expenditure of \$125,000 to provide funds for storefront renovation grants under the Neighborhood Commercial Revitalization Program.

This legislation is submitted as an emergency to allow the Storefront Renovation Grant Fund to continue uninterrupted.

### **Title**

To authorize and direct the City Auditor to appropriate \$125,000.00 from the unappropriated balance of the Urban Development Action Grant Fund to the Development Department, Economic Development Division; to authorize the expenditure of \$125,000 from the Urban Development Action Grant Fund for the purpose of making storefront renovation grants under the Economic Development Division, Neighborhood Commercial Revitalization Program; and to declare an emergency. (\$125,000.00)

### **Body**

**Whereas,** the City of Columbus established the Neighborhood Commercial Revitalization Program in 1981 to encourage the rehabilitation of commercial properties located in designated business districts; and

**Whereas,** it is necessary to appropriate funds for the purpose of making storefront renovation grants; and

**Whereas,** emergency action is needed to allow the Storefront Renovation Grant Fund to continue uninterrupted; and

**Whereas,** an emergency exists in the daily operation of the Department of Development in that it is immediately necessary to appropriate and authorize the expenditure of said funds, for the preservation of the public health, peace, property, safety and welfare; now, therefore

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

**Section 1.** That from the unappropriated monies in the Urban Development Action Grant Fund, Fund 243, Subfund 018, 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 \$125,000 is appropriated to the Development Department, Economic Development Division, Division No. 44-02, Object Level One 05, Object Level Three 5519, OCA Code 446022.

**Section 2.** That the expenditure of \$125,000.00, or so much thereof as may be necessary, from the Development Department, Economic Development Division, Division No. 44-02, Urban Development Action Grant Fund, Fund 243, Subfund 018, Object Level One 05, Object Level Three 5519, OCA Code 446022, for the aforesaid purpose is hereby authorized.

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

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**Legislation Number:** 1904-2005

**Drafting Date:** 11/02/2005

**Current Status:** Passed

**Version:** 2

**Matter Type:** Ordinance

### **Explanation**

Background: This ordinance authorizes an increase in sanitary sewer service rates for the Division of Sewerage and Drainage.

The Department of Public Utilities entered into contract in 2005 for development of updated rate models for the Division of Sewerage and Drainage and the Division of Water. This was the first major review and rewriting of rate models since 1993. The new models follow accepted design practice and fully account for changes in operations and asset valuations for each division. Customer cost of service was established and cost of service rates established for each customer group. Combined with increases in System Capacity Charges the overall increase in revenue to the Division of Sewerage is estimated to be 20%.

The proposed rate configuration for 2006 recognizes that sewer charges disproportionately effect lower income groups and establishes a Low Income Discount program that discounts participant's sewer commodity portion of their quarterly bill by 15%.

The proposed rate structure also establishes a charge related to each customers contribution to spikes in wastewater flow during periods of wet weather. Since increased impervious area corresponds to increased run-off during wet weather, a charge based upon impervious cover is proposed to recover costs of construction of projects necessary to meet the requirements of the two consent orders that mandate elimination of wet weather flow from Combined Sewer Overflows and Sanitary Sewer Overflows. This charge will be assessed based on each property's impervious surface area. Each Equivalent Residential Unit (ERU) is based on the previously determined Stormwater ERU of 2000 sq ft. Residents are assigned one (1) ERU per residence. All other customers are charged based on measured impervious area divided by 2000 sq ft to determine an ERU equivalent. This charge will be set to recover the debt service costs and other expense of all projects related to correcting wet weather overflows. It is also established that no customer will be charged for more than 1000 ERUs. This charge for 2006 is \$1.31 per ERU inside city and \$.51 per ERU for outside city customers.

Adjustments in rates result in a typical inside city residential sanitary sewer rate increase of 17.2%. When a water increase of 1.83% and a Stormwater increase of 5% are considered the overall impact on a typical residential customer in the City of Columbus is 10.14%.

Fiscal Impact: The Division of Sewerage and Drainage expects an increase of 20% in overall revenue.

### **Title**

To amend Chapter 1147 of the Columbus City Codes 1959, to enact new sanitary sewer service rates for the year beginning January 1, 2006.

### **Body**

WHEREAS, it is necessary to establish new sewer sanitary services rates, effective January 1, 2006, for sewerage services to properties discharging into the sanitary sewerage system of the City of Columbus in order to recover the cost of rendering said sewerage services for the calendar year 2006; and

WHEREAS, the City of Columbus is committed to establishing its rates based on a cost of service basis, where the rates charged to customers are based as closely as possible on the cost of servicing that customer. The rates established herein are based on a rate study that used the cost of service methodology; and

WHEREAS, in addition to the commodity rates, City Council finds it necessary to establish a sewer surcharge to fund the wet weather capital improvement projects required by the Consent Order with the State of Ohio. The cost of these projects in 2006 is expected to be \$88.2 million dollars with a debt service requirement of \$11.2 million dollars; and

WHEREAS, City Council finds that the most appropriate way to assess the wet weather improvements surcharge is by correlating the surcharge to the amount of impervious surface, as the factor most closely associated with increased inflow and infiltration is impervious cover from urban development and

WHEREAS, the City already uses impervious cover to establish stormwater fees. The Columbus Stormwater Management Program assigns one (1) Equivalent Residential Unit (ERU) to each residential property regardless of size, and 1 ERU for every 2000 square feet of impervious cover for all other properties. City Council finds that, for purposes of the wet weather improvements surcharge, ERUs should be capped at a maximum of 1000 regardless of the size of the property; and

WHEREAS, City of Columbus customers should participate in funding for all of the wet weather projects. Outside customers should not be assessed for combined sewer or priority area projects. At the present time, this results in City of Columbus customers bearing 90% of the wet weather capital costs and Outside Customers bearing 10% of the wet weather capital costs; and

WHEREAS, City Council finds that inside City Customer should pay a wet weather improvement surcharge of \$1.31/ERU/month, while outside customers should pay \$0.51/ERU/month; and

WHEREAS, City Council recognizes that increased sewer rates disproportionately impact low income residents. Low income residents already pay a higher percentage of their household income in utility bills, and this percentage would increase with higher rates; and

WHEREAS, City Council further recognizes that past rate increases in the City have demonstrated that increasing rates leads to increased delinquencies among the City's customers; delinquencies rates are higher among low income residents. It is well recognized that increased delinquencies are expensive for the City and its customers; and

WHEREAS, City Council finds that adopting a discounted rate for low income users is a recognized method for helping to alleviate the impacts of increased sewer rates; and

WHEREAS, the Sewer and Water Advisory Board has adopted recommendations that are consistent with the rates established in this legislation; and

WHEREAS, City Council finds that the rates, surcharges and the low income discount established herein are equitable to all of the City's customers; now therefore

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

SECTION 1. That effective January 1, 2006, Section 1147.11 of the Columbus City Codes, 1959, be and is hereby amended to read as follows:

1147.11 Rate Schedules.

(a) Charges Within Corporate Limits. For the purpose stated in Sections 1147.02 and 147.12 there is hereby charged to each user situated within the corporate limits of the city, having any active sewer connection with the sewerage system of such city or otherwise discharging sewerage, industrial wastes, water or other liquids, either directly or indirectly into the city's sewerage system, sewer charges as hereinbefore provided, and in the amount determinable as follows:

(1) For any such lot, parcel of land, building or premises having any connection with the city's sewerage system or

otherwise discharging sanitary sewerage, industrial wastes, water or other liquids, either directly or indirectly into the city's sewerage system, such charge shall be based upon the quantity of water used therein as the same is measured by a water meter or meters there in use, as hereinafter described, and there shall be charged:

The charges as prescribed in the rate schedule as follows: **SEE 2006 RATE CHART SPREADSHEET ATTACHED**

(b) Charges Outside Corporate Limits. For the purpose stated in Sections 1147.02 and 1147.12, there is hereby charged to each user situated outside the corporate limits of the city, having any active sewer connection with the sewerage system of such city or otherwise discharging sewage, industrial wastes, other liquids, either directly or indirectly into the city's sewerage system, sewer charges as hereinbefore provided, and in the amount determinable as follows:

(1) For any such lot, parcel of land, building or premises having any connection with the city's sewerage system or otherwise discharging sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly into the city's sewerage system, such charge shall be based upon the quantity of water used thereon or therein as the same is measured by a water meter or meters there in use, as hereinafter described, and there shall be charged:

The charges as prescribed in the rate schedule as follows: **SEE 2006 RATE CHART SPREADSHEET ATTACHED**

SECTION 2. Section 5. That Section 1147.19 be established as follows:

**1147.19 Low Income Discount for Commodity Charges**

(A) For purposes of this section, "low income residential customer" is defined as a direct residential customer of the City (whether inside the City or outside the City) who is eligible for food stamp benefits, Ohio Medicaid, Low Income Home Energy Assistance (LIHEAP), Home Energy Assistance (HEAP), Ohio Works First, social security disability, public housing benefits, Homestead Exemption or any other state or federal low income assistance program acceptable to the Director.

(B) All low income residential customers may receive a fifteen percent (15%) discount on the commodity portion of their sewer bill. This discount will be available to the low residential customer upon application to and approval of the Department of Public Utilities.

(C) The director may adopt regulations necessary to administer and enforce the provisions of this section. Regulations promulgated, pursuant to this chapter by the director shall be published in the City Bulletin, with copies of the regulations being available for public review at the director's office and other locations which may be designated by the director.

**(D) Columbus City Council charged the Department of Public Utilities to develop a tiered system to provide low-income users financial relief, in light of the rate increases that are mandated by federal clean water standards. Council appreciates the great progress made. However, more needs to be done to ensure that low-income residents who are not direct utility system customers have the same opportunity for discounts and financial relief as available to low-income residents who are direct users. To that end, the Public Utilities Department shall convene a task force within thirty days to study ways to provide assistance to low-income indirect users, and to provide City Council with recommendations no later than sixty days thereafter.**

SECTION 3. That effective January 1, 2006, existing Section 1147.11, (a) and (b) of Chapter 1147 of the Columbus City Codes, 1959, be and is hereby repealed.

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

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**Legislation Number:** 1905-2005

**Drafting Date:** 11/02/2005

**Version:** 2

**Current Status:** Passed

**Matter Type:** Ordinance

## **Explanation**

### **BACKGROUND:**

The Department of Public Utilities entered into contract in 2006 for development of updated rate models for the Division of Sewerage and Drainage and the Division of Water. This was the first major review and rewriting of rate models since 1993. The new models follow accepted design practice and fully account for changes in operations and asset valuations for each division. Customer cost of service was established and cost of service rates established for each customer group. Combined with modifications in System Capacity Charges the overall increase in revenue to the Division of Water is estimated to be 9%.

The proposed rate configuration for 2006 recognizes that water utility charges disproportionately effect lower income groups and establishes a Low Income Discount program that discounts participant's water commodity portion of their quarterly bill by 15%.

The rate structure proposed also recognizes that cost of service rates establish that residential water rates have for some time resulted in those customers bearing an unfair proportion of the total revenue burden. Adjustments in rates result in a typical inside city residential water rate increase of 1.83%. When a sanitary sewer increase of 17.2% and a Stormwater increase of 5% are considered the overall impact on a typical residential customer in the City of Columbus is 10.14%.

**FISCAL IMPACT:** The Division of Water expects an increase of 9% in overall revenue.

### **Title**

To amend Chapter 1105 of the Columbus City Codes, 1959, as it relates to 2005 water rates for customers of the Division of Water by enacting new Sections 1105.041 and 1105.21 and amending Sections 1105.04, 1105.05, and 1105.055; and to repeal all existing sections being amended.

### **Body**

WHEREAS, it is necessary to establish new water services rates, effective January 1, 2006, for water service provided by the City of Columbus in order to recover the cost of rendering said water services for the calendar year 2006; and

WHEREAS, the City of Columbus, Department of Public Utilities Division of Water needs a nine percent (9%) increase in revenue in 2006 to pay for necessary ongoing operations and needed improvements; and

WHEREAS, the City of Columbus is committed to establishing its rates based on a Cost of Service basis, where the rates charged to customers are based as closely as possible on the cost of servicing that customer. The rates established herein are based on a rate study that used the cost of service methodology; and

WHEREAS, City Council finds that it is appropriate to include a Lifeline Rate, or inclining block rate, in the water rate structure. The Lifeline Rate will bill residential customers a commodity fee based on the amount of usage, with the first block of usage billed at a lower rate, with higher usage billed at a higher rate. This Lifeline Rate will encourage conservation, and make the most essential water usage more affordable; and

WHEREAS, City Council finds that a declining block structure is more appropriate for commercial and industrial customers, as it encourages economic development. The existing declining block rate for industrial and commercial customers will therefore be retained; and

WHEREAS, the City has wholesale contracts with other municipal entities. These wholesale contracts, or suburban master meter contracts, serve a blend of residential, industrial and commercial customers, which blend should be reflected in the charge in these contracts; and

WHEREAS, the City has consecutive water systems customers which purchase bulk water and distribute it to their own customers. These consecutive water systems serve principally residential consumers including apartment complexes and residential subdivisions. These consecutive water systems should be charged at the rate it costs to serve them.

WHEREAS, City Council recognizes that increased water rates disproportionately impact low income residents. Low income residents already pay a higher percentage of their household income in utility bills, and this percentage would increase with higher rates; and

WHEREAS, City Council further recognizes that past rate increases in the City have demonstrated that increasing rates leads to increased delinquencies among the City's customers; delinquencies rates are higher among low income residents. It is well recognized that increased delinquencies are expensive for the City and its customers; and

WHEREAS, City Council finds that adopting a discounted rate for low income users is a recognized method for helping to alleviate the impacts of increased water rates; and

WHEREAS, the Sewer and Water Advisory Board has adopted recommendations that are consistent with the rates established in this legislation; and

WHEREAS, City Council finds that the rates and the low income discount established herein are equitable to all of the City's customers; now therefore

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

Section 1. That the existing Section 1105.04 of the Columbus City Codes, 1959, shall be and is hereby amended to read as follows:

**1105.04 Residential Inside city water rates.**

The charges for Residential water supplied through meters to consumers within the corporate limits shall be based upon a service charge plus a commodity charge. The following rates shall apply to Residential water services within the city: **(SEE ATTACHED SPREADSHEET)**

Section 2. That Section 1105.041 be established as follows:

**1105.041 Commercial and Industrial Inside city water rates.**

The charges for Commercial and Industrial water supplied through meters to consumers within the corporate limits shall be based upon a service charge plus a commodity charge. The following rates shall apply to Commercial and Industrial water services within the city: **(SEE ATTACHED SPREADSHEET)**

Section 3. That the existing Section 1105.05 A and 1105.05 B of the Columbus City Codes, 1959, shall be and is hereby amended to read as follows:

**1105.05 Outside city water rates.**

A. For areas covered by retail contracts: the outside city rates shall be the total obtained by adding the inside city rates and the percentage increase or additions specified in the contract. If no percentage is specified in the contract, the outside city rates shall be the inside city rates multiplied by one and three tenths (1.3) in accordance with the following schedules: **(SEE ATTACHED SPREADSHEET)**

B. For noncontract areas or areas where the contract has expired: the outside city rates shall be the inside city rates multiplied by one and one-half (1.5) in accordance with the following schedule **(SEE ATTACHED SPREADSHEET)**

Section 3. That the existing Section 1105.055 A of the Columbus City Codes, 1959, shall be and is hereby amended to read as follows:

**1105.055 Outside city mastermetered contract water rates.**

A. For areas covered by wholesale mastermetered contracts: the rates shall be as follows: **(SEE ATTACHED SPREADSHEET)**

Section 4. That Section 1105.21 be established as follows:

**1105.21 Low Income Discount for Commodity Charges**

(A) For purposes of this section, "low income residential customer" is defined as a direct residential customer of the City (whether inside the City or outside the City) who is eligible for food stamp benefits, Ohio Medicaid, Low Income Home Energy Assistance (LIHEAP), Home Energy Assistance (HEAP), Ohio Works First, social security disability, public housing benefits, Homestead Exemption or any other state or federal low income assistance program acceptable to the Director.

(B) All low income residential customers may receive a fifteen percent (15%) discount on the commodity portion of their water bill. This discount will be available to the low income residential customer upon application to and approval of the Department of Public Utilities.

(C) The director may adopt regulations necessary to administer and enforce the provisions of this section. Regulations promulgated, pursuant to this chapter by the director shall be published in the City Bulletin, with copies of the regulations being available for public review at the director's office and other locations which may be designated by the director.

**(D) Columbus City Council charged the Department of Public Utilities to develop a tiered system to provide low-income users financial relief, in light of the rate increases that are mandated by federal clean water standards. Council appreciates the great progress made. However, more needs to be done to ensure that low-income residents who are not direct utility system customers have the same opportunity for discounts and financial relief as available to low-income residents who are direct users. To that end, the Public Utilities Department shall convene a task force within thirty days to study ways to provide assistance to low-income indirect users, and to provide City Council with recommendations no later than sixty days thereafter.**

Section 5. That water rates herein established shall be applicable to all water used on or after the effective date of this Ordinance.

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

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**Legislation Number:** 1909-2005

**Drafting Date:** 11/02/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation** November 2, 2005

BACKGROUND: This ordinance authorizes the supplemental appropriation of \$43,000 in the Health Department Grants Fund for fiscal year 2005. Additionally, this ordinance will fund the necessary upgrades and enhancements of the current software program which is a requirement of the grantor.

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 Performance Incentive Project is grant funded by the Franklin County ADAMH Board.

**Title**To authorize a supplemental appropriation for the twelve months ending December 31, 2005, for the Health Department Grants Fund, and to declare an emergency. (\$43,000)

**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 appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety, and welfare; Now, therefore:

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

**SECTION 1.** That from the monies in the fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the period ending December 31, 2005, the sum of \$43,000 is appropriated to the Department of Health Division No. 50-01, as follows:

Fund: Health Department Grants Fund| Div.:50-01| Fund:251|Grant: 508320|Obj. Level One: 03|OCA:505065|Amount: \$43,000.00.

**SECTION 2.** That the monies appropriated in the foregoing Section 1 shall be paid upon the order of the Health Commissioner, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

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

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**Legislation Number:** 1912-2005

**Drafting Date:** 11/03/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

Need: The Division of Police, Department of Public Safety needs to enter into a contract with Association for Psychotherapy, Inc. for psychological screening of new applicants that are to be hired for the next police recruit class.

Bid Information: The City of Columbus Civil Service Commission, acting by and through the Executive Director of Civil Service Commission, entered into an agreement with the Association for Psychotherapy on July 18, 2005. Each applicant screening costs \$350.00.

Emergency Designation: Emergency legislation is requested so as to be able to pay for the screening of new recruits for the upcoming class that begins in December 2005.

Contract Compliance Number: 310893382

FISCAL IMPACT: Funding for this service was not budgeted in the Division of Police's General Fund budget, and was not budgeted in the Civil Service Commission's budget in 2005. Funding will have to come from existing Police General Funds. This expense was projected in the Division's second and third quarter financial reviews.

**Title**

To authorize and direct the Director of Public Safety to enter into a contract with the Association for Psychotherapy, Inc. for The Division of Police for police applicant psychological screenings, to authorize the expenditure of \$39,750.00 from the General Fund; and to declare an emergency. (\$39,750.00).

**Body**

WHEREAS, The Division of Police, Department of Public Safety needs to enter into a contract for psychological screening for new recruits; and

WHEREAS, The City of Columbus Civil Service Commission entered into an agreement with the Association for Psychotherapy, Inc. for psychological screenings; and

WHEREAS, The Division of Police, Department of Public Safety needs to enter into a contract for the screenings on the basis of the Civil Service Commission agreement; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to contract for the psychological screenings of new recruits, 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 Director of Public Safety be and is hereby authorized and directed to enter into a contract with Association for Psychotherapy, Inc. for the purpose of administering psychological screenings for the Division of Police.

Section 2. That the expenditure of \$39,750.00 or so much thereof as may be needed, be and the same is hereby authorized as follows:

| DIV   | FUND | OBJ LEV (1) | OBJ LEV (3) | OCA NO |
|-------|------|-------------|-------------|--------|
| 30-30 | 010  | 03          | 3336        | 301572 |

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

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**Legislation Number:** 1913-2005

**Drafting Date:** 11/03/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

Need: The Division of Police, Department of Public Safety needs to enter into a contract with Ohio State University for pre-employment physical examinations for applicants that are to be hired for the next police recruit class.

Bid Information: The City of Columbus Civil Service Commission, acting by and through the Executive Director of Civil Service Commission, entered into an agreement with the Ohio State University. This agreement shall be in force from March 1, 2005 through February 28, 2006. Each physical costs \$385.25 per person.

Emergency Designation: Emergency legislation is requested so as to be able to pay for the examinations for new recruits for the upcoming class that begins December 2005.

Contract Compliance Number: 316025986 (non-profit organization)

FISCAL IMPACT: Funding for this service was not budgeted in the Division of Police's General Fund budget, and was not budgeted in the Civil Service Commission's budget in 2005. Funding will have to come from existing Police General Funds. This expense was projected in the Division's second and third quarter financial reviews.

**Title**

To authorize and direct the Director of Public Safety to enter into a contract with the Ohio State University for the Division of Police for pre-employment physical examinations, to authorize the expenditure of \$38,910.25 from the General Fund; and to declare an emergency. (\$38,910.25).

**Body**

WHEREAS, The Division of Police, Department of Public Safety needs to enter into a contract for pre-employment physicals for new recruits; and

WHEREAS, The City of Columbus Civil Service Commission entered into an agreement with the Ohio State University for physical examinations; and

WHEREAS, The Division of Police, Department of Public Safety needs to enter into a contract for pre-employment physicals on the basis of the Civil Service Commission agreement; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to contract for the pre-employment physicals of new recruits, 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 Director of Public Safety be and is hereby authorized and directed to enter into a contract with the Ohio State University for the purpose of administering pre-employment physicals for the Division of Police.

Section 2. That the expenditure of \$38,910.25 or so much thereof as may be needed, be and the same is hereby authorized as follows:

| DIV   | FUND | OBJ LEV (1) | OBJ LEV (3) | OCA NO |
|-------|------|-------------|-------------|--------|
| 30-03 | 010  | 03          | 3351        | 301572 |

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

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**Legislation Number:** 1920-2005

**Drafting Date:** 11/04/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**Background:** This legislation authorizes and directs the Finance Director to issue purchase orders for the purchase of automotive tires, lighting and batteries for the Public Service Department, Fleet Management Division per terms and conditions of State and Universal Term Contracts with Wingfoot Commercial Tire, WD Tire Warehouse, D&M Distributors and Crown Battery.

**Fiscal Impact:** The Fleet Management Division budgeted \$9.6 million for automotive fuel, parts, supplies and accessories in the 2005 operating budget. This legislation authorizes an expenditure of \$40,000.00 with Wingfoot Commercial Tire & WD Tire Warehouse to purchase automotive tires through December 2005. In addition, this legislation authorizes \$15,000 with Crown Battery for the purchase of automotive batteries through December 2005. The Fleet Management Division has spent \$454,400 for tires thus far in 2005 and \$484,825 was expended in 2004 for tire purchases. The Division has spent \$106,000.00 year-to-date on lighting and \$83,000.00 in 2004. The Division has spent \$100,000 year-to-date on batteries and spent \$78,700 in 2004 for batteries.

**Emergency action** is requested in order to ensure an uninterrupted purchase of tires, lighting and batteries.

### **Title**

To authorize the Finance and Management Director to issue purchase orders for the purchase of tires, lighting and batteries for the Fleet Management Division per the terms and conditions of State and Universal Term Contracts, to authorize the expenditure of \$59,000.00 from the Fleet Management Services Fund, and to declare an emergency. (\$59,000.00)

### **Body**

**WHEREAS**, State Contract STS260 is available for the purchase of automotive tires, and

**WHEREAS**, a Universal Term Contract established by the Purchasing office is available for the purchase of lighting and batteries, and

**WHEREAS**, the Fleet Management Division, Public Service Department, has a need to purchase tires, lighting and batteries, and

**WHEREAS**, an emergency exists in the usual daily operation of the Fleet Management Division, Public Service Department, in that it is immediately necessary to issue purchase orders in order to ensure an uninterrupted purchase of tires, lighting and batteries, 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 and directed to issue a purchase order for the Public Service Department, Fleet Management Division, per the terms and conditions of State Contract and Universal Term Contracts, as follows:

Wingfoot Commercial Tire  
CC# 311735402 expires 5/17/2007  
Tires  
Object Level Three 2282  
Contract Expires - 9/30/2006

State Bid STS260  
WD Tire Warehouse  
CC# 311138036 expires 1/13/08  
Tires  
Object Level Three 2282  
Contract Expires - 9/30/2006

D&M Distributors - FL002112  
CC# 310926900 expires - 5/31/06  
Object Level Three - 2284  
Contract Expires - 1/31/06

Crown Battery Mfg. Co., Inc.- FL000441  
CC# 344481335 expires - 5/31/06  
Object Level Three - 2283  
Contract Expires - 5/31/06

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

| <u>Object Level Three Code</u> | <u>Amount</u>       |
|--------------------------------|---------------------|
| 2282                           | \$ 40,000.00        |
| 2284                           | 4,000.00            |
| 2283                           | <u>\$ 15,000.00</u> |
| TOTAL                          | \$ 59,000.00        |

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

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**Legislation Number:** 1921-2005

**Drafting Date:** 11/04/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

The Public Service Department, Transportation Division, recently received a request from Trinity Episcopal Church, 125 East Broad Street, ("the Church"), asking that the City grant them an encroachment easement into the south side of the East Broad Street right-of-way approximately 25 feet west of Lazelle Street. This easement is necessary for the construction of a handicapped access to the historic Trinity Episcopal Church structure. Per current Transportation Division practice,

comments were solicited from interested parties, including City departments and private utilities before it was determined that there would be no adverse impact to the City upon the granting of this easement. A value of \$500.00 was established for the granting of this encroachment easement.

The City will receive a total of \$500.00, to be deposited in Fund 748, Project 537650, as consideration for the granting of the requested encroachment easement.

**Title**

To authorize the Director of the Public Service Department to execute those documents necessary to allow the City to grant an encroachment easement into the south side of the East Broad Street right-of-way approximately 25 feet west of Lazelle Street to allow for the construction of a handicapped access to the historic Trinity Episcopal Church.

**Body**

**WHEREAS**, the City of Columbus, Public Service Department, Transportation Division, recently received a request from Trinity Episcopal Church (the "Church"), asking that the City grant an encroachment easement into the south side of the East Broad Street right-of-way approximately 25 feet west of Lazelle Street; and

**WHEREAS**, this easement is necessary for the construction of a new handicapped access to the historic Trinity Episcopal Church structure; and

**WHEREAS**, per current Transportation Division practice, comments were solicited from interested parties, including City departments and private utilities before it was determined there would be no adverse impact to the City upon the granting of this easement; and

**WHEREAS**, a value of \$500.00 has been established for the granting of the requested encroachment easement; 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 allow the City to grant the following described encroachment easement to Trinity Episcopal Church; to-wit:

Situated in the State of Ohio, County of Franklin, City of Columbus, being a strip of land located within the right-of-way of Broad Street, all references herein being to the records located in the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning, FOR REFERENCE at the intersection of the westerly right-of-way line of Lazelle Street (33 feet in width) with the southerly right-of-way line of Broad Street (120 feet in width) as shown and delineated upon the plat for the City of Columbus of record in Deed Book "F", Page 332; thence South 78°00'45" West, along said northerly right-of-way line, a distance of 24.68 feet to a point at the TRUE PLACE OF BEGINNING;

Thence South 78°00'45" West, continuing along said northerly right-of-way line, a distance of 38.63 feet to a point;

Thence through the right-of-way of Broad Street the following courses:

1. North 12°24'28" West, a distance of 6.88 feet to a point;
2. North 77°35'32" East, a distance of 14.80 feet to a point;
3. North 12°24'28" West, a distance of 0.33 feet to a point;
4. North 77°35'32" East, a distance of 4.00 feet to a point;
5. South 12°24'28" East, a distance of 1.00 feet to a point;
6. North 77°35'32" East, a distance of 6.08 feet to a point;
7. North 12°24'28" West a distance of 1.00 feet to a point;
8. North 77°35'32" East, a distance of 4.00 feet to a point;
9. South 12°24'28" East, a distance of 0.33 feet to a point;
10. North 77°35'32" East, a distance of 9.75 feet to a point;
11. South 12°24'28" East, a distance of 7.17 feet to the TRUE PLACE OF BEGINNING

containing 270 square feet of land.  
This description was prepared by M•E Companies, Inc., Civil Engineering Group.

M•E Companies, Inc.,  
Civil Engineering Group  
David L. Chiesa, Registered Surveyor No. 7740

**Section 2.** That the \$500.00 to be received by the City as consideration for the granting of the requested encroachment easement 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.

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**Legislation Number:** 1922-2005

**Drafting Date:** 11/04/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### Explanation

**Background:** Ordinance 1089-2004 authorized the City Attorney's Office, to pursue options to purchase real property in connection with the King Lincoln District Acquisition Project. The exercise of any option to purchase was contingent upon future ordinances appropriating and authorizing the expenditure of such funds as are necessary for such purchases. The Department of Development has requested the City Attorney to exercise the option to purchase "815 East Long Street." The purchase price is \$80,000 less a credit of \$5,000 paid for that option.

**Fiscal Impact:** It has been determined that funding for this expenditure will be from the Northland and Other Acquisition Fund.

**Emergency Justification:** Emergency action is requested in order to allow the for immediate exercise of the City's option to purchase before its December expiration date.

### Title

To authorize the City Attorney to exercise the option to purchase the real estate located at 815 East Long Street necessary for King Lincoln District Acquisition Project, to expend \$75,000.00 from the Northland and Other Acquisition Fund and to declare an emergency. (\$75,000.00)

### Body

WHEREAS, Ordinance 1089-2004, passed on 6-28-04, authorized the City Attorney, to acquire options to purchase real property and to expend monies for payment of options in connection with the King Lincoln District Acquisition Project; and

WHEREAS, the Department of Development has requested the City Attorney to exercise the option to purchase that real property commonly known as "815 East Long Street"; and

WHEREAS, it is necessary to expend \$75,000.00 from the Northland and Other Acquisition Fund in order to purchase the subject real property; and

WHEREAS, per Ordinance 1089-2004, the exercise of any option to purchase shall be contingent upon future ordinances appropriating and authorizing the expenditure of such funds as are necessary for such purchases; and

Now therefore:

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

Section 1. That the City Attorney be, and hereby is, authorized to exercise the Real Estate Purchase Option for the real property located at 815 East Long Street, and ancillary documents as approved by the Department of Law, Real Estate Division, necessary for the purchase of that real property.

Section 2. That the expenditure of \$75,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Northland and Other Acquisition Fund, Fund 735, Capital Projects, Department 44-01, Project 441738, King Lincoln District Acquisition, Object Level Three 6601, OCA Code 441738.

Section 3. That for the reasons state 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 its passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1928-2005

**Drafting Date:** 11/04/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

The purpose of this legislation is to authorize the Director of Public Utilities to modify and increase the contract for the Project Dry Basement Program, with The Waterworks. The Waterworks has been contracted under EL-005368 and due to increase in the demand for the installation of devices to eliminate water in the basement, it has become necessary to increase EL-005368. The purpose of this program is to reduce water-in-basement occurrences within residential homes in the City of Columbus.

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

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

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

The average cost to date per job is \$4,517.00.

**SUPLIER:** The Waterworks (31-1162504)

**FISCAL IMPACT:** \$200,000.00 is needed and budgeted for this modification.

This legislation is being submitted as an emergency measure in order to allow for the continuation of the Project Dry Basement Program, pursuant to eliminating water-in-basements within the qualifying residences of the citizens of the Columbus.

**Title**

To authorize the Director of Public Utilities to modify and increase the contract for the installation of devices appropriate for the elimination of water in basements; with The Waterworks, for the Division of Sewerage and Drainage, to authorize the amount of \$200,000.00 from the Sewerage System Operating Fund and to declare an emergency. (\$200,000.00)

**Body**

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

WHEREAS, Ordinance No. 0856-2004, as passed July 12, 2004, authorized the Director of Public Utilities to establish the Project Dry Basement Program, and to enter into contracts with Fox Mechanical; The Waterworks; and Holdridge Mechanical using the competitive procurement provisions of the Columbus City Codes; and

WHEREAS, due to increase in the demand for the installation of deices to eliminate water in the basement, it has become necessary to increase EL-005368 the Division of Sewerage and Drainage wishes to modify and increase purchase order number EL-005368 with The Waterworks, established in accordance with Ordinance Number 0839-2005, Passed May 23, 2005, 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 modify and increase the contract with The Waterworks for to the continuation of the Project Dry Basement Program in an effort to eliminate water-in-basements of the citizens of the City of Columbus, for the preservation of the public health, peace, property and safety, now; therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to modify and increase the contract with The Waterworks for Project Dry Basement for the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$200,000.00or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650, as follows:

OCA 604793, Object Level 1: 06, Object Level 03: 6624. Amount: \$100,000.00 **SWWTP**

OCA 604819, Object Level 1: 06, Object Level 03: 6624. Amount \$100,000.00 **JPWWTP**

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

Drafting Date: 11/04/2005

Current Status: Passed

Version: 1

Matter Type: Ordinance

**Explanation**BACKGROUND: Systems Capacity Charges are charged to each new customer of the Water and Sanitary Sewer systems. Capacity charges are calculated to recover the new customer's fair share of the investment made by existing customers in the infrastructure of the system or to accurately reflect the new customer's share of growth planned in the system. The methodology adopted for calculation of capacity charges for the water distribution system is the incremental cost system which determines the cost of growth projects within the Capital Improvements Budget for 2006 and establishes a charge based on calculation of equivalent residential water meter taps. Since the capital improvements program for the Division of Water is well defined and is necessitated primarily by growth of the system this methodology accurately reflects an appropriate systems capacity charge. Capacity charges for the sanitary sewer enterprise fund are established based on the buy-in methodology. This method establishes rates based on the replacement cost of system infrastructure less depreciation and is appropriate when the capital investment is not principally driven by growth. As the capital needs in sewers are defined primarily by the wet weather management plan and by rehabilitation and replacement of the existing system, the buy-in methodology is appropriate for sewers. This methodology results in sewer capacity charges that are fair and equitable.

FISCAL IMPACT: Capacity charges recommended will result in a reduction in revenue of \$2.8 million within the water enterprise fund and an increase in revenue of \$2.5 million within the sanitary enterprise fund.

#### Title

To amend Sections 1105.17 and 1147.17 of the Columbus City Codes, 1959, by modifying the Systems Capacity Charges for the Division of Water and the Division of Sewerage and Drainage; and to repeal the existing sections being amended.

#### Body

WHEREAS, it is necessary to modify the capacity fees for new premises; and

WHEREAS, the City is committed to using cost of service to determine appropriate capacity fees. For capacity fees, cost of service may be accurately calculated using one of two methods: the Incremental Method and the Buy-in Approach; and

WHEREAS, the Incremental Method is used to assess the cost of new capital projects to the new users only; it is most appropriate when future capital projects are well-defined and required to support growth. The preponderance of future capital improvement needs for the Division of Water is well-defined and a direct result of growth as described in the Water Beyond 2000 plan, and therefore the Incremental Method is better suited for the water capital increases; and

WHEREAS, the Buy-in Approach produces the fee necessary to place the new user on equal footing with existing owners with regard to their equity or ownership of the system's assets; it is most appropriate when future capital projects are either not well-defined or not driven by growth. The preponderance of future capital improvement needs for the Division of Sewers is well-defined but a direct result of court ordered system improvements required to resolve wet weather capacity issues, and therefore the Buy-in Approach is therefore better suited for the sewer capital increases; and

WHEREAS, City Council finds the capacity fees established herein are reasonable and equitable to all customers; now, therefore,

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

Section 1. That Section 1105.17 of the Columbus City Codes, 1959, shall be and is hereby amended to read as follows:

**1105.17 Water system capacity charge.**

(A) No person shall make a service connection or any part thereof, unless a permit has been issued by the director of public utilities or appointed designee. The following charges shall be levied for each service connection made to any property and shall be paid at the time a permit is issued for the service connection. A separate payment shall be submitted

for each permit requested.

If an existing tap is replaced with a new tap, the system capacity charge for the new tap shall be reduced by the system capacity rate for each tap replaced. Should the sum total of the credits exceed the system capacity rate for the new tap, the system capacity charge shall be zero (0.00). Replacement tap credits will be determined by current system capacity rates. No credit refunds will be issued.

For all taps used to supply fire protection only, the charge shall be one-half (1/2) the amount specified in this section. **SEE ATTACHMENT**

Section 2. That Section 1147.17 of the Columbus City Codes, 1959, shall be and is hereby amended to read as follows:  
**1147.17 Sewerage system capacity charge.**

For the purposes of this section the following terms shall be defined as follows:

- (1) "Domestic water service line" shall mean the line extending from the tap at the water main to the meter and shall include all the necessary appurtenances and shall be dedicated to solely providing domestic potable water.
- (2) "Fire suppression service line" shall mean the line extending from the tap at the water main to the meter and shall include all the necessary appurtenances and shall be dedicated to solely providing water for any necessary fire suppression system.
- (3) "Combined domestic water/fire suppression line" shall mean the line extending from the tap at the water main to the meter and shall include all the necessary appurtenances and shall provide water simultaneously to the domestic water system and the fire suppression system.

For the purposes of providing revenue to help finance and to more equitably distribute the cost of construction of necessary additions to both the sewer system and the sewage treatment facilities, it is hereby determined and declared necessary to provide for the establishment, exaction, and regulation of a sanitary sewer-capacity charge as hereinafter determined with such charge to be in addition to any and all other fees which may be imposed with respect to said sewer system.

The funds received from the collection of such charge, as it is herein authorized, shall be deposited daily with the city treasurer who shall credit them to a special fund from which the council of the city may take appropriations for the payment of the cost and expense of the construction, operation, maintenance, management and repair of the sanitary sewerage systems, regulator chambers, storm standby tanks, pumping stations and sewerage treatment works and for the payment of the cost and expense of replacement, extensions to or the enlargement of the same and for the payment of the principal and interest on any debt incurred for the construction of such sewerage system, regulator chambers, storm standby tanks, pumping stations, and sewerage treatment works and for the creation of a sinking fund for the payment of such debt.

The director of public utilities shall be and is hereby authorized and directed to exact a sanitary system-capacity charge whenever: (1) Application is made for the issuance of a sewer permit to provide sanitary sewer service to a new structure; (2) At the time an existing structure is enlarged or its use changes; and (3) When an existing structure is removed and a new structure built and reuse is made of an existing sanitary sewer service or new sanitary sewer service is constructed, wherever such property is or will be tributary, directly or indirectly, to any trunk sanitary sewer built by the city, either inside or outside the corporate limits of said city and as provided elsewhere in the Columbus City Code, 1959.

The charge so exacted shall be determined in accordance with the following: **SEE ATTACHMENT**

There shall be no sewer system-capacity charge for a fire suppression system service line. The fee for a combined domestic service/fire suppression service line shall be determined by the public utilities director.

Credit. If a domestic water service line is replaced, the sewer system capacity charge shall be reduced by the sewer system capacity rate for each domestic water service line which is replaced. Should the sum total of the credits exceed the system capacity rate, the sewer system capacity charge shall be zero (0.00). Replacement credits will be determined by current sewer system capacity rates. No credit refunds will be issued.

Section 3. That existing Sections 1105.17 and 1147.17 of the Columbus City Codes, 1959, are hereby repealed.

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

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**Legislation Number:** 1935-2005

**Drafting Date:** 11/07/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### Explanation

**Background:** The following legislation authorizes the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the **Morse Road 36" Water Main Project**.

**Fiscal Impact:** Funding for this project is from the Department of Public Utilities, Division of Water, Water Limited Fund.

**Emergency Justification:** Emergency action is requested in order to provide for the immediate acquisition of real property interests within the time frame established by the Division of Water

### Title

To authorize the City Attorney to file the necessary complaints for the appropriation of permanent easements in and to real estate necessary for the **Morse Road 36" Water Main Project**, and to declare an emergency.

### Body

WHEREAS, the City of Columbus, Ohio, a municipal corporation, is engaged in the acquisition of certain real property interests for the **Morse Road 36" Water Main Project**; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted Resolution No. 400X-2003, on the 15th day of December, 2003, declaring the necessity and intent to appropriate the real property interests hereinafter described and the purpose of the appropriation, and notice of such adoption of said resolution has been served in accordance with Columbus City Code Sec. 909.03; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Water, in that it is necessary to appropriate such real property interests so that there will be no delay in the aforementioned project, and for the immediate preservation of the public peace, property, health and safety; now, therefore:

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

Section 1. That permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the **Morse Road 36" Water Main Project, #690474**, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

**PARCEL 1P - 0.7316 Ac.**

Situated in the State of Ohio, County of Franklin, City of Columbus, Quarter Township 4, Township 2, Range 17, United States Military Lands and being a 40.00 foot wide, 0.7316 acre Permanent Waterline Easement and being out of that original 30.234 acre tract of land conveyed to Ben W. Hale, Jr., Trustee, recorded in Official Record 34299G14, all references refer to records of the Recorder's Office, Franklin County, Ohio, and being more particularly bounded and described as follows:

Commencing at the intersection of the centerline of Morse Road with the centerline of Hamilton Road, said intersection being marked by Franklin County Monument No. 6616;

Thence North 86° 20' 56" West, with the centerline of said Morse Road a distance of 858.69 feet to the southeast corner of a 5.78 acre tract conveyed to the City of Columbus in Deed Volume 2929, Page 99;

Thence North 03° 39' 04" East along the easterly line of said 5.78 acre City of Columbus tract, (passing through the northerly right-of-way line of said Morse Road and the southwest corner of said 30.234 acre Hale tract at 60.00 feet) a distance of 303.00 feet to the southwest corner of the herein described 0.7316 acre Permanent Waterline Easement and the True Point of Beginning for this description;

Thence North 03° 39' 04" East along the easterly line of said 5.78 acre City of Columbus tract, and the westerly line of said 30.234 acre Hale tract a distance of 40.00 feet;

Thence through said 30.234 acre Hale tract the following three (3) courses:

1. South 86° 41' 48" East, 796.60 feet to the westerly right-of-way line of Hamilton Road, (said right-of-way line being 60.00 feet westerly of as measured perpendicular to and parallel with, the centerline of said road) and the easterly line of said 30.234 acre Hale tract;
2. South 3° 18' 12" West, with said common right-of-way and Hale line a distance of 40.00 feet;
3. North 86° 41' 48" West, 796.84 to the True Point of Beginning for this description.

The above-described Permanent Waterline Easement contains 0.7316 acres of land more or less.

Bearings contained herein are based on the Ohio State Plane Coordinate System NAD 83 South Zone. Control for bearings was from coordinates of Monuments Frank 69 and Frank 169 established by the Franklin County Engineering Department using Global Positioning System procedures and equipment.

This description was prepared from an actual survey in the field and deed records in March 2003, and is correct to the best of my knowledge.

The above description was prepared by the City of Columbus, Division of Water, James B. Uhlenhake, Professional Surveyor No. 5622.

Section 2. That the Council of the City of Columbus, Ohio, declares that the appropriation of said real property interests is necessary for the stated public purpose, and that the City of Columbus, Ohio, has been unable to agree with the owner(s) as to the just compensation to be paid by the City of Columbus, Ohio.

Section 3. That the Council of the City of Columbus, Ohio, hereby declares the value of the subject real property interests to be One Hundred Thirty Thousand Dollars (\$130,000.00).

Section 4. That the City Attorney be and hereby is authorized to file a complaint for appropriation of real property, in a Court of competent jurisdiction, and to have a jury impaneled to make inquiry into and assess the just compensation to be paid for the foregoing described real property interests.

Section 5. That for the reasons 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.

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**Legislation Number:** 1938-2005

**Drafting Date:** 11/07/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

The Division of Income Tax supplies city income tax forms and tax packets to the public. These forms are used for yearly individual and corporate tax returns and are vital to daily operation. In accordance with the Columbus City Code, the Income Tax Division used the competitive bidding process to obtain a contract for the production of the personalized income tax forms.

Bids for the printing of the personalized income tax forms were formally bid by the Purchasing Office. Three (3) timely bids were received.

The bid from The Shamrock Companies, Inc. was determined to be the best, as well as responsive bid. The Shamrock Companies produced the annual tax forms packets for 2001 and 2004. The Shamrock Companies faxed a memo on 11/2/2005 detailing corrective actions to improve the quality control on standardization of addresses on this year's tax returns. The corrective actions enumerated in this document were deemed acceptable by the Division of Income Tax.

**Title**

To enter into contract with The Shamrock Companies, Inc. for the production of 2004-2005 personalized income tax forms for the Department of the City Auditor, Division of Income Tax and to authorize the expenditure of \$47,716.00

**Body**

WHEREAS, the Division of Income Tax requires a contract for the production of city income tax forms and tax packages for public use; and,

WHEREAS, the Division of Purchasing solicited bids for the tax forms and tax packages and the bid has been awarded to the lowest responsive bidder; now therefore,

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

SECTION 1. That the Finance Director be and his is hereby authorized and directed to enter into contract with The Shamrock Companies for the production of 2005 personalized income tax forms.

SECTION 2. That the expenditure of \$47,716.00 or so much thereof as may be necessary is hereby authorized from Department 22-02, General Fund 01-100, Character 03, Minor Object 352, Index Code 220202, 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.

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**Legislation Number:** 1940-2005

**Drafting Date:** 11/07/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Background:** The following is an ordinance to authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend the monies for payment of acquisition costs in connection with the **McKinley Avenue 36" Water Main**.

**Fiscal Impact:** The Department of Public Utilities, Division of Water, has determined funding for this project will be from the Water Works Enlargement Voted 1991 Bonds Fund.

**Emergency Justification:** Emergency action is requested to allow the acquisition of the parcels necessary for this project to proceed without delay in order to meet the Division of Water's construction schedule.

**Title**

To authorize the City Attorney to acquire fee simple title and lesser interests, contract for professional services, and to expend \$40,000.00 from the Water Limited Fund for costs in connection with the **McKinley Avenue 36" Water Main**,

and to declare an emergency. (\$40,000.00).

**Body**

WHEREAS, the City of Columbus is engaged in the **McKinley Avenue 36" Water Main**; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Water, in that it is immediately necessary to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the aforesaid professional services necessary in connection with said project for the preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the McKinley Avenue 36" Water Main, #690448.

Section 2. That the expenditure of \$40,000.00, or so much thereof as may be necessary for the McKinley Avenue 36" Water Main, Project #690448, from the Water Works Enlargement Voted 1991 Bonds Fund, Fund #607, Dept./Div. 60-09, OCA Code 690448, Object Level Three 6601.

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

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**Legislation Number:** 1949-2005

**Drafting Date:** 11/08/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**BACKGROUND

Need: Division of Police inventory of spikeless fusees is exhausted and due to safety issues spikeless fusees are essential to our officers especially with shorter daylight hours and possibility of inclement weather.

Bid Information: In February 2005 the Purchasing Office went out for bid for the Division of Police for spikeless fusees and the contract was awarded to BTMC Corporation in the amount of \$19,992.55. The Purchasing Office does have an Invitation to Bid, SA001819 on the street for this commodity, but that process will not be completed in time to replenish our needed inventory of spikeless fusees. The Purchasing Office did conduct an informal bid, SO021658 in October 2005 for this item and BTMC Corporation was the lowest, most responsive, responsible bidder at \$29.48 per case for the total amount of \$19,987.44. Since this purchase will be over the dollar threshold for one supplier, Division of Police is requesting to waive the provisions of competitive bidding and authorize the Director of Finance and Management to enter into a contract for the purchase of spikeless fusees.

Emergency Designation: Emergency legislation is requested so as to be able to replenish supplies immediately.

Contract Compliance Number: 310977333

FISCAL IMPACT: \$40,000.00 was budgeted in the Division of Police's General Fund budget for purchase of fusees. Approximately \$40,000.00 was spent in 2004 for fusees. \$19,992.55 has already been spent on fusees this year.

**Title**To authorize and direct the Finance and Management Director to enter into a contract for purchase of spikeless fusees to BTMC Corporation, to waive the provisions of competitive bidding, to authorize the expenditure of \$19,987.44 from

the General Fund; and to declare an emergency. (\$19,987.44)

**Body**

WHEREAS, the Division of Police, Department of Public Safety needs to immediately replenish the inventory of spikeless fuseses for the safety of citizens and officers; and

WHEREAS, there is insufficient time for formal bidding to be completed to meet the Division's needs due to supplies are exhausted; and

WHEREAS, an informal bid process was completed in October 2005 and BTMC Corporation was the lowest, most responsive, responsible bidder; and

WHEREAS, it is necessary to waive the provisions of Section 329.06 of the Columbus City Code; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into a contract to purchase spikeless fusees so that supplies can be immediately replenished, 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 Director of Finance and Management be and is hereby authorized and directed to enter into a contract with the BTMC Corporation for the purchase of spikeless fusees.

Section 2. That the expenditure of \$19,987.44 or so much thereof as may be needed, be and the same is hereby authorized as follows:

| DIV   | FUND | OBJ LEV (1) | OBJ LEV (3) | OCA NO |
|-------|------|-------------|-------------|--------|
| 30-03 | 010  | 03          | 2265        | 300681 |

Section 3. That in accordance with Section 329.27 of Columbus City Codes, this Council finds it is in the best interest of the City of Columbus to waive the provisions of Section 329.06 of the Columbus City Codes to permit the aforementioned purchase.

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

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**Legislation Number:** 1951-2005

**Drafting Date:** 11/08/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

**Background:** The City of Columbus, Ohio, ("City") is owner of certain real property located in the vicinity of East First Avenue and Sixth Street. 350 East First Avenue, Ltd., ("Company"), an Ohio limited liability company, is the owner of certain real property that lies adjacent to the aforementioned City parcel. The "City" and the "Company" desire to obtain certain easement rights from each other in order to better utilize their

respective real properties. Both parties agree to grant the other certain ingress and egress access easement rights, subject to the grantor's paramount right of access and use of the subject properties. It has been determined by the Department of Public Utilities that the proposed granting of cross-easements will benefit the City and will have no adverse affect on the City, and therefore should be granted in return for the cross-easements and other considerations. This legislation authorizes the Director of the Department of Public Utilities to execute those instruments necessary for the cross granting of easements.

**Fiscal Impact:** N/A

**Emergency Justification:** Emergency action is requested as not to delay the improved access to the City's real property nor the benefit of the anticipated parking areas created by the subject easements.

#### **Title**

To authorize the Director of the Department of Public Utilities to execute a "Cross Easement" necessary for the City and 350 East First Avenue, Ltd., an Ohio limited liability company, to grant to one another certain easement rights across their adjacent real properties located in the vicinity of East First Avenue and Sixth Street, in order to better utilize their respective real properties, and to the extent they may be applicable, to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised, and to declare an emergency.

#### **Body**

WHEREAS, the City of Columbus, Ohio, ("City") is owner of certain real property located in the vicinity of East First Avenue and Sixth Street; and

WHEREAS, 350 East First Avenue, Ltd., ("Company"), an Ohio limited liability company is the owner of certain real property adjacent to the City's parcel; and; and

WHEREAS, the "City" and the "Company" desire to obtain certain easement rights from each other in order to better utilize their respective real properties; and

WHEREAS, both parties agree to grant the other certain ingress and egress access easement rights in and to the properties, subject to the grantor's paramount right of access and use; and

WHEREAS, it has been determined by the Department of Public Utilities that the proposed granting of cross-easements will benefit the City and will have no adverse affect the City, and therefore should be granted in return for the cross-easements and other considerations; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Department of Public Utilities to execute a "Cross Easement" necessary for the City, and 350 East First Avenue, Ltd., to grant to one another certain easements right across their adjacent real properties located in the vicinity of East First Avenue and Sixth Street, in order to better utilize their respective real properties for the immediate preservation of the public peace, property, health and safety; now, therefore:

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

Section 1. That the Director of the Department of Public Utilities be and hereby is authorized to execute those documents, as approved by the Real Estate Division, Department of Law, necessary to grant certain ingress/egress access easement rights to 350 East First Avenue, Ltd., ("Company"), an Ohio limited liability company, across the following described real property:

Area "B"

Situated in the State of Ohio, County of Franklin, City of Columbus, in Half Section 4, Township 5,

Range 22, Refugee Lands, and being part of the 1.322 acre tract conveyed to 350 East First Avenue, Ltd. in Instrument Number 200009050178043 and 200009050178047 and part of the 0.669 acre tract conveyed to the City of Columbus in Instrument Number 200303140075524, all records being of the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a point at the southeast corner of said 1.322 acre tract and in the west line of said 0.669 acre tract, at the northeast corner of East First Avenue, 60 feet wide, as delineated in Plat Book 5, Page 446;

Thence, along the part of the south line of said 1.322 acre tract and part of the north line of East First Avenue, N 86° 34' 53" W, 13.13 feet to a point;

Thence, across part of said 1.322 acre tract and along the east wall line of a two-story brick building, N 03° 43' 41" E, 70.90 feet to a point;

Thence, across part of said 1.322 acre tract and part of said 0.669 acre tract, S 86° 16' 19" E, 26.62 feet to a point;

Thence, across part of said 0.669 acre tract, S 00° 52' 58" W, 70.82 feet to a point;

Thence, across part of said 0.669 acre tract, N 86° 34' 53" W, 17.00 feet to the Point Of Beginning, containing 0.046 acres.

#### Area "C"

Situated in the State of Ohio, County of Franklin, City of Columbus, in Half Section 4, Township 5, Range 22, Refugee Lands, and being part of the 0.669 acre tract conveyed to the City of Columbus in Instrument Number 200303140075524, all records being of the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Commencing at a point at the southeast corner of a 1.322 acre tract conveyed to 350 East First Avenue, Ltd. in Instrument Numbers 200009050178043 and 200009050178047 and in the west line of said 0.669 acre tract;

Thence, along part of the east line of said 1.322 acre tract and part of the west line of said 0.669 acre tract, N 00° 52' 58" E, 70.91 feet to the True Point Of Beginning of the area herein intended to be described;

Thence, continuing along part of the east line of said 1.322 acre tract and part of the west line of said 0.669 acre tract, N 00° 52' 58" E, 219.37 feet to a point at the northeast corner of said 1.322 acre tract;

Thence, across part of said 0.669 acre tract, S 86° 34' 53" E, 17.00 feet to a point;

Thence, across part of said 0.669 acre tract, S 00° 52' 58" W, 219.46 feet to a point;

Thence, across part of said 0.669 acre tract, N 86° 16' 19" W, 17.00 feet to the True Point Of Beginning, containing 0.086 acres.

Franklin County Tax Parcel Number 010-266052.

Prior Instrument Reference: Instrument Number 200303140075524,  
Recorder's Office, Franklin County, Ohio.

Section 2. That the Director of the Department of Public Utilities be and hereby is authorized to execute those documents, as approved by the Department of Law, Real Estate Division, necessary to accept a "Cross Easement" from 350 East First Avenue, Ltd., ("Company"), an Ohio limited liability company for the following describe real property:

#### Area "B"

Situated in the State of Ohio, County of Franklin, City of Columbus, in Half Section 4, Township 5, Range 22, Refugee Lands, and being part of the 1.322 acre tract conveyed to 350 East First Avenue, Ltd. in Instrument Number 200009050178043 and 200009050178047 and part of the 0.669 acre tract conveyed to the City of Columbus in Instrument Number 200303140075524, all records being of the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Beginning at a point at the southeast corner of said 1.322 acre tract and in the west line of said 0.669 acre tract, at the northeast corner of East First Avenue, 60 feet wide, as delineated in Plat Book 5, Page 446;

Thence, along the part of the south line of said 1.322 acre tract and part of the north line of East First Avenue, N 86° 34' 53" W, 13.13 feet to a point;

Thence, across part of said 1.322 acre tract and along the east wall line of a two-story brick building, N 03° 43' 41" E, 70.90 feet to a point;

Thence, across part of said 1.322 acre tract and part of said 0.669 acre tract, S 86° 16' 19" E, 26.62 feet to a point;

Thence, across part of said 0.669 acre tract, S 00° 52' 58" W, 70.82 feet to a point;

Thence, across part of said 0.669 acre tract, N 86° 34' 53" W, 17.00 feet to the Point Of Beginning, containing 0.046 acres.

#### Area "D"

Situated in the State of Ohio, County of Franklin, City of Columbus, in Half Section 4, Township 5, Range 22, Refugee Lands, and being part of the 1.322 acre tract conveyed to 350 East First Avenue, Ltd. in Instrument Numbers 200009050178043 and 200009050178047, all records being of the Recorder's Office, Franklin County, Ohio, and being more particularly described as follows:

Commencing at a point at the southeast corner of said 1.322 acre tract and in the west line of a 0.669 acre tract conveyed to the City of Columbus in Instrument Number 200303140075524;

Thence, along part of the east line of said 1.322 acre tract and part of the west line of said 0.669 acre tract, N 00° 52' 58" E, 70.91 feet to the True Point Of Beginning of the area herein intended to be described;

Thence, across said 1.322 acre tract and along the east wall line of a two-story brick building, the following six courses:

1. N 86° 16' 19" W, 43.11 feet to a point;
2. N 03° 43' 41" E, 90.80 feet to a point;
3. S 86° 16' 19" E, 4.40 feet to a point;
4. N 03° 43' 41" E, 24.80 feet to a point;
5. N 86° 16' 19" W, 4.40 feet to a point;
6. N 03° 43' 41" E, 103.32 feet to a point in the north line of said 1.322 acre tract;

Thence, along part of the north line of said 1.322 acre tract, S 86° 34' 53" E, 32.22 feet to a point at the northeast corner of said 1.322 acre tract and in the west line of said 0.669 acre tract;

Thence, along part of the east line of said 1.322 acre tract and part of the west line of said 0.669 acre tract, S 00° 52' 58" W, 219.37 feet to the True Point Of Beginning, containing 0.187 acres.

Franklin County Tax Parcel Number 010-003141,

Prior Instrument Re: Inst Nos. 200009050178043 and 200009050178047,  
Recorder's Office, Franklin County, Ohio

Section 3. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (*Land Review Commission*) and Section 329.29 (*competitive bidding*) to the extent that they may apply to this transaction with regards to this ordinance only.

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

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**Legislation Number:** 1953-2005

**Drafting Date:** 11/08/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**  
**AN05-012**

**BACKGROUND:** This ordinance is submitted to present to Council the transcript of proceedings and papers relating to Annexation AN05-012 a certain petition for annexation as described in the ordinance and transcript which is attached hereto. More than sixty days have elapsed since September 1, 2005, the date of receipt from the Board of County Commissioners of Franklin County.

These are submitted in accordance with the Ohio Revised Code.

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

**Title**

To accept the application (AN05-012) of Carolyn R. Sowers for the annexation of certain territory containing 9.4± Acres in Madison Township.

**Body**

**WHEREAS,** a petition for the annexation of certain territory in Madison Township was duly filed by Carolyn R. Sowers on July 7, 2005; and

**WHEREAS,** the said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated August 16, 2005; and

**WHEREAS,** the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on September 1, 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 Carolyn R. Sowers being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio July 7, 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 August 16, 2005, be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Madison, Northeast Quarter of Section 24, Township 11, Range 21, and being a Portion of Lehman Road and a Part of a 7.073 Acre Tract Conveyed to Carolyn R Sowers, Instrument Number 200502040021611, Parcel Number 181-000129, in the Recorder's Office:

Beginning with the Intersection of the Easterly Right-of-Way Line of Gender Road and the Southerly Right-of-Way Line of Lehman Road;

Thence Northerly following the Easterly Line Right-of-Way Line of Gender Road and an Existing City of Columbus Corporation Line, Ord. No. 2161-99, Instr. 200001110007420, a Distance of 50.00 feet to a Point on the Existing City of Columbus Corporation Line, Ord. No. 751-75, O.R. 165, Pg. 58;

Thence with the following Two (2) courses along the Southerly Line of an Existing City of Columbus Corporation Line, Ord. No. 751-75, O.R. 165, Pg. 58;

1. Easterly a Distance of 472.7 feet to a Point;
2. Northerly a Distance of 15.0 feet to a Point on the Northerly Right-of-Way line of Lehman Road;

Thence Easterly following the Southerly Lines of an Existing City of Columbus Corporation Line, Ord. No. 751-75, O.R. 165, Pg. 58, a 0.459 Acre Tract Conveyed to Richard E Baker, Parcel Number 181-000048, and a 0.425 Acre Tract Conveyed to William A Payne, Parcel Number 181-000047, and the Northerly Right-of-Way Line Lehman Road, a Distance of 200.0 feet to a Point on the Westerly Line of a Rodger W. Ridgeway, Parcel Number 010-249598;

Thence with the following Three (3) courses along the Southerly Line of an Existing City of Columbus Corporation Line, Ord. No. 751-75, O.R. 165, Pg. 58;

1. Southerly a Distance of 15.0 feet to a Point;
2. Easterly a Distance of 100.0 feet to a Point;
3. Northerly a Distance of 15.0 feet to a Point on the Northerly Right-of-Way Line of Lehman Road;

Thence Easterly following the Southerly Lines of an Existing City of Columbus Corporation Line, Ord. No. 751-75, O.R. 165, Pg. 58, a 0.425 Acre Tract Conveyed to Jennifer & Tate Robert, Parcel Number 181-000070, and the Northerly Right-of-Way Line Lehman Road, a Distance of 100.0 feet to a Point on the Westerly Line of a 10.288 Acre Tract Conveyed to Williams & Henley Co., Parcel Number 490-239680;

Thence Southerly along the Southerly Line of an Existing City of Columbus Corporation Line, Ord. No. 751-75, O.R. 165, Pg. 58, a Distance of 15.0 feet to a Point;

Thence Easterly along the Southerly Line of an Existing City of Columbus Corporation Line, Ord. No. 751-75, O.R. 165, Pg. 58, and a Portion of the Northerly Right-of-Way Line of Lehman Road, a Distance of 1202.8 feet to a Point;

Thence Southerly along the Westerly Line of an Existing City of Columbus Corporation Line, Ord. No. 751-75, O.R. 165, Pg. 58, and crossing Lehman Road, a Distance of 50.00 feet to a Point on the Southerly Right-of-Way Line of Lehman Road;

Thence Westerly following the Southerly Right-of-Way Line of Lehman Road and the Northerly Lines of a 0.712 Acre Tract Conveyed to Winchester Highlands Associates, Parcel Number 181-000344, a 5.000 Acre Tract Conveyed to Kenneth R & Traci L North, Parcel Number 181-000636, and a 1.998 Acre Tract Conveyed to Martha J Williams Co. & J V Williams Co., Parcel Number 181-00638, a Distance of 690.0 feet to a Point;

Thence Southerly following the Southerly Right-of-Way Line of Lehman Road and a 1.998 Acre Tract Conveyed to Martha J Williams Co. & J V Williams Co., Parcel Number 181-00638, a Distance of 25.0 feet to a Point;

Thence Westerly following the Southerly Right-of-Way Line of Lehman Road and the Northerly Line of a 1.816 Acre Tract Conveyed to Carol J Gibson, Parcel Number 181-000061, and a 1.512 Acre Tract Conveyed to Richard A & Sherry Fugate, Parcel Number 181-001324, a Distance of 330.0 feet to a Point;

Thence Northerly following the Existing Corporation Line of Columbus, Ord. No. 314-00, Instr. 200006010107178, a Distance of 25.0 feet to a Point;

Thence Westerly following the Existing Corporation Line of Columbus, Ord. No. 314-00, Instr. 200006010107178, a Distance of 407.5 feet to a Point on the Easterly line of a 6.8 Acre Tract Conveyed to Carolyn R Sowers, Parcel Number 181-000129;

Thence Southerly following the Westerly Line of a 4.476 Acre Tract Conveyed to Gregory A Sabo & Hazel M Taylor,

Parcel Number 010-253312, and an Existing City of Columbus Corporation Line, Ord. No. 314-00, Instr. 200006010107178, a Distance of 476.4 feet to a Point on the Northerly Line of Winchester Highlands, Section 1, Part 1, with the following Lot 13 Conveyed to Donald W Fisher JR., Parcel Number 490-226290, and an Existing City of Columbus Corporation Line, Ord. No. 751-75, O.R. 165, Pg. 58;

Thence Westerly following the Northerly Line of Winchester Highlands, Section 1, Part 1, with the following Lot 13 Conveyed to Donald W Fisher JR., Parcel Number 490-226290, Lot 12 Conveyed to Eric C Watson, Parcel Number 490-226289, Lot 11 Conveyed to Brett A & Lisa A Barwick, Parcel Number 490-226288, Lot 10 Conveyed to Nicholas J Tapalansky, Parcel Number 490-226287, Lot 9 Conveyed to Joshua A Remy, Parcel Number 490-226286, Lot 8 Conveyed to Dianne I Mintz, Parcel Number 490-226285, Lot 7 Conveyed to Mary A Murmane, Parcel Number 490-226284, Lot 6 Conveyed to James A & Gloria J Sims, Parcel Number 490-226283, Lot 5 Conveyed to Stephen R Fejes, Parcel Number 490-226282, Lot 4 Conveyed to Gloria M Rosenstock, Parcel Number 49-226281, Lot 3 Conveyed to Monica M Picou, Parcel Number 490-226280, Lot 2 Conveyed to Gary M Rings, Parcel Number 490-226279, & Lot 1 Conveyed to Christopher J Grilli, Parcel Number 490-226278, and an Existing City of Columbus Corporation Line, Ord. No. 751-75, O.R. 165, Pg. 58, a Distance of 648.2 feet to a Point on the Easterly Line Right-of-Way Line of Gender Road and an Existing City of Columbus Corporation Line, Ord. No. 2161-99, Instr. 200001110007420;

Thence with the following Five (5) courses along the Easterly Line Right-of-Way Line of Gender Road and an Existing City of Columbus Corporation Line, Ord. No. 2161-99, Instr. 200001110007420;

1. Northerly a Distance of 292.9 feet to a Point;
2. Easterly a Distance of 144.0 feet to a Point;
3. Northerly a Distance of 98.9 feet to a Point;
4. Westerly a Distance of 144.0 feet to a Point;
5. Northerly a Distance of 83.5 feet to the Point of Beginning;

Containing 9.4 Acre, More or Less.

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

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

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**Legislation Number:** 1955-2005

**Drafting Date:** 11/08/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

#### **BACKGROUND:**

Need: This legislation is needed to enter into an agreement with the Office of the Governor's Highway Safety Representative (OGHSR), State of Ohio, for the Traffic Overtime Enforcement Program (2005-2006) and to appropriate

funds to cover the costs of this program. The OGHSR provides funds for activities that will have the greatest impact toward crash reduction, responsible driving behavior and associated economic loss reduction. This program will promote enforcement to reduce speeding, remove impaired drivers from the highway and increase safety belt and child restraint use during specific holiday periods. The agreement authorizes reimbursement for the overtime costs of sworn personnel working in the program.

Emergency Designation: Emergency legislation is necessary to make funds available for the start-up of program activities during the specified holiday periods.

**FISCAL IMPACT:**

All funds appropriated are reimbursable from the State of Ohio; therefore, there will be no effect on the financial status of the General Fund.

**Title**

To authorize the Director of Public Safety to enter into an agreement with the Office of the Governor's Highway Safety Representative, State of Ohio, to participate in the Traffic Overtime Enforcement Program (2005-2006) and to authorize an appropriation of \$73,356.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the Traffic Overtime Enforcement Program (2005-2006) and to declare an emergency. (\$73,356.00)

**Body**

WHEREAS, The Division of Police will conduct a program to promote enforcement to reduce speeding, remove impaired drivers from the highway and increase safety belt and child restraint use during specific holiday periods; and

WHEREAS, the Office of the Governor's Highway Safety Representative will provide funds in the amount of \$73,356.00 through the Traffic Overtime Enforcement Program (2005-2006) to the City of Columbus, Division of Police; and

WHEREAS, because an appropriation is needed to cover the costs associated with the Traffic Overtime Enforcement Program (2005-2006) and permit the start up of program activities in timefor the specified holiday periods, this ordinance is being submitted as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into the aforementioned agreement for the Traffic Overtime Enforcement Program (2005-2006) and to appropriate \$74,356.00 for the program costs, 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 Director of Public Safety of the City of Columbus be and hereby is authorized and directed to enter into agreement with the Office of the Governor's Highway Safety Representative to accept an award in the amount of \$73,356.00 which represents funding for the Traffic Overtime Enforcement Program (2005-2006).

Section 2. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project period the sum of \$73,356.00 is appropriated as follows:

| DIV   | FUND | OBJ#1 | OBJ#3 | OCACD  | GRANT  | AMT       |
|-------|------|-------|-------|--------|--------|-----------|
| 30-03 | 220  | 01    | 1127  | 336013 | 336013 | 3,520.00  |
| 30-03 | 220  | 01    | 1131  | 336013 | 336013 | 54,157.00 |
| 30-03 | 220  | 01    | 1161  | 336013 | 336013 | 10,561.00 |
| 30-03 | 220  | 01    | 1171  | 336013 | 336013 | 785.00    |

30-03      220                      01      1173                      336013                      336013                      4,333.00

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

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

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**Legislation Number:**      1959-2005

**Drafting Date:**      11/08/2005

**Current Status:**      Passed

**Version:**      1

**Matter Type:**      Ordinance

**Explanation** The following ordinance is similar to ordinances submitted annually by this office. It gives the Auditor the ability to transfer and increase, if necessary, appropriations within each fund to ensure that final costs of 2005 can be met.

The ordinance also authorizes the payment of payrolls and other obligations due prior to the passage of the 2006 appropriation ordinances.

**Fiscal Impact**

Possibly no net impact. Some increases, however, in appropriations may occur, but only to the extent as described herein.

**Title** To authorize the City Auditor to transfer and increase, if necessary, appropriations within any of the various funds of the City to provide for payrolls, internal services, and other obligations for 2005 and to authorize the payment of payrolls and other obligations due in 2006 prior to the passage of the 2006 appropriation ordinances; and to declare an emergency.

**Body** Whereas, the last pay period of fiscal year 2005 will end on December 17, 2005 and will be paid on December 22, 2005, and

Whereas, it may be necessary to make various budget transfers and or encumbrance cancellations within appropriated funds and to increase appropriations, if necessary, to meet said payroll, bills for internal services and other obligations for 2005, and

Whereas, pay periods may elapse in 2006 before the 2006 annual appropriation ordinances will be approved by Council so this ordinance is being submitted as an emergency measure; and

Whereas, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize the City Auditor to transfer and increase, if necessary, appropriations within any of the various funds of the City to provide for payrolls, internal services, and other obligations for fiscal year 2005 thereby preserving the public health, peace, property, safety and welfare; Now, Therefore

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

Section 1. That the City Auditor is hereby authorized to transfer appropriations within any fund, if necessary, and to cancel encumbrances, if necessary, to provide for City payrolls for the pay period ending December 31, 2005, unpaid

internal services and other obligations from any object level one with available funds to the appropriate object level one.

Section 2. That the City Auditor is hereby authorized and directed to honor and pay all properly presented payrolls, related items and other obligations for periods prior to passage of the annual appropriation ordinances for fiscal year 2006.

Section 3. Sufficient appropriations necessary to pay such costs referred to in Sections 1 and 2 of this ordinance are hereby authorized.

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

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**Legislation Number:** 1962-2005

**Drafting Date:** 11/09/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** This legislation authorizes the Director of the Department of Development to modify Contract DL010139 for the Empowerment Zone Community Values and Cultural Life program with the Columbus Compact Corporation by granting a time extension. Per a Compact board-approved proposal, the modification will extend the contract through August 31, 2006, an extension of fourteen (14) months. This extension is necessary to allow the Columbus Compact's sub-recipient contracts to close out and continue to administer on-going activities related to Round II Community Values and Cultural Life Initiatives of the Empowerment Zone Strategic Plan.

This legislation is presented as an emergency to provide the Columbus Compact with additional time to implement on-going programs without interruption.

**FISCAL IMPACT:** No additional funds are required.

### **Title**

To authorize the Director of the Department of Development to modify the Community Values & Cultural Life contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.

### **Body**

**WHEREAS**, the Director of the Department of Development desires to modify contract DL010139, Empowerment Zone Community Values & Cultural Life with the Columbus Compact Corporation by extending the contract through August 31, 2006, a 14 month extension; and

**WHEREAS**, this modification will provide the Columbus Compact Corporation with additional time to provide Empowerment Zone Community Values & Cultural Life Initiatives on behalf of the City; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to modify Contract No. DL010139 with the Columbus Compact Corporation by extending the time of the contract by 14 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 Department of Development is hereby authorized to modify Contract No. DL010139 with the Columbus Compact Corporation for the Empowerment Zone Community Values & Cultural Life program by extending the contract by 14 months, through August 31, 2006.

**Section 2.** That this modification is awarded pursuant to Section 329.16 of the Columbus City Codes, 1959 as amended.

**Section 3.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves or vetoes the same.

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**Legislation Number:** 1963-2005

**Drafting Date:** 11/09/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

#### **Explanation**

##### **Background:**

This ordinance provides for the appropriation of grant funds for payroll in 2005 funded through grants and donations.

Emergency legislation is required to have funding available for necessary expenditures.

##### **Fiscal Impact:**

The fiscal impact of this ordinance will be to reduce the Recreation and Parks Grant Fund's unappropriated balance by \$47,000.00.

##### **Title**

To authorize an appropriation of \$47,000.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for payroll during 2005 funded through grants and donations, and to declare an emergency. (\$47,000.00)

##### **Body**

**WHEREAS**, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to appropriate said funds to be available for payroll expenditures; now, therefore

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

**SECTION 1.** That from the unappropriated monies in the Recreation and Parks Grant Fund No. 286, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2005, the sum of \$47,000.00 is appropriated to the Recreation and Parks Department, Department No. 51-01, Grant Title Music in the Air-Donations/Grants, Grant No. 518626, OCA Code 510784, Object Level 3 No. 1101.

**SECTION 2.** That the monies in the foregoing Section 1 shall be paid upon order of the Director of Recreation and Parks, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**SECTION 3.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance

is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1966-2005

**Drafting Date:** 11/09/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

BACKGROUND: Caravan Village Inc. has made a claim against the City of Columbus, Division of Sewers and Drains for property damage that occurred during flooding in the Harmon Road area in January of 2004.

This ordinance authorizes the City of Columbus, Division of Sewers and Drains to pay Caravan Village Inc. for property loss as a result of the January 4, 2004 Flood.

Emergency action is requested so that reimbursement may be made at the earliest date possible.

### **Title**

To authorize and direct the City Attorney to settle the claim of Caravan Village Inc. against the City of Columbus, Division of Sewers and Drains, in the total amount of Sixty-seven Thousand Three Hundred Dollars and no/100 (\$67,300.00) for property damage this business incurred as a result of flooding; and to declare an emergency (\$67,300.00)

### **Body**

WHEREAS, on January 4, 2004, the City of Columbus incurred an excessive amount of rain fall that required the Rennick Road pumps to be activated, this function failed and contributed to flooding in the Harmon Road area; and

WHEREAS, Caravan Village Inc. is a mobile home park located in the area and sustained property damage as a result of this error; and

WHEREAS, due to the circumstances involved in this matter a settlement figure in the amount of (\$67,300.00) is fair and reasonable; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewers and Drains, and that it is immediately necessary to authorize such payment to reimburse this business 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 be and hereby is authorized and directed to settle the claim of Caravan Village Inc. , by payment of \$67,300.00 as a reasonable and fair amount and in the best interest of the City of Columbus.

Section 2. That for the purpose of paying this settlement, there is hereby authorized to be expended from the Department of Public Utilities, Division of Sewers and Drains Fund No. 650, OCA, 605006, Object Level One 05, Object Level Three 5534, the sum of Sixty-seven Thousand Three Hundred Dollars (\$67,300.00).

Section 3. That the City Auditor be and is hereby authorized to draw a warrant upon the city Treasurer in the sum of Sixty-seven Thousand Three Hundred and 00/100 Dollars (\$67,300.00) payable to Caravan Village Inc. and mailed to 1049 Harmon Avenue, Columbus, Ohio 43223, upon the receipt of a voucher and a release approved by the City Attorney.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part herein, 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.

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**Legislation Number:** 1990-2005

**Drafting Date:** 11/10/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

Background: The following legislation authorizes the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the Como/Milton Area Sanitary Improvement Project.

Fiscal Impact: N/A

Emergency Justification: Emergency action is requested to allow the Eminent Domain actions to proceed without delay thereby allowing this project to move forward and thus maintaining the Division of Sewerage and Drainage construction schedule.

**Title**

To authorize the City Attorney to file the necessary complaints for the appropriation of construction and permanent easements in and to real estate necessary for the Como/Milton Area Sanitary Improvement Project and to declare an emergency.

**Body**

WHEREAS, the City of Columbus, Ohio, a municipal corporation, is engaged in the acquisition of certain real property interests for the Como/Milton Area Sanitary Improvement Project; and

WHEREAS, the Council of the City of Columbus, Ohio, adopted Resolution No. 0111X-2005, on the 25th day of July, 2005, declaring the necessity and intent to appropriate the real property interests hereinafter described and the purpose of the appropriation, and notice of such adoption of said resolution has been served in accordance with Columbus City Code Sec. 909.03; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division Sewerage and Drainage, in that it is necessary to appropriate such real property interests so that there will be no delay in the aforementioned project, and for the immediate preservation of the public peace, property, health and safety; now, therefore:

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

Section 1. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Como/Milton Area Sanitary Improvement Project, #650685, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

0.019 Acre Easement Area

Situated in the State of Ohio, County of Franklin, City of Columbus, and being a portion of Lot 16, as the same is numbered and delineated on the subdivision plat entitled "Loren's and Dennison's Subdivision" of record in Plat Book 4, Pages 370 and 371, and being within a tract of land conveyed to Beth Stevenson by deed of record in Official Record 25869G07, all references are to records of the Franklin County, Ohio Recorder's Office, and being more particularly described as follows.

Beginning at the southwesterly corner of the said Stevenson tract, the southeasterly corner of that tract of land conveyed to Daniel R. Imlay and Mary J. Imlay by deed of record in Official Record 30294H02, also being in the northerly line of that tract of land conveyed to Gary E. Means by deed of record in Official Record 15918G17, and in a line common to said Lot 16 and Lot 19 as said Lot is numbered and delineated on said subdivision plat;

Thence North 01o39'58" East with a line common to the said Stevenson tract and the said Imlay tract, a distance of 15.00 feet to a point;

Thence South 88o15'50" East crossing the said Stevenson tract with a line parallel to and 15.00 feet northerly of the southerly line of said Stevenson tract, a distance of 54.67 feet to a point in the easterly line of the said Stevenson tract and also in the westerly line the that tract of land conveyed to Kathryn E. Stanton Alexander and Bill Russell Alexander Jr. by deed of record in Instrument Number 199807160178933;

Thence South 01o39'58" West with said easterly line, a distance of 15.00 feet to the southeasterly corner of the said Stevenson tract and the southwesterly corner of the said Alexander tract and in the northerly line of the tract of land conveyed to Amy Alexander by deed of record in Instrument Number 200404070076648, also being in a line common to said Lot 16 and Lot 19;

Thence North 88o15'50" West with the southerly line of the said Stevenson tract, also being, in part the northerly line of the said Amy Alexander tract and, in part, the northerly line of the said Means tract, the same being a line common to said Lot 16 and said Lot 19, a distance of 54.67 feet to the point of beginning containing 0.019 acre of land, more or less.

The bearings cited in this description are based on the Ohio State Plane Coordinate System, South Zone, as per NAD 83.

Resource International, Inc., Mark S. Ward P.S. 7514

Section 2. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Como/Milton Area Sanitary Improvement Project, #650685, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

42T

0.019 Acre Easement Area

Situated in the State of Ohio, County of Franklin, City of Columbus, and being a portion of Lot 20, as the same is numbered and delineated on the subdivision plat entitled "Loren's and Dennison's Subdivision" of record in Plat Book 4, Pages 370 and 371, and being within a tract of land conveyed to Mary Rodgers, Trustee by deed of record in Instrument Number 200207030163159, all references are to records of the Franklin County, Ohio Recorder's Office, and being more particularly described as follows.

Beginning for reference at the northwesterly corner of the said Rodgers, Trustee tract, the northeasterly corner of that tract of land conveyed to Marshall R. Haddock and Ruth T. Haddock by deed of record in Volume 3475, Page 752, the southeasterly corner of that tract of land conveyed to Terri A. Gerhardt and Janice R. Franke by deed of record in Official Record 34875G17, and the southwesterly corner of that tract of land conveyed to Matthew R. Sapp and Michele T. Sapp by deed of record in Instrument Number 200212230329584, also being a corner common to Lot 14, Lot 15, Lot 20 and Lot 21, as said Lots are numbered and delineated on said subdivision plat;

Thence South 01o39'58" West with the westerly line of the said Rodgers, Trustee tract, the easterly line of the said Haddock tract, a distance of 15.00 feet to the TRUE POINT OF BEGINNING for the tract herein described;

Thence South 88o15'50" East crossing the said Rodgers, Trustee tract with a line parallel to and 15.00 feet southerly of the northerly line of said Rodgers, Trustee tract, a distance of 82.84 feet to a point in the westerly line of that tract of land conveyed to Robert W. Neff and Therese W. Neff by deed of record in Instrument Number 200406170139258

Thence South 01o39'58" West with the easterly line of the said Rodgers, Trustee tract, the westerly line of the said Neff tract, a distance of 10.00 feet to a point;

Thence North 88o15'50" West crossing the said Rodgers, Trustee tract with a line parallel to and 25.00 feet southerly of the northerly line of said Rodgers, Trustee tract, a distance of 82.84 feet to a point in the westerly line of the said Rodgers, Trustee tract, also being in the easterly line of the said Haddock tract;

Thence North 01o39'58" East with a line common to said Rodgers, Trustee tract and the said Haddock tract, a distance of 10.00 feet to a point to the TRUE POINT OF BEGINNING containing 0.019 acre of land, more or less.

The bearings cited in this description are based on the Ohio State Plane Coordinate System, South Zone, as per NAD 83.

Resource International, Inc., Mark S. Ward P.S. 7514

42P

0.029 Acre Easement Area

Situated in the State of Ohio, County of Franklin, City of Columbus, and being a portion of Lot 20, as the same is numbered and delineated on the subdivision plat entitled "Loren's and Dennison's Subdivision" of record in Plat Book 4, Pages 370 and 371, and being within a tract of land conveyed to Mary Rodgers, Trustee by deed of record in Instrument Number 200207030163159, all references are to records of the Franklin County, Ohio Recorder's Office, and being more particularly described as follows.

Beginning at the northwesterly corner of the said Rodgers, Trustee tract, the northeasterly corner of that tract of land conveyed to Marshall R. Haddock and Ruth T. Haddock by deed of record in Volume 3475, Page 752, the southeasterly corner of that tract of land conveyed to Terri A. Gerhardt and Janice R. Franke by deed of record in Official Record 34875G17, and the southwesterly corner of that tract of land conveyed to Matthew R. Sapp and Michele T. Sapp by deed of record in Instrument Number 200212230329584, also being a corner common to Lot 14, Lot 15, Lot 20 and Lot 21, as said Lots are numbered and delineated on said subdivision plat;

Thence South 88o15'50" East with the northerly line of the said Rodgers, Trustee tract, and, in part, the southerly line of the said Sapp tract, and, in part, the southerly line of that tract of land conveyed to Denise R. Brickner and Kevin M. Coyne by deed of record in Instrument Number 199707112245487, a distance of 82.84 feet to the northeasterly corner of the said Rodgers, Trustee tract, the same also being the northwesterly corner of that tract of land conveyed to Robert W. Neff and Therese W. Neff by deed of record in Instrument Number 200406170139258

Thence South 01o39'58" West with the easterly line of the said Rodgers, Trustee tract, the westerly line of the said Neff tract, a distance of 15.00 feet to a point;

Thence North 88o15'50" West crossing the said Rodgers, Trustee tract with a line parallel to and 15.00 feet southerly of the northerly line of said Rodgers, Trustee tract, a distance of 82.84 feet to a point in the westerly line of the said Rodgers, Trustee tract and in the easterly line of the said Haddock tract;

Thence North 01o39'58" East with a line common to the said Rodgers, Trustee tract and said Haddock tract a distance of 15.00 feet to the point of beginning, containing 0.029 acre of land, more or less.

The bearings cited in this description are based on the Ohio State Plane Coordinate System, South Zone, as per NAD 83.

Section 3. That construction and permanent easements in, over, under, across and through the following described real property, be appropriated for the public purpose of the Como/Milton Area Sanitary Improvement Project, #650685, pursuant to the power and authority granted to a municipal corporation by the Constitution of the State of Ohio, the Ohio Revised Code, Sec. 715.01, Sec. 717.01, Sec. 719.01 through Sec. 719.02; the Charter of the City of Columbus; and the Columbus City Code (1959), Chapter 909:

43P

0.023 Acre Easement Area

Situated in the State of Ohio, County of Franklin, City of Columbus, and being a portion of Lot 21, as the same is numbered and delineated on the subdivision plat entitled "Loren's and Dennison's Subdivision" of record in Plat Book 4, Pages 370 and 371, and being within a tract of land conveyed to Marshall R. Haddock and Ruth T. Haddock by deed of record in Volume 3475, Page 752, all references are to records of the Franklin County, Ohio Recorder's Office, and being more particularly described as follows.

Beginning at the northeasterly corner of the said Haddock tract, the northwesterly corner of that tract of land conveyed to Mary Rodgers, Trustee by deed of record in Instrument Number 200207030163159, the southeasterly corner of that tract of land conveyed to Terri A. Gerhardt and Janice R. Franke by deed of record in Official Record 34875G17, and the southwesterly corner of that tract of land conveyed to Matthew R. Sapp and Michele T. Sapp by deed of record in Instrument Number 200212230329584, also being a corner common to Lot 14, Lot 15, Lot 20 and Lot 21, as said Lots are numbered and delineated on said subdivision plat;

Thence South 01o39'58" West with the easterly line of the said Haddock tract, the westerly line of the said Rodgers, Trustee tract, a distance of 15.00 feet to a point;

Thence North 88o15'50" West crossing the said Haddock tract with a line parallel to and 15.00 feet southerly of the northerly line of said Haddock tract, a distance of 65.67 feet to a point in the westerly line of the said Haddock tract and in the easterly line of that tract of land conveyed to Richard Edward Osborne and Donna Leigh-Osborne by deed of record in Instrument Number 200307250231428;

Thence North 01o39'58" East with a line common to the said Haddock tract and said Osborne tract a distance of 15.00 feet to the northwesterly corner of the said Haddock tract, the northeasterly corner of the said Osborne tract, and in the southerly line of that tract of land conveyed to Maxine M. Wade by deeds of record in Official Records 30190F19, 30304F06, and 30304F08, the same also being in a line common to said Lot 14 and said Lot 21;

Thence South 88o15'50" East with the northerly line of the said Haddock tract, and, in part, the southerly line of the said Wade tract, and, in part, the southerly line of the said Gerhardt and Franke tract, the same also being a line common to said Lot 14 and said Lot 21, a distance of 65.67 feet to the point of beginning, containing 0.023 acre of land, more or less.

The bearings cited in this description are based on the Ohio State Plane Coordinate System, South Zone, as per NAD 83.

Resource International, Inc., Mark S. Ward P.S. 7514

Section 4. That the Council of the City of Columbus, Ohio, declares that the appropriation of said real property interests is necessary for the stated public purpose, and that the City of Columbus, Ohio, has been unable to agree with the owner(s) as to the just compensation to be paid by the City of Columbus, Ohio.

Section 5. That the Council of the City of Columbus hereby declares the value of said construction and permanent easements as follows:

1. 27P \$1,850.00

2. 42P, T \$3,400.00
3. 43P \$1,505.00

Section 6. That the City Attorney be and hereby is authorized to file a complaint for appropriation of real property, in a Court of competent jurisdiction, and to have a jury impaneled to make inquiry into and assess the just compensation to be paid for the foregoing described real property interests.

Section 7. That for the reasons state in the preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

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**Legislation Number:** 1995-2005

**Drafting Date:** 11/11/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** This legislation authorizes the Director of the Department of Development to modify Contract DL010232 for the Empowerment Zone Economic Opportunity program with the Columbus Compact Corporation by granting a time extension of twelve (12) months. The modification will extend the contract through June 30, 2006. This extension is necessary to allow the Columbus Compact's sub-recipient contracts to close out and continue to administer on-going activities related to Round II Economic Opportunity Initiatives of the Empowerment Zone Strategic Plan.

This legislation is presented as an emergency to provide the Columbus Compact with additional time to implement on-going programs without interruption.

**FISCAL IMPACT:** No additional funds are required.

### **Title**

To authorize the Director of the Department of Development to modify the Empowerment Zone Year 2004 Economic Opportunities contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.

### **Body**

**WHEREAS**, the Director of the Department of Development desires to modify contract DL010232 for the Empowerment Zone Economic Opportunity program with the Columbus Compact Corporation by extending the contract through June 30, 2006, a 12 month extension; and

**WHEREAS**, this modification will provide the Columbus Compact Corporation with additional time to provide EZ Economic Opportunity Initiatives on behalf of the City; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to modify Contract No. DL010232 with the Columbus Compact Corporation by extending the time of the contract by 12 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 Department of Development is hereby authorized to modify Contract No. DL010232 for the Empowerment Zone Economic Opportunity program with the Columbus Compact Corporation by extending the contract by 12 months, through June 30, 2006.

**Section 2.** That this modification is awarded pursuant to Section 329.16 of the Columbus City Codes, 1959 as amended.

**Section 3.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves or vetoes the same.

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**Legislation Number:** 2000-2005

**Drafting Date:** 11/11/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** For the option to purchase Aluminum Street Sign Blanks for the Division of Transportation, Department of Public Service. The term of the proposed option contract would be from the date of execution through September 1, 2007 with the option to extend for one additional year.

The Purchasing Office solicited 28 vendors for the purchase of Aluminum Street Sign Blanks (SA001666). Of those solicited, 1 was an MBE. The formal bid opened June 16, 2005. There were two proposals received. One proposal was deemed non-responsive as the company failed to return exhibits with their bid that were material to the specifications. The other bidder did not bid on all items and were not low bidder on some of the items they bid. The Division of Transportation, requested that SA001666 be cancelled and that bids submitted by Rocal, Inc. of Frankfort, Ohio and US Standard Sign of Franklin Park, Illinois, be considered on an informal basis and contracts established to each bidder on the items for which they were lowest, and best bidder.

U.S. Standard Sign withdrew from consideration for the informal bid, items #3AZ, #BA, #7AS and #7BA. These items are recommended for award to Rocal, Inc. Items #3M, #3P, 3X, 3Z, #3AB, #3AG and 3#AJ were bid at the same price by both companies. Because US Standard Sign quoted shorter delivery terms, they are recommended for award of these items. There was no quote from either company on items 7AZ, 7BA, 7BB and 7BC. These items will not be awarded.

The Purchasing Office is recommending award of contracts to the lowest responsible, and best bidders:

US Standard Signs Company, MAJ, CC#363859000; and

Rocal, Inc., MAJ, CC#310650779

Estimated Annual Expenditure: \$150,000.00

The companies are not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded contracts 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 Department of Public Service 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 contracts for an option to purchase Aluminum Street Sign Blanks with Rocal, Inc. and US Standard Sign Company, to authorize the expenditure of**

two dollars to establish contracts from the Purchasing/Contract Operation Fund, to waive formal competitive bidding requirements, and to declare an emergency. (\$2.00)

**Body**

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 16, 2005; and

WHEREAS, US Standard Sign's bid was non-responsive and the City rejected the bid. Rocal, Inc. did not bid all items and did not submit the lowest bid for all items bid. Bids were solicited on an informal basis; 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 Division of Transportation to efficiently maintain their supply chain and service to the public; and

WHEREAS, in order to avoid a lapse in our ability to provide Aluminum Street Sign Blanks for city signage, 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 Aluminum Street Sign Blanks, 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 contracts for an option to purchase Aluminum Street Sign Blanks in accordance with an informal bid solicitation as follows:

US Standard Sign Company, Items: 1A, 2A, 2B, 2C, 3C, 3D 3E, 3F, 3G, 3H, 3I, 3J, 3K, 3L, 3M, 3O, 3P, 3T, 3U, 3V, 3W, 3X, 3Y, 3Z, 3AA, 3AB, 3AE, 3AF, 3AG, 3AI, 3AJ, 3AM, 3AO, 3AR, 3AU, 3BD, 3BE, 3BF, 3BG, 3BH, 3BI, 3BJ, 4A, 4B, 4C, 5A, 6A, 6B, 6C, 7A, 7B, 7C, 7D, 7E, 7G, 7H, 7I, 7J, 7K, 7L, 7M, 7N, 7O, 7P, 7Q, 7R, 7S, 7T, 7U, 7V, 7W, 7X, 7Y, 7Z, 7AA, 7AB, 7AC, 7AD, 7AE, 7AF, 7AG, 7AH, 7AI, 7AJ, 7AK, 7AL, 7AM, 7AN, 7AO, 7AP, 7AQ, 7AR, 7AS, 7AT, 7AU, 7AV, 7AW, 7AX, 7AY, 7BD, 7BE, 7BF, 7BG, 7BH, 7BI, 7BJ, 8A, 8B, and 8C.

Rocal, Inc., Items: 3A, 3B, 3N, 3Q, 3R, 3S, 3AC, 3AD, 3AH, 3AK, 3AL, 3AN, 3AP, 3AQ, 3AS, 3AT, 3AV, 3AW, 3AX, 3AY, 3AZ, 3BA, 3BB and 3BC

**SECTION 2.** That the expenditure of \$2.00 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 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.

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Legislation Number: 2001-2005

Drafting Date: 11/11/2005

Version: 1

Current Status: Passed

Matter Type: Ordinance

### Explanation

**BACKGROUND:** This legislation authorizes the Director of the Department of Development to modify Contract DL003837 for the Empowerment Zone Economic Opportunity program with the Columbus Compact Corporation by granting a time extension. The modification will extend the contract through June 30, 2006, an extension of twelve (12) months. This modification is necessary to allow the Columbus Compact Corporation's sub-recipient contracts to close out and continue to administer on-going activities related to Round II Economic Opportunities Initiatives of the Empowerment Zone Strategic Plan.

This legislation is presented as an emergency to provide the Columbus Compact Corporation with additional time to implement on-going programs without interruption.

**FISCAL IMPACT:** No additional funds are required.

### Title

To authorize the Director of the Department of Development to modify the Empowerment Zone Year 2001 Economic Opportunity program contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.

### Body

**WHEREAS**, the Director of the Department of Development desires to modify contract DL003837 for the Empowerment Zone Economic Opportunity program with the Columbus Compact Corporation by extending the contract through June 30, 2006, a 12 month extension; and

**WHEREAS**, this modification will enable the Columbus Compact Corporation to provide additional time to provide EZ Economic Opportunity Initiatives on behalf of the City; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to modify Contract No. DL003837 with the Columbus Compact Corporation by extending the time of the contract by 12 months, all for the preservation of the public health, peace, property, safety and welfare; **NOW, THEREFORE,**

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

**Section 1.** That the Director of the Department of Development is hereby authorized to modify Contract No. DL003837 for the Empowerment Zone Economic Opportunity program with the Columbus Compact Corporation by extending the contract by twelve (12) months, through June 30, 2006.

**Section 2.** That this modification is awarded pursuant to Section 329.16 of the Columbus City Codes, 1959 as amended.

**Section 3.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves or vetoes the same.

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**Legislation Number:** 2005-2005

**Drafting Date:** 11/11/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

### **Explanation**

**BACKGROUND:** This legislation authorizes the Director of the Department of Development to modify Contract DL011075 for the Empowerment Zone Economic Opportunity program with the Columbus Compact Corporation by granting a time extension of twelve (12) months. The modification will extend the contract through June 30, 2006. This extension is necessary to allow the Columbus Compact's sub-recipient contracts to close out and continue to administer on-going activities related to Round II Economic Opportunity Initiatives of the Empowerment Zone Strategic Plan.

This legislation is presented as an emergency to provide the Columbus Compact with additional time to implement on-going programs without interruption.

**FISCAL IMPACT:** No additional funds are required.

### **Title**

To authorize the Director of the Department of Development to modify the Empowerment Zone Year 2002 Economic Opportunities program contract with the Columbus Compact Corporation by extending the term of the contract; and to declare an emergency.

### **Body**

**WHEREAS**, the Director of the Department of Development desires to modify contract DL011075 for the Empowerment Zone Economic Opportunity program with the Columbus Compact Corporation by extending the contract through June 30, 2006, a 12 month extension; and

**WHEREAS**, this modification will provide the Columbus Compact Corporation with additional time to provide EZ Economic Opportunity Initiatives on behalf of the City; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to modify Contract No. DL011075 with the Columbus Compact Corporation by extending the time of the contract by 12 months, all for the preservation of the public health, peace, property, safety and welfare; **NOW, THEREFORE,**

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

**Section 1.** That the Director of the Department of Development is hereby authorized to modify Contract No. DL011075 for the Empowerment Zone Economic Opportunity program with the Columbus Compact Corporation by extending the contract by 12 months, through June 30, 2006.

**Section 2.** That this modification is awarded pursuant to Section 329.16 of the Columbus City Codes, 1959 as amended.

**Section 3.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves or vetoes the same.

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**Legislation Number:** 2007-2005

**Drafting Date:** 11/12/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

Need: This legislation is needed to enter into an agreement with the Office of the Governor's Highway Safety Representative (OSGHSR), State of Ohio to participate in the Ohio Safe Commute (2005-Phase 2) program and to appropriate funds to cover the costs of this program. The OGHRS provides federal funds for activities that will have the greatest impact toward crash reduction, responsible driving behavior and associated economic loss reduction. This program will provide increased enforcement presence in designated areas to reduce speed and the number of crashes. It will also focus on quick clearance of incidents in the designated areas to keep the roadways open and available for travel. The agreement authorizes reimbursement for the overtime costs of sworn personnel working in the program.

Emergency Designation: Emergency legislation is necessary to make these funds available for this program activities period that began in October 2005.

### **FISCAL IMPACT:**

All funds appropriated are reimbursable from the State of Ohio; therefore there will be no effect on the financial status of the General Fund.

### **Title**

To authorize the Director of Public Safety to enter into an agreement with the Office of the Governor's Highway Safety Representative, State of Ohio to participate in the Ohio Safe Commute (2005-Phase 2) program and to authorize an appropriation of \$72,039.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the CPD-Ohio Safe Commute (2005-Phase 2) project and to declare an emergency. (\$72,039.00)

### **Body**

WHEREAS, the Division of Police will conduct a project of increased enforcement to reduce speed and the number of crashes and to provide a quick clearance of incidents in designated areas; and

WHEREAS, the Office of the Governor's Highway Safety Representative will provide additional funds in the amount of \$72,039.00 through the Ohio Safe Commute (2005-Phase 2) program to the City of Columbus, Division of Police; and

WHEREAS, an appropriation is needed to cover the costs associated with the CPD-Ohio Safe Commute (2005-Phase 2) project; and

WHEREAS, the program activities period begins in October, 2005 emergency designation is needed to make the additional funding available; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into the aforementioned agreement to participate in the Ohio Safe Commute (2005-Phase 2) Program and to appropriate \$72,039.00 for the project costs, 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 Director of Public Safety of the City of Columbus be and hereby is authorized and directed to enter into an agreement with the Office of the Governor's Highway Safety Representative to accept an award in the amount of \$72,039.00 which represents funding for the CPD-Ohio Safe Commute (2005-Phase 2).

Section 2. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project period the sum of \$72,039.00 is appropriated as follows:

| DIV   | FD  | OBJ #1 | OBJ #3 | OCACD  | GRANT  | AMOUNT    |
|-------|-----|--------|--------|--------|--------|-----------|
| 30-03 | 220 | 01     | 1127   | 335419 | 335419 | 3,590.00  |
| 30-03 | 220 | 01     | 1131   | 335419 | 335419 | 55,224.00 |
| 30-03 | 220 | 01     | 1161   | 335419 | 335419 | 10,768.00 |
| 30-03 | 220 | 01     | 1171   | 335419 | 335419 | 800.00    |
| 30-03 | 220 | 01     | 1173   | 335419 | 335419 | 1,657.00  |

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

Section 4. That for reasons 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:** 2008-2005

**Drafting Date:** 11/14/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**..Explanation**

BACKGROUND: For the option to purchase Mainline Parts & Fire Hydrants for the Division of Water. The term of the proposed option contract would be one year, ending September 30, 2006.

The Purchasing Office solicited 34 vendors for the purchase of Mainline Parts & Fire Hydrants (SA001813). Of those solicited, one had certified M1A status and none had certified F1 status. The formal bid opened November 10, 2005. There were five proposals received (REG).

The Purchasing Office is recommending award of five contracts to the lowest responsive, responsible, and best bidders:  
 -Midwest Pipe-Ferguson Waterworks, MAJ, 54-1211771, Items #1\*,9-11, 41, 50, 51, 113-120, 308, 320, 330, 338, 352-354, 358, 360, 361, 382, 383, 388-392, 400-404, 425-431, 462, 466, 467, 469, 494, 498, 501 and 507, estimated annual expenditure \$50,000.00.  
 -Hydraflo, Inc., MAJ, 76-0138320, Items #444, 447-451, 459-461, 468, 470-493, 495, 496, 497 and 500, estimate annual expenditure \$40,000.00.  
 -National Waterworks, Inc., MAJ, 05-0532711, Items#2-3, 33, 35, 43-49, 57, 58, 60-64, 67-69, 77-112,123-130, 135-144,149-157,162-167, 172-192, 197-202, 204-220, 222, 224-237, 239, 246, 247, 249, 250, 252, 258-264, 277-282, 300-307, 341-345, 347-351, 417, 423, 452\*, 453, 454\*, 455\*, 457, 463-465, estimated annual expenditure \$50,000.00.  
 -Hughes Supply, Inc., MAJ, 59-0559446, Items# 6, 12-16, 20-22, 25, 28, 29, 31, 32, 38-40, 42, 55, 56, 76, 121, 122, 131, 132, 145, 146, 158-160, 168-171, 193-195, 238, 255, 265-276, 283, 284, 309-319, 321-329, 331-337, 339, 340, 346, 355-357, 359, 370-378, 413-415, 418-422, 424, 432-439, 443, 445, 446, 454-456, 458, 499, 502-506, 508-511, estimated annual expenditure \$25,000.00.

-Ohio Water & Waste Supply Co., Inc., MAJ, 31-1253267, Items# 4, 5, 7, 8, 17-19, 23, 24, 26, 27, 30, 34, 36, 37, 52-54, 65, 66, 70-75, 133, 134, 147, 148, 161, 196, 203, 221, 223, 241, 256, 257, 285-299, 379-381, 393-398, 412, 416, 440-442, estimated annual expenditure \$15,000.00.

\* denotes tie bid. Award based on most favorable delivery terms. No bids were received and no award will be made for Items 59, 242-245, 248, 251, 253, 254, 362-369, 384-387, 399, 405-411.

The companies are 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 these option contracts is budgeted in the Purchasing Contract Account. The Division of Water will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

**Title**

**To authorize and direct the Finance and Management Director to enter into five contracts for an option to Purchase Mainline Parts & Fire Hydrants with Midwest Pipe-Ferguson Waterworks, Hydraflo, Inc., National Waterworks, Inc., Hughes Supply, Inc., and Ohio Water & Waste Supply Co., Inc., to authorize the expenditure of five dollars to establish these contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$5.00)**

**Body**

**WHEREAS, the Purchasing Office advertised and solicited formal bids on November 10, 2005, and selected the lowest responsive, responsible and best bidders; 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 Mainline Parts & Fire Hydrants, 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 Mainline Parts & Fire Hydrants, 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 five contracts for an option to Purchase Mainline Parts and Fire Hydrants in accordance with Solicitation No. SA001719 as follows: Midwest Pipe-Ferguson Waterworks, Items #1,9-11, 41, 50, 51, 113-120, 308, 320, 330, 338, 352-354, 358, 360, 361, 382, 383, 388-392, 400-404, 425-431, 462, 466, 467, 469, 494, 498, 501 and 507; Hydraflo, Inc., Items #444, 447-451, 459-461, 468, 470-493, 495, 496, 497 and 500; National Waterworks, Inc., Items#2-3, 33, 35, 43-49, 57, 58, 60-64, 67-69, 77-112,123-130, 135-144,149-157,162-167, 172-192, 197-202, 204-220, 222, 224-237, 239, 246, 247, 249, 250, 252, 258-264, 277-282, 300-307, 341-345, 347-351, 417, 423, 452, 453, 454, 455, 457, 463-465, Hughes Supply, Inc., Items# 6, 12-16, 20-22, 25, 28, 29, 31, 32, 38-40, 42, 55, 56, 76, 121, 122, 131, 132, 145, 146, 158-160, 168-171, 193-195, 238, 255, 265-276, 283, 284, 309-319, 321-329, 331-337, 339, 340, 346, 355-357, 359, 370-378, 413-415, 418-422, 424, 432-439, 443, 445, 446, 454-456, 458, 499, 502-506, 508-511, and Ohio Water & Waste Supply Co., Inc., Items# 4, 5, 7, 8, 17-19, 23, 24, 26, 27, 30, 34, 36, 37, 52-54, 65, 66, 70-75, 133, 134, 147, 148, 161, 196, 203, 221, 223, 241, 256, 257, 285-299, 379-381, 393-398, 412, 416, 440-442. No award will be made for Items 59, 242-245, 248, 251, 253, 254, 362-369, 384-387, 399, 405-411.**

**SECTION 2. That the expenditure of \$5.00 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.**

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**Legislation Number:** 2031-2005

**Drafting Date:** 11/16/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

The creation of the classification of Chief Plans Official is scheduled to be acted upon by the Civil Service Commission at its meeting on November 28, 2005. This ordinance establishes the pay grade for the classification if it is passed by the Commission at its November meeting. The recommended pay grade is 95 which is comparable to other classifications of similar responsibility.

Secondly, the City will be offering pre-paid legal services to employees on a voluntary basis, and this ordinance will establish the authorization for a payroll deduction for such benefit.

Emergency action is requested in order to facilitate the appointment of a Chief Plans Official.

**Title**

To amend Ordinance No. 2944-1999, as amended, by enacting Section 5(E)-C073, the classification of Chief Plans Official; to amend Section 16(G) to provide for a payroll deduction for voluntary pre-paid legal services; and to declare an emergency.

**Body**

**WHEREAS**, the creation of the classification of Chief Plans Official will be considered by the Civil Service Commission on November 28, 2005; and

**WHEREAS**, provided that the Commission takes action to create the classification, this ordinance recommends the assignment of a pay grade to the classification of Chief Plans Official; and

**WHEREAS**, a payroll deduction for a voluntary pre-paid legal services plan is being established for such benefit; 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 enacting Section 5(E)-C073 to read as follows:

| Ord.      | Class |                      |           |
|-----------|-------|----------------------|-----------|
| Sec.      | Code  | Class Title          | Pay Grade |
| 5(E)-C073 | 1052  | Chief Plans Official | 95        |

**Section 2.** To amend Ordinance No. 2944-1999, as amended, by amending Section 16(G) to read as follows:

(G) Premium Co-Payment. Employees are charged a monthly premium for participating in the City's insurance programs. The current monthly premium is 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.

Such premiums shall be paid through an automatic payroll deduction.

**The City may afford employees the opportunity to participate in a voluntary pre-paid legal services plan payable through payroll deduction.**

**Section 2.** That existing Section 16(G) of ORdinance No. 2944-1999, as amended, is hereby repealed.

**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.

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**Legislation Number:** 2034-2005

**Drafting Date:** 11/16/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation** This ordinance constitutes a part of the one year Action Plan budget implementing the five year Consolidated Submission for Community Planning and Development Programs or "Consolidated Plan". The purpose of this ordinance is to approve the attached budget as part of the 2006 Action Plan budget.

Ordinance 1649-2005, passed Nov. 14, 2005, adopted the central budgetary components of the Consolidated Plan's 2006 Action Plan and authorized the filing of the plan with the U.S Department of Housing and Urban Development.

This ordinance is submitted as an emergency to ensure the timely submission of the application to HUD.

**FISCAL IMPACT:** Total revenues for the 2006 Action Plan budget are estimated to be \$18,545,447. This ordinance approves \$66,744 for the Columbus Compact Corporation, as described in attachment ORD2034-2005BUDGET, and is an

integral component of the 2006 Action Plan budget approved via Ordinance 1649-2005.

**Title**

To adopt the budget item presented in the attachment as part of the consolidated submission of Community Planning and Development Programs for the 2005-2009 Consolidated Plan and 2006 Action Plan; and to declare an emergency.

**Body**

**WHEREAS**, under the provisions as set forth in the various federal statutes authorizing the above programs, the City of Columbus has filed a five year Consolidated Plan application with the Department of Housing and Urban Development, to be used for community development activities; and

**WHEREAS**, in conjunction with the Consolidated Plan, the City is required to submit a one year "Action Plan " including a detailed "Use of Funds" for the various programs covered under the plan; and

**WHEREAS**, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize the filing of the aforesaid plan application, thereby preserving the public health, peace, property, safety and welfare; **Now, Therefore**

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

**SECTION 1.** That the City of Columbus hereby adopts the 2006 Action Plan budget item as set forth in the attachment ORD2034-2005budget.

**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.

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**Legislation Number:** 2036-2005

**Drafting Date:** 11/16/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

**Explanation**

**Background:** The Department of Development is proposing the establishment under Ohio Revised Code Section 5709.40(C) of one or more tax increment financing (TIF) incentive districts in the area of Franklinton including and surrounding Mount Carmel's West Hospital Campus (the "Area") in order to facilitate the development, redevelopment, neighborhood revitalization and infrastructure needs of the Area.

The legislation implementing any TIF incentive district will not be able to be passed prior to January 1, 2006, the date the new TIF law takes effect. In order to preserve the ability for the City to create TIF incentive districts under the existing TIF law, the City and Mount Carmel Health System must enter into an agreement for the development of the projects in the Area. The attached ordinance authorizes the Director of the Department of Development to enter into such an agreement substantially in the form presently on file with the Clerk of Council.

**Fiscal Impact:** No funding is required for this legislation.

## Title

To authorize the Director of the Department of Development to enter into an agreement with Mount Carmel Health Systems providing for the development, redevelopment, neighborhood revitalization and infrastructure improvement needs of the Franklinton area.

## Body

**WHEREAS**, this Council, by its Ordinance 1778-2003 passed on July 21, 2003, adopted The Franklinton Plan as the official policy document for the Franklinton Planning Area (the area generally bounded by the Scioto River on the North, the first set of railroad tracks west of Starling Street on the east, Greenlawn Avenue/City corporate limits/Mound Street on the south, and Central Avenue/I-70 on the west), which plan addresses the development, redevelopment, neighborhood revitalization and infrastructure improvement needs of for that area;

**WHEREAS**, in an effort to meet these development, redevelopment, neighborhood revitalization and infrastructure improvement needs of the Franklinton Planning Area, Mount Carmel Health System (the "*Developer*") and this City intend to partner to make or cause to be made certain improvements (the "*Projects*") to a portion of the Franklinton Planning Area (the "*Area*"); and

**WHEREAS**, in furtherance of these Projects, it will be necessary to construct or cause to be constructed certain public infrastructure improvements that will directly benefit the Projects and the Area (the "*Public Infrastructure Improvements*"); and

**WHEREAS**, this Council has determined that it is necessary and appropriate and in the best interests of this City to preserve the option of establishing one or more tax increment financing incentive districts in the Area for the purpose of funding the Public Infrastructure Improvements; and

**WHEREAS**, this City does not expect to pass an ordinance implementing any tax increment financing incentive districts until after January 1, 2006; and

**WHEREAS**, in order to preserve this City's ability to create tax increment financing districts under existing TIF law after January 1, 2006, it is necessary for this City and the Developer to enter into a "project agreement" as defined in Section 557.17 of Amended Substitute House Bill Number 66 of the 126th General Assembly and a "contract or agreement with a developer" for purposes of Ohio Revised Code Section 3317.021(6)(a) as the same may amended from time to time; **NOW, THEREFORE,**

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

**Section 1.** The form of Project and Development Agreement (the "*Agreement*") presently on file with the Clerk of this Council is hereby approved and authorized with changes therein and amendments thereto not inconsistent with this Ordinance and not substantially adverse to this City and which shall be approved by the Director of the Department of Development (the "*Director*"). The Director, for and in the name of this City, is hereby authorized to execute the Agreement with the Developer in substantially that form along with any amendments thereto, provided that the approval of such changes and amendments thereto by the Director, and the character of those changes and amendments as not being substantially adverse to this City, shall be evidenced conclusively by the Director's execution thereof.

**Section 2.** This Council hereby authorizes and directs the Director of Development, the Clerk of Council, the City Attorney, the City Auditor, or other appropriate officers of this City to prepare and sign all agreements and instruments and to take any other actions as may be appropriate to implement this Ordinance.

**Section 3.** This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or its committees, and that all deliberations of this Council and any of its committees that resulted in

those formal actions were in meetings open to the public, all in compliance with the law including Ohio Revised Code Section 121.22.

**Section 4.** This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

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**Legislation Number:** 2037-2005

**Drafting Date:** 11/16/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

This ordinance constitutes a part of the one year Action Plan budget implementing the five year Consolidated Submission for Community Planning and Development Programs or "Consolidated Plan". The purpose of this ordinance is to approve the attached budget as part of the 2006 Action Plan budget.

Ordinance 1649-2005, passed Nov. 14, 2005, adopted the central budgetary components of the Consolidated Plan's 2006 Action Plan and authorized the filing of the plan with the U.S Department of Housing and Urban Development.

This ordinance is submitted as an emergency to ensure the timely submission of the application to HUD.

**FISCAL IMPACT:** Total revenues for the 2006 Action Plan budget are estimated to be \$18,545,447. This ordinance approves \$213,750 for the Columbus Urban Growth Corporation, as described in attachment ORD2037-2005BUDGET, and is an integral component of the 2006 Action Plan budget approved via Ordinance 1649-2005.

### **Title**

To adopt the budget item presented in the attachment as part of the consolidated submission of Community Planning and Development Programs for the 2005-2009 Consolidated Plan and 2006 Action Plan; and to declare an emergency.

### **Body**

**WHEREAS**, under the provisions as set forth in the various federal statutes authorizing the above programs, the City of Columbus has filed a five year Consolidated Plan application with the Department of Housing and Urban Development, to be used for community development activities; and

**WHEREAS**, in conjunction with the Consolidated Plan, the City is required to submit a one year "Action Plan " including a detailed "Use of Funds" for the various programs covered under the plan; and

**WHEREAS**, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize the filing of the aforesaid plan application, thereby preserving the public health, peace, property, safety and welfare; **Now, Therefore**

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

**SECTION 1.** That the City of Columbus hereby adopts the 2006 Action Plan budget item as set forth in the attachment ORD2037-2005budget.

**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.

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**Legislation Number:** 2039-2005

**Drafting Date:** 11/17/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**BACKGROUND: As part of the 2005 third quarter financial review, the Departments of Public Safety and Finance and Management identified surpluses and deficits in various objects in the Division of Support Services Cable Fund. It is now necessary to authorize a transfer of \$96,000 within the Cable Fund, Division of Support Services to properly align object appropriations with the projected expenditures, allowing the division to operate without interruption through the end of 2005.

FISCAL IMPACT: The total to be transferred is \$96,000. Transfer amounts were projected as part of the third quarter financial review. These amounts do not mirror the third quarter review exactly, due to transfers that have occurred in the interim, as well as adjustments made in projections since the release of the Third quarter financial report.

**Title**To authorize and direct the City Auditor to provide for the transfer of \$96,000 between various objects within the Cable Fund, to allow the Support Services Division to continue to operate through the end of 2005 without interruption; and to declare an emergency. (\$96,000)

**Body**WHEREAS, the third quarter financial review conducted by the Department of Finance identified surpluses and deficits in the various objects in the Cable Funds of the Support Services Division; and

WHEREAS, it is necessary to transfer \$96,000 between objects to allow the Division of Support Services to continue to operate through the end of 2005, and

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

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

**SECTION 1.** That the City Auditor is hereby authorized and directed to transfer \$96,000 between various objects and divisions within the Cable Fund, Fund 203, as follows:

**FROM:** Division 30-02, Fund 203, OCA Code 322032, Object Level One 01, Object Level Three 1000, Amount \$96,000.

**TO:** Division 30-02, Fund 203, OCA Code 322032, Object Level One 03, Object Level Three 3000, Amount \$96,000.

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

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**Legislation Number:** 2046-2005

**Drafting Date:** 11/17/2005

**Version:** 1

**Current Status:** Passed

**Matter Type:** Ordinance

### **Explanation**

**Background:** The City, ("Lessee"), desires to enter into a lease agreement with Ralston Industries, Inc., an Ohio corporation, ("Lessor"), for the rental of certain real property which includes, approximately 9,000 square feet of office/warehouse storage space, located at 2771-2773 East Fourth Avenue, Columbus, Ohio, known as building #10 of the Ralston Industries Warehouse Facility. The warehouse is to be the new location of the Department of Development's "Mobile Tool Library Program", which has out grown its present space. The following legislation authorizes the Director of the Department of Finance and Management to execute those documents necessary to enter into a one (1) year lease agreement between the aforementioned parties, with the City having the option to renew the lease for (4) consecutive one (1) year terms.

**Fiscal Impact:** Funding for this matter will come from the Department of Development, Community Development Block Grant Fund.

**Emergency Justification:** Emergency action is requested to allow for the immediate execution of the subject lease agreement by the City as to allow the lease's December 1, 2005 commencement date to proceed without delay.

### **Title**

To authorize the Director of the Department of Finance and Management to execute those documents necessary to enter into a one (1) year lease agreement by and between the City of Columbus and Ralston Industries, Inc., an Ohio corporation, for approximately 9,000 square feet of office/warehouse space at 2771-2773 E. Fourth Avenue, as the new location of the City's "Mobile Tool Library Program", to expend \$32,040.00 from the Community Development Black Grant Fund, and to declare an emergency.

### **Body**

WHEREAS, the City, ("Lessee"), desires to enter into a lease agreement with Ralston Industries, Inc., an Ohio corporation, ("Lessor"), for the rental of certain real property which includes, approximately 9,000 square feet of office/warehouse storage space, located at 2771-2773 East Fourth Avenue, Columbus, Ohio, known as building #10 of the Ralston Industries Warehouse Facility; and

WHEREAS, the warehouse is to be the new location of the Department of Development's "Mobile Tool Library Program", which has out grown its present space; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to authorize the Director of the Department of Finance and Management to execute those documents necessary to enter into a one (1) year lease agreement, with certain options to renew the lease if so desired, for certain real property located at 2771-2773 East Fourth Avenue, Columbus, Ohio, known as building #10 of the Ralston Industries Warehouse Facility for the immediate preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the Director of the Department of Finance and Management be, and hereby is, authorized to execute those documents approved by the Department of Law, Division of Real Estate necessary to enter into a one (1) year lease agreement by and between the City of Columbus, ("Lessee"), and Ralston Industries, Inc., an Ohio corporation, ("Lessor"), for the rental of certain real property which includes, approximately 9,000 square feet of office/warehouse storage space, located at 2771-2773 East Fourth Avenue, Columbus, Ohio 43219, known as building #10 of the Ralston Industries Warehouse Facility.

Section 2. That the terms and conditions of the lease shall be in form approved by the City Attorneys Office and shall include the following:

The lease shall be effective for a period of one (1) year term commencing on December 1, 2005 and terminating on November 30, 2006, unless otherwise renewed as provided within the lease agreement.

All rents are subject to the yearly appropriation of the rental funds by the Columbus City Council. The rent for the first year is \$32,040.00.

Subject to Columbus City Council appropriation of additional funding necessary for rent payments, this lease agreement, at the option of Lessee, may be renewed, under the same terms and conditions, for four (4) consecutive one (1) year terms. Each such one (1) year term being subject to said appropriation of the rental funds by Columbus City Council.

Such other terms and conditions as agreed to and approved by the City Attorney.

e)

Section 3. That the expenditure of \$32,040.00, or so much thereof as may be necessary be and hereby is authorized to be expended from Fund 0248, the Community Development Block Grant Fund, Department/Division. 44-10, Object Level One 03, Object Level Three Code 3301, OCA Code 445010, for costs related to the aforesaid purpose is hereby authorized.

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

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**Legislation Number:** 2056-2005

**Drafting Date:** 11/17/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

### **Explanation**

Article 32.3 of the Collective Bargaining Contract with the American Federation of State, County, and Municipal Employees (AFSCME), Ohio Council 8, Local 1632, requires that any modifications to the contract be agreed between the parties. Memorandum of Understanding #2005-05 has been executed by the parties to amend Appendix A (classification listing) to add the classifications of 311 Service Representative I and 311 Service Representative II and assign pay ranges to the classifications.

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 preserve the City's Classification Plan.

### **Title**

To accept Memorandum of Understanding #2005-05 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 #2005-05, 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 #2005-05, 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 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 #2005-05, 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.

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**Legislation Number:** 2057-2005

**Drafting Date:** 11/17/2005

**Current Status:** Passed

**Version:** 1

**Matter Type:** Ordinance

**Explanation**

Memorandum of Understanding #2005-06 was executed by representatives of the City and Columbus Municipal Association of Government Employees (CMAGE/CWA) Local 4502. This MOU assigns pay grades to the new classifications of 311 Service Supervisor and 311 Service Manager. The passage of this ordinance indicates Council's acceptance of Memorandum of Understanding #2005-06, a copy of which is attached hereto.

Emergency action is recommended in order to begin the selection process and to acknowledge the Civil Service Commission's action of creating the classifications.

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

**Title**

To accept Memorandum of Understanding #2005-06 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, 2005 through August 23, 2008; 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 #2005-06, a copy of which is attached hereto, to amend the Collective Bargaining Contract between the City and CMAGE/CWA, August 24, 2005 through August 23, 2008, by adding the classifications of 311 Service Supervisor and 311 Service Manager and assigning pay grades to the classifications; 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 #2005-06 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 #2005-06 amends the Collective Bargaining Contract between the City and CMAGE/CWA, August 24, 2005 through August 23, 2008.

**Section 2.** That City Council, in the best interests of the City, hereby recognizes and accepts Memorandum of Understanding #2005-06, a copy of which is attached hereto, executed between representatives of the City and CMAGE/CWA, to be effective at 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.

# 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 - December 6, 2005 3:00 pm

SA001840 - RECYCLING AND YARD WASTE SERVICE

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Notice of Request for Proposal  
Residential Recycling and Yard Waste Services

In accordance with City Code, Section 329.12, the City of Columbus, Ohio, Department of Public Service, is hereby requesting proposals for residential recycling and yard waste services. 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 contractor. If negotiations fail, the City shall enter into contract negotiations with the next highest-ranking contractor. This process shall continue until a contract is successfully negotiated.

The successful contractor shall work under the direction of the Refuse Collection Division to perform residential recycling and yard waste services. Any services performed will follow current City of Columbus, State of Ohio and Federal laws and standards.

The scope of the service shall be to provide year-around-weekly collection of residential recyclables from approximately 11,000 residences participating in a voluntary subscription service, and to provide weekly curbside collection of yard waste from approximately 220,000 residences. The contractor will be responsible to develop and implement an on-going public information program to maximize customer recycling and yard waste collection participation.

The City desires pricing on eight (8) alternative proposals. Contractors are strongly encouraged to provide pricing on all proposals.

It is a requirement that all above-noted collections be diverted from traditional landfills. All materials collected must be disposed in approved alternative sites.

**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 may request a copy of the RFP via e-mail from [tjblack@columbus.gov](mailto:tjblack@columbus.gov), or pick-up a copy of the RFP at the address noted below during normal business hours, Monday - Friday. A pre-proposal meeting will be conducted at the address noted below on Tuesday, November 22, at 10:00 A.M. Firms wishing to submit a proposal must meet the mandatory requirements stated in the RFP. In order to be

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considered, proposals must be received at the address noted below by 3:00 P.M. local time on December 6, 2005. All questions concerning this advertisement or the RFP must be directed to the aforementioned e-mail address.

Proposals are to be submitted to the following address:

City of Columbus  
Refuse Collection Division  
2100 Alum Creek Drive  
Columbus, Ohio 43207  
Attn: Mr. T.J. Black, Contact Person  
614-645-0525  
tjblack@columbus.gov

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

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: November 11, 2005

BID OPENING DATE - December 7, 2005 3:00 pm

SA001830 - Various Sewer Capital Projects

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ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4190, until 3:00 p.m. Local Time on December 7, 2005 and publicly opened and read at that hour and place for the following projects:

ATWOOD TERRACE/LENORE AVENUE SANITARY RELIEF SEWER  
CAPITAL IMPROVEMENT PROJECT 650650

ATWOOD TERRACE/NORTHRIDGE ROAD SANITARY RELIEF SEWER  
CAPITAL IMPROVEMENT PROJECT 650651

WELDON AVENUE SANITARY RELIEF SEWER  
CAPITAL IMPROVEMENT PROJECT 650656

LENORE AVENUE/HUY ROAD SANITARY RELIEF SEWER  
CAPITAL IMPROVEMENT PROJECT 650657

(THESE PROJECTS WILL BE BID AS A GROUP)

The City of Columbus's contact person for these projects is Richard D. Morris, P.E. of the Sewerage and Drainage's Sewer System Engineering Section, (614) 645-6529.

The work for which proposals are invited consists of the following:

Atwood Terrace/Lenore Avenue Sanitary Relief Sewer Project (CIP 650):

Open cut installation of approximately 1,240 feet of 21" sanitary sewer in Atwood Terrace from the alley north of Oakland Park Avenue to Lenore Avenue. This sewer will tie-in to a future 24" sanitary sewer (CIP 649) at the intersection of Atwood Terrace and the alley north of Oakland Park Avenue. This project includes any work necessary to complete the contract in accordance with the plans (CC-13995) and specifications.

Atwood Terrace/Northridge Road Sanitary Relief Sewer Project (CIP 651):

Open cut installation of approximately 550 feet of 18", 795 feet of 15", 455 feet of 12", and 570 feet of 10" sanitary sewer in Atwood Terrace from Lenore Avenue to Elmore Avenue. This sewer will tie-in to the terminus of the future 21" sanitary sewer (CIP 650) at the intersection of Atwood Terrace and Lenore Avenue. This project includes any work necessary to complete the contract in accordance with the plans (CC-13996) and specifications.

Weldon Avenue Sanitary Relief Sewer (CIP 656):

Open cut installation of approximately 1,165' of 12" sanitary sewer in Weldon Avenue from Atwood Terrace to Melva Avenue. The proposed 12" sanitary sewer will intercept flows from existing 8" sanitary sewers. The proposed relief sewer will discharge into a 30" sanitary relief sewer (CIP 648) in Atwood

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Terrace. This project includes any work necessary to complete the contract in accordance with the plans (CC-13997) and specifications.

Lenore Avenue/Huy Road Sanitary Relief Sewer (CIP 657):

Open cut installation of approximately 1,162' of 12" and 1,629' of 15" sanitary relief sewer to be placed in Lenore Avenue, Karl Road, Huy Road, Gerbert Road, and Carolyn Avenue. The proposed sanitary sewers will intercept flows from existing sanitary sewers. The proposed relief sewer will discharge into a 21" sanitary relief sewer (CIP 650) in Atwood Terrace. This project includes any work necessary to complete the contract in accordance with the plans (CC-13998) and specifications.

Individual bid sheets shall be completed for each individual project, however, the City will award contract based upon the total of all four bids. Copies of the Contract Documents and the plans 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. Bid packets will be available beginning Monday, October 31, 2005. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

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

ATWOOD TERRACE RELIEF SEWER PROJECTS  
CAPITAL IMPROVEMENT PROJECT NOS. 650650, 650651, 650656 AND 650657

**PROPOSAL GUARANTY**

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

**CONTRACT PREVAILING WAGE DETERMINATION**

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

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the prevailing wage rates. Payment of any partial or final payment estimate otherwise due to the Contractor will be withheld when the Prevailing Wage Coordinator finds the Contractor to be delinquent in the furnishing of payment information or to be out of compliance with the requirements for payment of prevailing wages

**CONTRACT PERFORMANCE AND PAYMENT BOND**

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

**CONSTRUCTION AND MATERIAL SPECIFICATIONS**

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; at the offices of the Transportation Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

**CONTRACT COMPLIANCE REQUIREMENTS**

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

**BID CANCELLATION AND REJECTIONS**

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

**SUBSURFACE DATA**

Subsurface data was obtained for project design purposes. Copies of the report are available upon execution of the subsurface information release form.

**CONTRACT COMPLETION**

The work under this contract shall be completed in a manner acceptable to the City within 425 calendar days after the effective date of the Notice to Proceed.

**SPECIAL REQUIREMENTS**

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

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

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

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

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

NOTICE OF EQUAL BUSINESS OPPORTUNITY REQUIREMENTS

A. Minority and Female Business Enterprise (MBE and FBE) Participation: Title 39 of the Columbus City Code (C.C.C.) provides for certification of minority business enterprises and female business enterprises. Under the current legislation, a minority business enterprise is defined as a for-profit business performing a commercially useful function which is owned and controlled by a person or persons having an African American ancestry. C.C.C. ?3901.01(G). A female business enterprise is defined as a for-profit business performing a commercially useful function which is owned and controlled by one or more females of non-African American descent. C.C.C. ?3901.01(F).

B. Specific Contract M/FBE goals: Specific Contract M/FBE goals shall not apply to this selection.

C. In collaboration with the Equal Business Opportunity Commission Office, the Department of Public Utilities encourages the utilization of city-certified minority, female and small business enterprises and minority business registrants.

D. In addition to the current requirements of Title 39, Columbus City Codes, 1959, it is expected that all or part of this contract may be undertaken with State and/or Federal funding assistance. The City may, therefore, be required to conform to certain utilization goals in order to conform fully to those programs.

Documentation suggested: Include the name, description of the work, and the dollar value of all certified M/FBE's and MBR's included in the proposal.

For information related to minority, female and small business enterprises, please contact the Equal Business Opportunity Commission Office at (614) 645-4764

SMALL BUSINESS IN RURAL AREA PROVISION (SBRA)

This procurement is subject to the EPA Policy of encouraging the participation of small businesses in rural areas (SBRAs) It is EPA Policy that recipients of EPA financial assistance awards utilize the services of small businesses in rural areas (SBRAs), to the maximum extent practicable. The objective is to assure that such small business entities are afforded the maximum practicable opportunity to participate as

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subcontractors, suppliers and otherwise in EPA-awarded financial assistance programs. This policy applies to all contracts and subcontracts for supplies, construction, and services under EPA grants or cooperative agreements. Small purchases are also subject to this policy.

VIOLATING FACILITIES

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

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Cheryl Roberto

Director of Public Utilities

ORIGINAL PUBLISHING DATE: October 29, 2005

SA001839 - PINE HILLS STREET LIGHTING IMPROVEMENTS

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215, until 3:00 p.m. local time, on December 7, 2005 and publicly opened and read at the hour and place for Street Lighting Improvements for Pine Hills CIP. The work for which proposals are invited consists of furnishing all labor, material and equipment for Street Lighting Improvements for Pine Hills CIP. 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 and are available to prospective bidders through the office of the Division of Electricity, 3500 Indianola Ave., Columbus, Ohio 43214, upon payment of \$25.00 per set (non-refundable). Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for Street Lighting Improvements for Pine Hills CIP.

**PROPOSAL GUARANTY**

No Proposal will be considered unless accompanied by a bond or certified check drawn on a solvent bank made payable to the City of Columbus, Ohio in an amount not less than ten percent of the Bidder's Proposal, conditioned upon execution of the Contract and furnishing of a performance and payment bond in the event the Contract is awarded to the Bidder. The amount indicated in the Proposal Bond shall be expressed as dollars and cents and not as a percent of the bid or alternate bids and shall equal or exceed ten (10) percent of the bid or highest bid submitted.

**PREVAILING WAGE RATE**

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

**CONTRACT PERFORMANCE AND PAYMENT BOND**

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

**CONSTRUCTION AND MATERIAL SPECIFICATIONS**

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad St., 3rd Floor, Columbus, Ohio 43215 (614) 645-8290 or at the offices of The Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182.

**CONTRACT COMPLIANCE REQUIREMENTS**

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

**BID CANCELLATION AND REJECTIONS**

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 120

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

**SPECIAL REQUIREMENTS**

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

**CITY BULLETIN DATES**

- 1) November 19, 2005
- 2) November 26, 2005

BID PACKAGES WILL BE AVAILABLE FOR PURCHASING, MONDAY, NOVEMBER 21, 2005. IF YOU HAVE QUESTIONS IN REFERENCE TO THE BID DOCUMENT PLEASE CONTACT DUFFY D. McSWEENEY AT 645-2191 OR EMAIL HIM AT THE FOLLOWING ADDRESS;  
dmsweeney2@columbus.gov  
ORIGINAL PUBLISHING DATE: November 11, 2005

BID OPENING DATE - December 8, 2005 3:00 pm

SA001843 - RAISED PAVEMENT MARKERS 2005

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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 December 8, 2005, for RAISED PAVEMENT MARKERS - 2005, 2303 DR. E. The work for which proposals are invited consists of the annual program to install pavement markers on streets within the City of Columbus, 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 \$15.00 for plans. A prospective bidder must verify that their name is added to an electronic log sheet upon receiving a copy of contract documents and plans. Your addition to the log is verified when you receive a computer generated receipt. The City of Columbus will use this log sheet in order to advise prospective bidders of any addendums to the contract and/or plans. Failure to be entered onto the electronic log sheet will result in rejection of any proposal and failure to refer to any addendum in a proposal will be considered non-responsive.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents and the Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked Bid for RAISED PAVEMENT MARKERS - 2005.

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**

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.

**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.

**PRE-BID CONFERENCE**

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

There will not be a pre-bid conference for this project.

**CONTRACT COMPLETION**

The contract completion time is 60 calendar days from Notice to Proceed.

**CONSTRUCTION AND MATERIAL SPECIFICATIONS**

Numbered paragraphs to which reference is made in the 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 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.

**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.

**PLANS ARE AVAILABLE ON:**

November 14, 2005

ORIGINAL PUBLISHING DATE: November 15, 2005

**BID OPENING DATE - December 12, 2005 9:00 am**

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA001844 - POLICE/HELICOPTER INSURANCE

1.1 Scope: It is the intent of the City of Columbus, Department of Public Safety, Division of Police to obtain formal bids to establish a contract for helicopter insurance for six M/D 500 E helicopters. The proposed contract shall be in effect beginning February 9, 2006 through February 8, 2007. Subject to mutual agreement, the period covered by the ensuing contract, under the same terms and conditions stated therein can be extended for two additional years, or portion thereof, at the same pricing and the same escalator clause.

1.2 Classification: The helicopter unit flies approximately six thousand hours per year. Helicopter units patrol the City of Columbus sixteen hours per day 365 days per year. The unit consists of twenty pilots who surpassed industry standards and F.A.A. standards for pilot training.

If you have an interest in receiving this proposal, please FAX this form in its entirety to: Police Business Office, Attn: Cindy White, (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 Columbus Police Headquarters, 120 Marconi Blvd, 7th Floor, Columbus, Ohio between the hours of 8:00 am - 4:00 pm.  
ORIGINAL PUBLISHING DATE: November 17, 2005

BID OPENING DATE - December 14, 2005 3:00 pm

SA001847 - Water-S.R. 317 24" Water Main Part 2

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio, at the office of the Director of Public Utilities of the City of Columbus, Ohio, at her office located at 910 Dublin Road, 4th Floor, Columbus, Ohio, until 3:00 pm local time, on December 14, 2005, and publicly opened and read at the hour and place for S.R. 317-London Groveport 24" Water Main-Part 2. The work for which proposals are invited consists of the installation of water lines and appurtenances and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents and the plans are on file in the office of the Distribution Design Engineer, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio, 43215, and are available to prospective bidders through the office of EMH&T, 5500 New Albany Road, Columbus, Ohio 43054 after November 28, 2005. The cost of each set of Contract Documents is \$100.00 (One Hundred Dollars), for which said amount will be refunded for one (1) complete set returned in good and unmarked condition.

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

S.R. 317-LONDON GROVEPORT 24" WATER MAIN-PART 2, DIVISION OF WATER, CONTRACT NO. 913, CIP NO. 690383

PROPOSAL GUARANTY

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

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

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

CONSTRUCTION AND MATERIAL SPECIFICATIONS

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

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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

**CONTRACT COMPLIANCE REQUIREMENTS**

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

**BID CANCELLATION AND REJECTIONS**

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio, to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 60 days after the bid opening, and/or to advertise for new proposals, when it is in the best interests of the City.

**SPECIAL REQUIREMENTS**

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

**CITY BULLETIN DATES**

- 1). November 26, 2005
- 2). December 3, 2005

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

**EQUAL OPPORTUNITY CLAUSE:**

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

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

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

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

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

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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

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

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

**WITHHOLDING OF INCOME TAX:** All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractors' employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

**DELINQUENT PERSONAL PROPERTY TAX:** All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor, a statement of Delinquent Personal Property Tax. Such statement is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

**CONTACT PERSON:** Charles M. Turner, P.E., Division of Water, Engineer's Office, 910 Dublin Road, 2nd Floor, Columbus, Ohio, 43215, (614) 645-7677.

**ORIGINAL PUBLISHING DATE:** November 22, 2005

SA001848 - Water-S.R. 317 24" Water Main Part 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 of the City of Columbus, Ohio, at her office located at 910 Dublin Road, 4th Floor, Columbus, Ohio, until 3:00 pm local time, on December 14, 2005, and publicly opened and read at the hour and place for S.R. 317-London Groveport 24" Water Main-Part 3. The work for which proposals are invited consists of the installation of water lines and appurtenances and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents and the plans are on file in the office of the Distribution Design Engineer, Utilities Complex, 2nd Floor, 910 Dublin Road, Columbus, Ohio, 43215, and are available to prospective bidders through the office of EMH&T, 5500 New Albany Road, Columbus, Ohio 43054 after November 28, 2005. The cost of each set of Contract Documents is \$100.00 (One Hundred Dollars), for which said amount will be refunded for one (1) complete set returned in good and unmarked condition.

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

S.R. 317-LONDON GROVEPORT 24" WATER MAIN-PART 3, DIVISION OF WATER, CONTRACT NO. 913, CIP NO. 690383

PROPOSAL GUARANTY

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

PREVAILING WAGE RATE

Attention of the bidder is called to the special requirements which are included in the Bid Submittal Documents regarding prevailing rates of wages to be paid.

CONTRACT PERFORMANCE AND PAYMENT BOND

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

CONSTRUCTION AND MATERIAL SPECIFICATIONS

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

**THE CITY BULLETIN**  
**BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS**

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

**CONTRACT COMPLIANCE REQUIREMENTS**

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

**BID CANCELLATION AND REJECTIONS**

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio, to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 60 days after the bid opening, and/or to advertise for new proposals, when it is in the best interests of the City.

**SPECIAL REQUIREMENTS**

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

**CITY BULLETIN DATES**

- 1). November 26, 2005
- 2). December 3, 2005

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

**EQUAL OPPORTUNITY CLAUSE:**

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

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

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

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

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

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

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

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

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

**WITHHOLDING OF INCOME TAX:** All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractors' employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

**DELINQUENT PERSONAL PROPERTY TAX:** All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor, a statement of Delinquent Personal Property Tax. Such statement is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

**CONTACT PERSON:** Charles M. Turner, P.E., Division of Water, Engineer's Office, 910 Dublin Road, 2nd Floor, Columbus, Ohio, 43215, (614) 645-7677.

**ORIGINAL PUBLISHING DATE:** November 22, 2005

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

SA001849 - CRACK SEAL - 2006

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 December 15, 2005, for CRACK SEAL - 2006, 1568 DR. A. The work for which proposals are invited consists of applying crack seal material on street within the City of Columbus, 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 \$20.00. 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 CRACK SEAL - 2006.

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**

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.

**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 not obtained for project design purposes.

**PRE-BID CONFERENCE**

There will not be a pre-bid conference for this project.

**CONTRACT COMPLETION**

The contract completion time is 90 calendar days from Notice to Proceed (the notice to proceed for this project will not be given until Spring 2006).

**CONSTRUCTION AND MATERIAL SPECIFICATIONS**

Numbered paragraphs to which reference is made in the 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.

**PLANS ARE AVAILABLE ON:**

November 22, 2005

ORIGINAL PUBLISHING DATE: November 23, 2005

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - December 19, 2005 3:00 pm

SA001846 - FMD-PROF SVS FOR EMERG GENERATORS-FIRE

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Request for Proposals

For

City of Columbus

Project:           PROFESSIONAL SERVICES FOR EMERGENCY GENERATORS  
                      FOR THE DIVISION OF FIRE

Requested By:    City of Columbus  
                      Department of Finance and Management  
                      Facilities Management Division  
                      90 West Broad Street, Room B-15  
                      Columbus, Ohio 43215  
                      Attn: Brian "Steve" Lewie, Bldg. Maint. Mgr.

Pre-Proposal Meeting:

Monday, November 28, 2005, at 9:00 a.m. local time. The meeting will be held at Fire Station #6 @ 5750 Maple Canyon Drive, Columbus, Ohio. Walk thru at the site to immediately follow. To schedule an additional building walk-thru, contact Pete Knudsen with the Division of Fire @ (614) 645-4288.

Proposal Package:           One cover letter of transmittal  
                                  Three (3) original copies of the Proposal  
                                  Fee Proposal to be included in a separate envelope.

Deadline:                 December 19, 2005, by 3:00 p.m. local time.

Submit Proposal to:         City of Columbus  
                                  Department of Finance and Management  
                                  Facilities Management Division  
                                  90 West Broad Street, Room B-15  
                                  Columbus, Ohio 43215  
                                  Attn: Brian "Steve" Lewie, Bldg. Maint. Mgr.

Project Overview

Project Name:               PROFESSIONAL SERVICES FOR EMERGENCY  
GENERATORS FOR THE DIVISION OF FIRE

History:

The Division of Fire is in need of emergency generators at 5 (five) existing Fire Stations that currently do not have an auxiliary electrical power source and the reengineering/replacement of an existing system for a total of 6 (six) Fire Stations.

Total budget of \$380,000.00 for design and construction.

Description of Work:

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Complete design of emergency generator systems at six locations to be fueled by natural gas. Systems to include automatic transfer switching, any/all panels, sub panels, identification, routing or rerouting of existing or needed circuitries. Services include, but are not limited to: the assessment/investigation of each individual Fire Station, design of the required (sized) emergency generator system, and life safety tie in requirements. The Division of Fire will regularly meet at each individual site with the A/E to customize its auxiliary power needs. Auxiliary power needs typically include: life safety systems, apparatus bay overhead doors and lighting, HVAC, selected emergency operation building circuitry (communication systems, computers, etc.). The Facilities Management Division shall provide all known building drawings at time of design.

The six locations are prioritized as follows:

FS # 13 @ 309 East Arcadia Avenue  
FS # 6 @ Maple Canyon Drive  
FS # 12 @ 3200 Sullivant Avenue  
FS # 15 @ 1800 Livingston Avenue  
FS # 16 @ 1130 East Weber Road  
FS # 21 @ 3944 East Main Street

Project Deliverables:

Design Phase - Upon completion of the assessment/ investigation of each proposed structure conditions and the Division of Fire's auxiliary electrical power needs, the Architect/Engineer shall provide to the Designee options for design. Upon Designee's approval design shall include: progressive meetings as needed, complete architectural and engineering design, submission of any/all needed drawings and specifications for review/approval to any/all City of Columbus entities and the Columbia Gas Company required for this project, provide hard copies and CAD files (AutoCAD 2006) to the Designee, and provide construction cost estimate. The Architect/Engineer as part of this contract will pay any/all review associated fees.

Bid Process- Includes: shall be responsible for the writing of bid specifications and drawings for bid purposes (City will negotiate terms of responsibility for disbursement). Written answers to addendum questions, and the review and recommendation of potential low bidders.

Construction Administration- Includes: Contractor shop drawings and submittal reviews, RFI and change order process, pay request review/approval, progress meetings with meeting minutes as required by Designee, punch list approval, as built drawings, and close out documentation.

Desirable Characteristics/Qualifications:

Expertise in local codes and regulations, and permit requirements.

Expertise in designing: emergency generator systems in an existing environment, electrical engineering, fire alarm systems, plumbing engineering, mechanical engineering, and structural engineering.

Past experience in the renovation of a facility for auxiliary power for emergency operational needs.

Budget: \$40,000 for Professional Services (Design Phase, Bid Process, and Construction Administration).

Minimal Information Required in Proposal:

- 1) Name of firm, address and telephone.
- 2) Date of establishment and former names, if any.
- 3) Organizational structure.

THE CITY BULLETIN  
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

- 4) Resume of key personnel who will be assigned to this project.
  - 5) Examples of comparable type use and size of projects completed within the last five (5) years where the budget was similar.
  - 6) Project statement, concerns, design process, etc. as seen by the consultant.
  - 7) List of sub-consultants to be used and their qualifications.
  - 8) Anticipated workload during the life of this project.
  - 9) At least five (5) client references, giving the name of the firm, contact person and telephone number.
  - 10) The firm's City of Columbus Contract Compliance Number.
- ORIGINAL PUBLISHING DATE: November 19, 2005

# Public Notices

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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

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**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](mailto:lkyoung@columbus.gov)

**Or**

**LICENSE OFFICER CRAIG S. COLOPY**  
TELEPHONE (614) 645-7971  
E-MAIL: [CSCOLOPY@COLUMBUS.GOV](mailto: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](http://www.publicsafety.ci.columbus.oh.us/license.htm)

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**Legislation Number:** PN0012-2005

**Drafting Date:** 12/29/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

Title

**VEHICLE FOR HIRE BOARD  
2005 MEETING SCHEDULE**

Body

**January 27, 2005**

**February 24, 2005**

**March 31, 2005**

**April 28, 2005**

**May 26, 2005**

**June 30, 2005 (TENTATIVE)**

**July 28, 2005**

**August 25, 2005**

**September 29, 2005**

**October 27, 2005**

**November 17, 2005 (TENTATIVE)**

**December 29, 2005 (TENTATIVE)**

**January 26, 2006**

**February 23, 2006**

**SHOULD YOU HAVE ANY QUESTIONS, PLEASE CONTACT:**

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

**Or**

**LICENSE OFFICER TONI HOLDEN**  
**TELEPHONE (614) 645-3820**  
**E-MAIL [TAHOLDEN@COLUMBUS.GOV](mailto:TAHOLDEN@COLUMBUS.GOV)**

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

**For copies of Meeting Minutes, please feel free to visit our website at:**

[www.publicsafety.ci.columbus.oh.us/license.htm](http://www.publicsafety.ci.columbus.oh.us/license.htm)

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**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).

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Wayne A. Roberts, Executive Director

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**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**Current Status:** Clerk's Office for Bulletin**Version:** 1**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

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**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   |

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**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](mailto:bgmoore@columbus.gov). A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

| Application Deadlines | 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  |

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**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](mailto: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) <<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

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**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

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**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

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**Legislation Number:** PN0049-2005

**Drafting Date:** 02/02/2005

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**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](mailto:bgmoore@columbus.gov). A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-8620 or TDD 645-6802.

**Application Deadlines**

**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   |

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**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](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.

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

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**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/>

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**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.

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**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.

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**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

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**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

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**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](#)

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**Legislation Number:** PN0214-2004

**Drafting Date:** 12/08/2004

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** OFFICIAL NOTICE - CIVIL SERVICE COMMISSION

**Contact Name:** Lois Washnock

**Contact Telephone Number:** 614.645.7531

**Contact Email Address:** [civil.service@columbus.gov](mailto: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) <<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.

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**Legislation Number:** PN0216-2005

**Drafting Date:** 10/19/2005

**Current Status:** Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

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Legislation Number: PN0217-2005

Drafting Date: 10/25/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

**Title**

**Notice/Advertisement Title:** Additional Records Commission Meeting - 2005

**Contact Name:** Thamie Freeze

**Contact Telephone Number:** 614-645-7293

**Contact Email Address:** tjfreeze@columbus.gov

**Body**

**CITY BULLETIN NOTICE  
ADDITIONAL MEETING SCHEDULE  
CITY OF COLUMBUS RECORDS COMMISSION**

An additional meeting of the City of Columbus Records Commission has been scheduled for the following date:

**Monday, December 5, 2005**

**This specially-called meeting will only address Department of Technology issues tabled at the September 26, 2005 meeting.**

**Please Note:** All Records Commission Meetings are held in the City Council Conference Room 226 (directly across from the Mayor's Office) on the 2nd Floor in City Hall. These meetings begin promptly at 10:00 a.m.

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

Advertise: 10/29/05 to 12/3/05

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Legislation Number: PN0228-2005

Drafting Date: 11/16/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

**Title**

**Notice/Advertisement Title:** Driving Park Area Commission By-Laws

**Contact Name:** Michelle Williams

**Contact Telephone Number:** 614-645-0155

**Contact Email Address:** mawilliams@columbus.gov

**Body**

DRIVING PARK AREA COMMISSION BYLAWS  
REVISED AS OF 10/24/05 MEETING

PREAMBLE

These Bylaws shall establish the order of procedures under which the DRIVING PARK AREA COMMISSION (DPAC) shall execute those duties and functions set forth in and with the authority granted under Chapter 3109 of Columbus City Code. The commission shall not endorse any candidate for public office.

#### Article I. GENERAL PROVISIONS

Section 1. The name of this organization shall be the Driving Park Area Commission, herein referred to as "Commission."

Section 2. The boundaries of the Driving Park Area Commission shall incorporate our 3111.03 boundaries:

West: Studer Avenue and Kimball Avenue

North: I-70

South: Whittier Avenue

East: The railroad tracks west of Nelson Road

Section 3. These bylaws establish the procedure under which the Commission shall execute those duties and functions set forth in and with authority granted under chapters 3109 and 3111 of the Columbus City Codes (herein abbreviated as C.C.) and the Columbus City Charter sections 60 and 61.

Section 4. The Commission, and all of its bodies thereof, shall be governed by Robert's Rules of Order Newly Revised, except as inconsistent with these bylaws and except that:

a. A quorum shall be five (5) commissioners

Section 5. No Commission member shall represent the Commission in its official actions before any other public body or official, except as specifically authorized by the Commission. This shall not be construed as a restriction upon the right of the individual members to represent their own views before public or private bodies, whether in agreement or disagreement with the official action of the Commission, provided they do not represent themselves as speaking for the Commission.

Section 6. No monies shall be expended or encumbered save pursuant to the Annual Budget.

a. Within fifteen (15) days of receipt of the draft annual agreement with the City of Columbus, the Treasurer and President shall propose the annual budget to the Commission. At the next regular meeting, the annual budget shall be adopted when approved by a majority of the Commission.

b. Any monies received shall be deposited immediately by the Treasurer.

c. All purchases must follow the guidelines allowed in current Columbus City Code for Commissioners.

d. For purchases for Commission activities that are itemized in the approved annual budget and are fifty dollars (\$50) or less, any Commissioner may request reimbursement by providing the Treasurer with a written, dated request explaining the purchase along with a paper copy of the receipt for the purchase. Permission to grant reimbursement may be given by the Treasurer.

e. Any Commissioner may request a full Commission vote on any expense reimbursement not itemized in the approved annual budget.

Section 7. Elections Committee: See Article VI.

Section 8. The Commission shall also facilitate communication, understanding, and cooperation among

citizens, neighborhood groups, city officials and staff, and other stakeholders by performing those functions and duties set out in C.C. 3109.14.

## Article II. MEMBERS

Section 1. There shall be nine (9) members of the Commission.

- a. Nine members, to be known as "Driving Park Area Commissioners," shall be elected at-large, but be assigned to represent one of the nine districts.
- b. The districts as described in Section 1, letter a, are those which were adopted by the Commission on April 27, 2004, which can be redrawn at anytime by proper motion and by simple majority vote of commissioners.

Section 2. Members shall serve the following terms of office:

- a. A term of office for a Commissioner shall be three (3) years. The Commissioners in each assigned area are reassigned on a yearly basis, as voted on by the Commission.

Section 3. Members shall take office at the beginning of the Annual Meeting following the DPAC Board of Elections official report as set forth in Article IV, Section 2.

- a. The annual meeting will be the second (2nd) Saturday in January.

Section 4. Vacancies shall be filled as follows: a. If a vacancy occurs on the Commission because of resignation, death, disqualification, or other means, the Secretary shall give public notice of the vacancy at least thirty (30) days before the date on which the Commission will vote to recommend a candidate to fill the vacant position.

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**Legislation Number:** PN0234-2005

**Drafting Date:** 11/18/2005

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

### Title

**Notice/Advertisement Title:** Revised Regulations for the Use of Consent Actions On the City Council Agenda

**Contact Name:** Angie Blevins

**Contact Telephone Number:** 645-7431

**Contact Email Address:** anblevins@columbus.gov

### Body

**Revised Regulations for the Use of Consent Actions  
On the City Council Agenda**

In accordance with Ordinance 2301-00, passed November 6, 2000, the following rules and regulations regarding the use of Consent Actions on the Agenda for the regular meetings of Columbus City Council are hereby established:

- 1) The purpose of the City Council agenda is to provide an outline for the orderly and efficient conduct of their weekly business meetings. The agenda sets forth the specific items of business and the order in which Council will consider them. This helps all interested parties monitor and understand the actions City Council takes.
- 2) A consent action is a procedure, which when incorporated as part of the regular City Council agenda, is designed to facilitate operational and non-controversial matters on the agenda swiftly and efficiently. Use of a consent action will let City Council members conduct business more efficiently and help produce Council decisions which are open, responsive and accountable to the people of the City.
- 3) In accordance with Section 111.14 of the Columbus City Codes, and in consultation with the President of Council, ordinances and resolutions to be identified as consent actions will be presented to Council on the Agenda. As the agenda is prepared each week Council and staff will recommend items for consent actions. Not all legislation is a candidate for consent action. **Legislation that will not be considered for a consent action include:**

- a) Budget adoption
  - b) Legislation a Council member requests be excluded
  - c) Legislation which will be amended
  - d) City Code Changes
  - e) Legal Settlements
  - f) Late agenda items
  - g) Legislation which is known to be Controversial
  - h) Labor Agreements and related instruments
  - i) Zoning legislation
  - j) Legislation that is planned as a topic of discussion during the City Council meeting
- 4) Consent action shall be taken only upon emergency legislation or second readings of 30-day legislation. Items identified as consent actions shall be read together as a group and approved with one motion and one roll call vote. A request by a member of council to remove legislation from consent action shall automatically be deemed granted without the need for a motion and vote of the entire Council.
  - 5) The motion to approve or adopt shall be by reference to the assigned number of each ordinance or resolution so designated.
  - 6) Any legislation approved as a consent action will appear in the minutes of Council and it shall be noted that it was approved as a consent action
  - 7) The public's ability to fill out a speaker slip and address Council concerning legislation presented as a consent action is not affected by this procedure.
  - 8) To clearly identify the legislation that is proposed for consent action a header reading "Consent Actions" will appear after First Readings, but before "Second Readings of 30-day, Tabled and Emergency Legislation". The Council President will present items identified as consent actions with the recommendation for approval by a single motion and vote. The balance of the agenda format remains the same.
  - 9) Consent agenda procedures will be evaluated constantly for on-going improvement and changes as both Council and the public become more familiar with this legislative tool. Any changes to the Consent Actions format, use, and purpose will be published in *The City Bulletin* as amendments to these procedures in accordance with Sections 111.15 and 121.05 of the Columbus City Codes, 1959.

Revised November 17, 2005

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**Legislation Number:** PN0235-2005

**Drafting Date:** 11/21/2005

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** A Joint Meeting of the Columbus Depository Commission and the Treasury Investment Board

**Contact Name:** Hugh J. Dorrian, City Auditor

**Contact Telephone Number:** 645-7616

**Contact Email Address:**

**a joint meeting of the columbus**

**depository commission**

**and the**

**treasury investment board**

**will be held**

**Friday, December 2, 2005**

**at 10:00 a.m.**

**in the**

**city auditor's office**

**city hall**

**90 W. Broad Street**

**Columbus, ohio 43215**

**purpose of meeting:**

**awarding of contracts for banking services to the city for period march 1, 2006 through february 28, 2013**

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**Legislation Number:** PN0236-2005

**Drafting Date:** 11/22/2005

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Records Commission Meeting Notice - 120505

**Contact Name:** Thamie Freeze, Records Commission Coordinator

**Contact Telephone Number:** 645-7293

**Contact Email Address:** tjfreeze@columbus.gov

**Body**

# **CITY OF COLUMBUS - RECORDS COMMISSION -**

**TO: APPOINTED RECORDS COMMISSION OFFICERS**  
**Mayor Michael Coleman**, City Records Commission Chief Executive Officer  
**Attorney Richard Pfeiffer**, City Records Commission Chief Legal Officer  
**Hugh Dorrian**, City Records Commission Chief Fiscal Officer  
**Andrea Blevins**, City Records Commission Secretary

**Keith Shumate**, City Records Commission Citizen Representative

**FROM:** **Thamie Freeze**, City Records Commission Coordinator

**DATE:** 11/21/05

**SUBJECT: RECORDS COMMISSION AGENDA FOR 12/05/05 SPECIAL MEETING**

Let this serve as **NOTICE** for the upcoming **SPECIALLY-CALLED RECORDS COMMISSION MEETING** on **Monday, December 5, 2005 at 10:00 a.m. in City Council's Conference Room (226), 2nd floor, City Hall.** The agenda is as noted below:

- **ROLL CALL**

- **OLD BUSINESS**

ITEM #1 - Department of Technology - 1 Request for the amendment of an item on the DOT Records Retention Schedule. **Note:** This item was tabled at the September 26, 2005 Records Commission meeting for reconsideration at the next Records Commission meeting which has been scheduled for December 5, 2005. A revised RC-2 has been submitted for the same item. (Supporting documentation is available upon request from the Records Commission Coordinator - 645-7293).

- **NEW BUSINESS**

No new business will be considered at this specially-called meeting.

- **ADJOURN MEETING**

**If you have an item on the agenda, please have a representative from your office present to answer any questions.** As always, if you have any other records-related questions, please don't hesitate to call 645-7293.

**NOTE: The deadline for submitting Records Commission Agenda items for any meeting is 9:00 a.m. two weeks prior to the actual meeting date. The next regularly scheduled Records Commission Meeting will be held on Monday, February 6, 2006 at 10:00 a.m. in Conference Room 226, 2nd Floor, City Hall.**

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**Legislation Number:** PN0238-2005

**Drafting Date:** 11/23/2005

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** City Council Zoning Agenda for 12/05/2005

**Contact Name:** Adam Knowlden

**Contact Telephone Number:** (614) 645-4605

**Contact Email Address:** apknowlden@columbus.gov

**Body**

**REGULAR MEETING NO. 67**

**CITY COUNCIL (ZONING)**

**DECEMBER 5, 2005**

**6:30 P.M.**

**COUNCIL CHAMBERS**

## **ROLL CALL**

## **READING AND DISPOSAL OF THE JOURNAL**

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

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

#### **1584-2005**

To rezone 736 NORTH WILSON ROAD (43204), being 1.80± acres located on the east side of Wilson Road, 195± feet south of Enterprise Avenue, From: R, Rural District To: L-M, Limited Manufacturing District (Rezoning # Z05-028).

#### **1612-2005**

To grant a variance from the provisions of Section 3361.02, CPD, Commercial Planned Development District of Columbus City Codes; for the property located at 1675 GEORGESVILLE SQUARE DRIVE (43228), to permit limited outdoor storage in the CPD Commercial Planned Development District.

#### **1780-2005**

To grant a Variance from the provisions of Sections 3332.039, R-4, Residential District use; 3332.05, Area district lot width requirements; 3332.15, R-4 area district requirements; 3332.19, Fronting on a public street; 3332.20, Building lines; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3332.38(G), Private Garage; 3342.24, Surface; of the City of Columbus codes, for the property located at 216 WEST HUBBARD AVENUE (43215), to conform an existing single-family dwelling and permit a second single-family dwelling (carriage house) on one lot with reduced development standards in the R-4, Residential District. (Council Variance # CV05-045)

#### **1861-2005**

To rezone 4871 WARNER ROAD (43081), being 43.73± acres located on the south side of Warner Road, 1400± feet east of Ulry Road, From: R, Rural District, To: PUD-8, Planned Unit Development District (Rezoning # Z03-094).

#### **1876-2005**

To amend Zoning Ordinance No. 0137-03, passed on February 10, 2003 (Z02-034), to modify the CPD, Commercial Planned District Text and site plan consistent with Council Variance CV05-019 for property located at 1675 GEORGESVILLE SQUARE DRIVE (43228), being 16.35± acres located at the northeast corner of Holt Road and Georgesville Square Drive. (Z02-034A)

#### **1930-2005**

To rezone 1451 WEST FIFTH AVENUE (43212), being 3.19± acres located at the southwest corner of West Fifth Avenue and Grandview Avenue, From: C-4 and C-5, Commercial Districts, To: CPD, Commercial Planned Development District. (Rezoning # Z05-049)

#### **1994-2005**

To rezone 220 PARK ROAD (43235), being 17.55± acres located on the north side of Park Road, 1059± feet east of Flint Road, From: R, Rural District, To: PUD-6, Planned Unit Development District (Rezoning # Z05-048).

#### **2014-2005**

To grant a Variance from the provisions of Sections 3367.01, M-2, Manufacturing District; 3367.15, M-2, Manufacturing district special provisions; 3342.17, Parking lot screening; 3342.18, Parking setback; 3342.24, Surface; and 3342.28, Minimum number of parking spaces required; of the Columbus City Codes for the property located at 2436 WOOD AVENUE (43221), to permit a gymnastics school with a maximum of 10,600 square feet in an existing 14,600 square foot warehouse building with reduced development standards in the M-2, Manufacturing District, and to repeal Ordinance 1996-93, passed October 4, 1993 (Council Variance # CV02-059).

**2047-2005**

To rezone 4706 WESTERVILLE ROAD (43231), being 2.69± acres located on the east side Westerville Road, 277± feet north of Westerville Woods Drive, From: R-1, Residential District To: L-M, Limited Manufacturing District (Rezoning # Z05-034).

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**Legislation Number:** PN0239-2005

**Drafting Date:** 11/23/2005

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Notice of Funding Availability for HOME Investment Partnership funds

**Contact Name:** Tracy Swanson

**Contact Telephone Number:** 614-645-1819

**Contact Email Address:** tswanson@columbus.gov

**Body**

NOTICE OF FUNDING AVAILABILITY (NOFA)

The City of Columbus, Department of Development, Housing Division is requesting proposals from interested developers to use available HOME Investment Partnerships funds for rental housing projects affordable to low-income households. Proposed projects must meet the goals and objectives of the City's 2005-2009 Consolidated Plan. Proposals must be submitted no later 3:00 p.m., Monday, February 6, 2006.

To obtain an NOFA, please contact:

Tracy L. Swanson  
City of Columbus  
Department of Development  
Housing Division  
50 West Gay Street, Third Floor  
Columbus, OH 43215  
(614) 645-1819  
e-mail: tswanson@columbus.gov

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**Legislation Number:** PN0240-2005

**Drafting Date:** 11/23/2005

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Public Hearing Schedule for Proposed 2006 Annual Budget

**Contact Name:** Kym Nelson

**Contact Telephone Number:** 645-0852

**Contact Email Address:** yjnelson@columbus.gov

**Body**

Public Hearing Schedule for Mayor's Proposed 2006 Annual Operating Budget  
December 8, 2005 Public Briefing 5:30 p.m. Council Chambers  
December 15, 2005 Public Hearing 5:30 p.m. Council Chambers  
Detailed schedule to follow

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**Legislation Number:** PN0241-2005

**Drafting Date:** 11/28/2005

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Title**

**Civil Service Commission Public Notice**

**Notice/Advertisement Title:** Civil Service Commission Public Notice

**Contact Name:** Lois Washnock

**Contact Telephone Number:** 614.645.7531

**Contact Email Address:** Lwashnock1@columbus.gov

**Body**

**CIVIL SERVICE COMMISSION PUBLIC NOTICE**

During its regular meeting held on Monday, November 28, 2005, the Civil Service Commission passed a motion to revise the specification for the classification Real Estate Relocation Specialist, retitle it to read Relocation Specialist and amend Rule XI accordingly (Class Code 2034).

During its regular meeting held on Monday, November 28, 2005, the Civil Service Commission passed a motion to create the specification for the classification Chief Plans Official, assign a probationary period of 365 days, designate the examination type as noncompetitive, and amend Rule XI accordingly (Class Code 1052).

**Legislation Number:** PN0242-2005

**Drafting Date:** 11/30/2005

**Version:** 1

**Current Status:** Clerk's Office for Bulletin

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** City Council Zoning Agenda for 12/12/2005

**Contact Name:** Adam Knowlden

**Contact Telephone Number:** (614) 645-4605

**Contact Email Address:** apknowlden@columbus.gov

**Body**

**REGULAR MEETING NO. 69**

**CITY COUNCIL (ZONING)**

**DECEMBER 12, 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**

**1908-2005**

To rezone 2792 EAST POWELL ROAD (43035), being 6.45± acres located on the south side of East Powell

Road, 130± feet west of Prestwick Green Drive, From: R, Rural District, To: L-R-4, Limited Residential District (Rezoning # Z05-039).

**1945-2005**

To grant a variance from the provisions of Sections 3333.04, Permitted Uses, 3333.22 Maximum Side Yard, 3333.23 Minimum Side Yard, 3333.24 Rear Yard, 3370.6 Standards and 3370.07 Conditions and Limitation, of the Columbus City Codes for the property at 6037 CENTRAL COLLEGE ROAD (43054) to permit a multiple dwelling development of one story and one and one-half story two-, three- and four-unit buildings with no internal perimeter yard in the L-AR-O Limited Apartment Office District (CV05-048)

**1964-2005**

To grant a Variance from the provisions of Sections 3363.01, M, Manufacturing districts, 3342.28, Minimum number of parking spaces required; and 3342.29, Minimum number of loading spaces required; of the Columbus City Codes for the property located at 435 WEST TOWN STREET (43215), to permit a maximum of 134 multi-family dwelling units and restaurant, theater and office uses with reduced development standards in the M, Manufacturing District (Council Variance # CV04-044).

**1991-2005**

To rezone 5551 CHATTERTON ROAD (43232), being 5.16± acres located at the southeast corner of Chatterton Road and Falcon Bridge Drive, From: L-AR-12, Limited Apartment Residential District, To: L-M, Limited Manufacturing, and CPD, Commercial Planned Development Districts (Rezoning # Z03-048).

**2002-2005**

To rezone 7520 SANCUS BOULEVARD (43085), being 10.2± acres located on the east side of Sancus Boulevard, 200± feet south of Worthington Woods Boulevard (610-146450). From: CPD, Commercial Planned Development District To: L-AR-12, Limited Residential District. (Rezoning # Z05-057).

**2030-2005**

To grant a variance from the provisions of Sections 3363.01, M, Manufacturing District; 3342.28, Minimum number of parking spaces required; and 3390.04, Temporary use permit required; of the Columbus City codes for the property located at 2199 WILSON ROAD (43228), to permit a single-family model home complex with reduced development standards in the L-M, Limited Manufacturing District (Council Variance # CV05-049).

**2094-2005**

To rezone 1500 GEMINI PLACE (43240), being 1.19± acres located at the northwest corner of Gemini Place and Lyra Drive, From: L-C-4, Limited Commercial District, To: CPD, Commercial Planned Development District. (Rezoning # Z05-051)

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**Legislation Number:** PN0243-2005

**Drafting Date:** 11/30/2005

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Columbus Building Commission December Meeting Agenda

**Contact Name:** Barbara Eastman

**Contact Telephone Number:** 614-645-6416

**Contact Email Address:** baeastman@columbus.gov

**Body**

COLUMBUS BUILDING COMMISSION AGENDA

DECEMBER 13, 2005 - 1:00 p.m.

757 CAROLYN AVENUE

HEARING ROOM - LOWER LEVEL

1. APPROVAL OF OCTOBER 18, 2005 MEETING MINUTES
2. ITEMS FROM THE FLOOR (as approved by the Board)

A sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call 645-6079 or TDD 645-3293. Should you have any questions regarding this policy, please contact the City of Columbus, Human Resources Department, at 645-6373.

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**Legislation Number:** PN0244-2005

**Drafting Date:** 11/30/2005

**Current Status:** Clerk's Office for Bulletin

**Version:** 1

**Matter Type:** Public Notice

**Title**

**Notice/Advertisement Title:** Graphics Commission December Meeting Agenda

**Contact Name:** Toni Gillum-Boehm

**Contact Telephone Number:** 614-645-5884

**Contact Email Address:** tgboehm@columbus.gov

**Body**

GRAPHICS COMMISSION AGENDA  
CITY OF COLUMBUS, OHIO  
DECEMBER 20, 2005

The City Graphics Commission will hold a public hearing on TUESDAY, DECEMBER 20, 2005 at 4:15 p.m. in the First Floor Hearing Room, Building and Development Services Section, 757 Carolyn Avenue.

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

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

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

1. ODS No.: 05320-00024

Location: 2747 AGLER ROAD, 43224, located at the southeast corner of Clubhouse Drive and Agler Road.

Area Comm./Civic: North East Area Commission

Existing Zoning: AR-12, Apartment Residential

Request: Variance

3376.02, Illumination in residential districts. To locate an illuminated, permanent on-premises sign at least fifty (50) feet from any residentially or institutionally zoned district.

3376.09, Permanent signs for other uses in residential districts. To reduce the setback of an illuminated sign from 50 feet to

20 feet in a residential district.

Proposed Use: A church.

Applicant:  
Faith Ministries Church  
2747 Agler Road  
Columbus, Ohio 43224

Property Owner: Applicant

2. ODS No.: 05320-00025

Location: 3680 GENDER ROAD, 43110, located at the northeast corner of Dorothy's Pond Ln. (a private street south of Refugee Rd.) and Gender Rd.

Area Comm./Civic: Southeast Community Coalition

Existing Zoning: C.P.D., Commercial Planned Development

Request: Variance

3377.03, Permanent on-premises signs. To permit the installation of a wall sign which does not face a public street.  
3377.24, Wall signs for individual uses. To install a wall sign on a canopy which does not contain a pedestrian entrance to a building and does not face a public street.

Proposed Use: A bank.

Applicant:  
James Brooks  
c/o Advance Sign Group  
834 W. Third Ave.  
Columbus, Ohio 43212

Property Owner:  
Gender Road L.P.  
T. & R. Properties  
3895 Stoneridge Ln.  
Dublin, Ohio 43017

3. ODS No.: 05320-00026

Location: 1170-1194 POLARIS PARKWAY & 1098 POLARIS PARKWAY, 43240, located at the northwest corner of the extension of Sancus Blvd. (a private street) into the ring road encompassing the Polaris Mall and at the southeast corner of Capella Dr. & Polaris Pkwy.

Area Comm./Civic: Far North Columbus Community Coalition

Existing Zoning: LC-4, Limited Commercial & C.P.D., Commercial

Request: Graphics Plan, Special Permit & Variance

3375.12, Graphics requiring graphics commission approval. To adopt a Graphics Plan for a shopping center.  
3378.01, General provisions. To permit an off-premises ground sign for a shopping center.  
3377.10, Permanent on-premises ground signs. To permit an off-premises ground sign to be a second ground sign on the same parcel as the on-premises ground sign identifying the on-premises use.

Proposed Use: A shopping center.

Applicant:

Bruce Sommerfelt  
c/o Signcom, Inc.  
527 W. Rich St.  
Columbus, Ohio 43215

Property Owner:

Market at Polaris L.L.C.  
150 E. Broad St.  
Columbus, Ohio 43215

The names and addresses of the adjacent property owners hereby notified were furnished by the applicant. You are not obligated to attend this meeting; however, you must be notified in accordance with law so that you can express your approval or disapproval of the variance or special permit, if you care to do so.