

Columbus City Bulletin



Bulletin #43
October 25, 2008

Proceedings of City Council

Saturday October 25, 2008



SIGNING OF LEGISLATION

(With the exception of Ordinances 1632-2008, 1638-2008, and 1655-2008 which were signed by Council President Michael C. Mentel, on the night of the Council meeting, Monday, *October 20, 2008*; Mayor, Michael B. Coleman on Monday, *October 20, 2008*; all other legislation listed in this Bulletin was signed by Council President Michael C. Mentel, on the night of the Council meeting, Monday, *October 20, 2008*; Mayor, Michael B. Coleman on Tuesday, *October 21, 2008*; and attested by the City Clerk, Andrea Blevins prior to Bulletin publishing.)

The City Bulletin Official Publication of the City of Columbus

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

Council Journal (minutes)



City of Columbus
Journal - Final
Columbus City Council

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

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

Monday, October 20, 2008

5:00 PM

Columbus City Council

Columbus City Council

Journal

October 20, 2008

**REGULAR MEETING NO. 53 OF COLUMBUS CITY COUNCIL, OCTOBER 20, 2008
at 5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

Absent: 1 - President Pro-Tem Boyce

Present: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and
President Mentel

READING AND DISPOSAL OF THE JOURNAL

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and
President Mentel

C0032-2008

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY
CLERK'S OFFICE AS OF THURSDAY, OCTOBER 16, 2008:

Transfer Type: C1, C2, D6
To: Gherbrehiwet Giotom
DBA Addis Drive Thru
1232-34 Mt. Vernon Av 1st Fl Only
Columbus OH 43203
From: ESM Foods Inc
DBA Nathans Drive Thru
1232-34 Mt. Vernon Av 1st Fl Only
Columbus OH 43203
Permit # 3243569

Advertise: 10/25/2008

Return: 10/31/2008

BOARD OF REVISION

Report to Council on Objections to Assessments in Resolution No. 0132X-2008.

The below members of the Board of Revision, duly appointed by the Council of the City of Columbus pursuant to Resolution No. 0170X-2008, having conducted a hearing on October 7, 2008 to consider the objections to the special assessments, as set forth in Resolution No. 0132X-2008, hereby submit the following findings to Council pursuant Section 173 of the Charter of the City of Columbus.

Having considered the evidence and statements of the objections and the representatives of the City of Columbus the Board hereby recommends to Council the adoption of the Engineer's Assessment Report-Resolution No. 0132X-2008-Fourth and Elm Parking Garage on file with the City Clerk with the following amendment:

For tax parcel no. 010-011313 owned by Board - Third Partners, LLC, the annual assessment be decreased by \$16,341.27, for a new annual amount of \$23,189.66.

Signed this 7th day of October, 2008.

Eddie Harrell Kim Gibson Debera Diggs

Read and Filed

RESOLUTIONS OF EXPRESSION

GINTHER

0193X-2008

To endorse Issue 81 and support the South-Western City School District Bond and Operating Levy.

Sponsors: Andrew Ginther, Kevin L. Boyce, Hearcel Craig, Maryellen O'Shaughnessy, Charleta B. Tavares, Priscilla Tyson and Michael C. Mentel

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

ADDITIONS OR CORRECTIONS TO THE AGENDA

FIRST READING OF 30-DAY LEGISLATION

A MOTION WAS MADE BY COUNCILMEMBER CRAIG, SECONDED BY COUNCILMEMBER TYSON TO WAIVE THE READING OF THE TITLES OF FIRST READING LEGISLATION. THE MOTION CARRIED THE FOLLOWING VOTE:
AFFIRMATIVE: 6 NEGATIVE: 0

SAFETY : GINTHER, CHR. BOYCE CRAIG MENTEL

1445-2008 **FR** To authorize the payment of \$1,470.30 for vacation time and benefits which have been accumulated in excess of the maximum amount established by

salary ordinance for Fire Division personnel. (\$1,470.30)

Read for the First Time

- 1545-2008** FR To authorize and direct the Finance and Management Director to enter into contract with Vance Outdoors, Inc. for the trade of weapons for the Division of Police, and to authorize the expenditure of \$1.00 from the General Fund. (\$1.00)

Read for the First Time

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENTEL

- 1485-2008** FR To authorize the Director of Finance and Management to establish a purchase order with K.E. Rose Company for the purchase of a 37 Foot Dump Trailer for the Division of Sewerage and Drainage, to authorize the expenditure of \$49,990.00 from the Sewerage System Operating Fund (\$49,990.00)

Read for the First Time

- 1521-2008** FR To authorize the Director of Public Utilities to pay operating license fees for the three water treatment plants to the Treasurer, State of Ohio, Ohio Environmental Protection Agency, for the Division of Power and Water; and to authorize the expenditure of \$208,000.00 from the Water Systems Operating Fund. (\$208,000.00)

Read for the First Time

- 1548-2008** FR To authorize the Director of Public Utilities to enter into a planned modification and increase of the professional engineering services contract with Stantec Consulting Services, Inc. to provide for construction administration services on the Morse Rd. 36" W.M. Part II Project; for the Division of Power and Water; to authorize the transfer of \$267,763.40 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation, transfer, an expenditure of \$47,236.60 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; to authorize the expenditure of \$315,000.00 from the Water Works Enlargement Voted Bonds Fund; and to authorize an amendment to the 2008 Capital Improvements Budget. (\$315,000.00)

Read for the First Time

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

- 1586-2008** FR To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of one parcel of real property located at 919 Sunbury Road, held in the Land Bank pursuant to the Land Reutilization Program.

Read for the First Time

- 1635-2008** FR To authorize the Director of Development to enter into a Columbus Downtown Office Incentive Agreement with Floyd Browne Group as provided in Columbus City Council Resolution Number 0088X-2007, adopted June 4, 2007.

Read for the First Time

HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. BOYCE CRAIG MENTEL

- 1608-2008** FR To create the Hubbard & High Community Reinvestment Area and to

authorize real property tax exemptions as established in Section 3735.65 to 3735.70 of the Ohio Revised Code.

Read for the First Time

RULES & REFERENCE: MENDEL, CHR. BOYCE O'SHAUGHNESSY TAVARES

1569-2008 FR To amend section 3115.04 of the Columbus City Codes, 1959, relating to approval authority of the Columbus Art Commission.

Sponsors: Maryellen O'Shaughnessy

Read for the First Time

1664-2008 FR To amend various sections of the Columbus City Codes, 1959, relating to parking violation fines for the Department of Public Service.

Sponsors: Andrew Ginther and Michael C. Mendel

Read for the First Time

1667-2008 FR To amend the Columbus City Codes, 1959, pertaining to impounding fees and storage charges.

Sponsors: Andrew Ginther and Michael C. Mendel

Read for the First Time

ZONING: BOYCE, CHR. CRAIG GINTHER O'SHAUGHNESSY TAVARES TYSON MENDEL

1479-2008 FR To rezone 2136 BETHEL ROAD (43220), being 0.51± acres located at the northwest corner of Bethel and Olentangy River Roads, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z08-005)

Read for the First Time

CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION

GINTHER

0192X-2008 CA To honor, recognize and celebrate the life of the late George J. Igel, Jr.

Sponsors: Andrew Ginther, Kevin L. Boyce, Hearcel Craig, Maryellen O'Shaughnessy, Charleta B. Tavares, Priscilla Tyson and Michael C. Mendel

A motion was made by Craig, seconded by Ginther, that this matter be Adopted. The motion carried by the following vote:

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mendel

TAVARES

0191X-2008 CA To recognize the Interfaith Association of Central Ohio (IACO), in promoting interfaith understanding and cooperation among different faith traditions.

Sponsors: Charleta B. Tavares and Hearcel Craig

This Matter was Adopted on the Consent Agenda.

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENDEL

- 0857-2008** CA To authorize the Finance and Management Director to modify and increase a professional services contract with Resource International, Incorporated, for services to fully delineate soils impacted by various fuel spills at the former Short Street Fleet Management Division Facility; to authorize the expenditure of \$30,655.00 or so much thereof as may be needed from within the Sanitary Sewer Revenue Bonds Fund; and to declare an emergency. (\$30,655.00)
This Matter was Approved on the Consent Agenda.
- 1553-2008** CA To authorize and direct the Finance and Management Director to enter into two (2) contracts for the option to purchase Street Sweeper Broom Refills with United Rotary Brush Corporation and ODB, to authorize the expenditure of two (2) dollars to establish the contracts from the Purchasing/UTC Fund, and to declare an emergency. (\$2.00).
This Matter was Approved on the Consent Agenda.
- 1558-2008** CA To authorize the Finance and Management Director to enter into contract for the Office of Construction Management with Ultimax, Inc., for the renovation (Phase 1) of interior offices at 743 West Third Avenue; to authorize the expenditure of \$46,000.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$46,000.00)
This Matter was Approved on the Consent Agenda.
- 1576-2008** CA To authorize and direct the Finance and Management Director to enter into two (2) contracts for the option to purchase Aftermarket Auto Parts with NAPA Auto Parts and Smyth Automotive Inc., to authorize the expenditure of two (2) dollars to establish the contracts from the Purchasing/UTC Fund, and to declare an emergency. (\$2.00).
This Matter was Approved on the Consent Agenda.
- 1591-2008** CA To authorize and direct the Finance and Management Director to enter into five (5) contracts for the option to purchase Heavy Duty OEM Specialty Vehicle Services with Advantech Service & Parts LLC, Horton Emergency Vehicles, Nortrax-Great Lakes, Inc., Vogelpohl Fire Equipment, Inc. and Kaffenbarger Truck Equipment Company, to authorize the expenditure of five (5) dollars to establish the contracts from the Purchasing/UTC Fund, and to declare an emergency. (\$5.00).
This Matter was Approved on the Consent Agenda.
- 1592-2008** CA To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Topsoil with Ready to Haul, LLC; to authorize the appropriation and expenditure of one (1) dollar to establish the contract from the Purchasing UTC Fund, and to declare an emergency. (\$1.00).
This Matter was Approved on the Consent Agenda.
- 1598-2008** CA To authorize and direct the Finance and Management Director to enter into seven (7) contracts for the option to purchase OEM Truck Parts with Schodorf Truck Body & Equipment, Sutphen Corporation, Columbus Peterbilt, Germain Ford, Bob McDorman Chevrolet, Kaffenbarger Truck Equipment, and The McLean Company, to authorize the expenditure of seven (7) dollars to establish the contracts from the Purchasing/UTC Fund,

and to declare an emergency. (\$7.00).

This Matter was Approved on the Consent Agenda.

JUDICIARY & COURT ADMINISTRATION: CRAIG, CHR GINTHER TYSON MENDEL

- 1456-2008 CA To accept the various deeds for real property from various grantees to be used for the purposes of improving storm and sanitary sewer lines and appurtenances thereto.

This Matter was Approved on the Consent Agenda.

SAFETY : GINTHER, CHR. BOYCE CRAIG MENDEL

- 1444-2008 CA To authorize and direct the Finance and Management Director to sell Self Contained Breathing Apparatus (SCBA) equipment that is of no further value to the Division of Fire, to the Knox County Career Center for the sum of \$1.00, and to waive the provisions of the City Code relating to the sale of City-owned property. (\$1.00)

This Matter was Approved on the Consent Agenda.

- 1532-2008 CA To authorize the Director of Public Safety, on behalf of the Division of Support Services, to enter into an extended warranty and support coverage contract under sole source provisions of the Columbus City Codes with SOUND COMMUNICATIONS, INC. for equipment hardware and software for the Police and Fire Audio Logging Recording System, to authorize the expenditure of \$22,000.00 from the Division of Support Services' General Fund appropriation, and to declare an emergency. (\$22,000.00).

This Matter was Approved on the Consent Agenda.

- 1585-2008 CA To authorize and direct the Finance and Management Director to contract for the purchase of furniture from King Business Interiors, Inc. for the Division of Police; to authorize the expenditure of \$277,182.42 from the Safety Capital Improvement Funds; and to declare an emergency. (\$277,182.42)

This Matter was Approved on the Consent Agenda.

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENDEL

- 1440-2008 CA To authorize the Director of Public to enter into a professional services contract with URS Corporation - Ohio; for General Engineering Services for the Water Distribution Group; for the Division of Power and Water; to amend the 2008 Capital Improvements Budget; to authorize a transfer of \$68,265.49 within the Water Works Enlargement Voted Bonds Fund; to authorize an expenditure of \$200,000 within the Water Works Enlargement Voted Bonds Fund, and to declare an emergency. (\$200,000)

This Matter was Approved on the Consent Agenda.

- 1483-2008 CA To authorize and direct the Finance and Management Director to enter into contracts for the purchase of Luminaires with General Supply and Services, Inc. dba Gexpro, Power Line Supply Company and Consolidated Electrical Distributors, Inc. for the Division of Power and Water and to authorize the expenditure of \$376,359.64 from the Electricity Operating Fund. (\$376,359.64)

This Matter was Approved on the Consent Agenda.

- 1492-2008** CA To authorize the Director of Finance and Management to modify and increase a purchase order with Neenah Foundry Company for the purchase of 3 inch and 4 inch Manhole Adjusting Rings for the Division of Sewerage and Drainage, to authorize the expenditure of \$20,000.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$20,000.00)
This Matter was Approved on the Consent Agenda.
- 1494-2008** CA To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with E.P. Ferris & Associates, Inc. for the Fairwood Avenue Storm Sewer Improvements Project; to authorize the transfer and appropriation of \$127,734.72 from the Storm Sewer Reserve Fund; to amend the 2008 Capital Improvements Budget; and to authorize the expenditure of \$127,734.73 within the Storm Sewer Bond Fund for the Division of Sewerage and Drainage. (\$127,734.73)
This Matter was Approved on the Consent Agenda.
- 1496-2008** CA To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with E.P. Ferris & Associates, Inc. for the North Central Areawide Project (Leonard Avenue Storm Sewer Improvements Project); to authorize the transfer and appropriation of \$110,029.04 from the Storm Sewer Reserve Fund; to amend the 2008 Capital Improvements Budget; and to authorize the expenditure of \$110,029.04 within the Storm Sewer Bond Fund for the Division of Sewerage and Drainage. (\$110,029.04)
This Matter was Approved on the Consent Agenda.
- 1497-2008** CA To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Jones-Stuckey LTD, Inc. for the Eastside Neighborhood Stormwater Systems Improvements Project; to authorize the transfer and appropriation of \$279,965.94 from the Storm Sewer Reserve Fund; to amend the 2008 Capital Improvements Budget; and to authorize the expenditure of \$279,965.94 within the Storm Sewer Bond Fund for the Division of Sewerage and Drainage. (\$279,965.94)
This Matter was Approved on the Consent Agenda.
- 1504-2008** CA To authorize the Director of Public Utilities to reimburse Aqua Pure Bottled Water Corp. for over-payment of Sanitary charges, to authorize a revenue reduction transaction of \$52,995.74 and to declare an emergency. (\$52,995.74)
This Matter was Approved on the Consent Agenda.
- 1505-2008** CA To authorize the Director of Public Utilities to reimburse the Columbus Board of Education for over-payment of Sanitary (Clean River Fund) and Stormwater charges, to authorize a revenue reduction transaction of \$20,911.88 and to declare an emergency. (\$20,911.88)
This Matter was Approved on the Consent Agenda.
- 1517-2008** CA To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Stantec Consulting Services, Inc. for the North Central Areawide Project (Woodward, Wildwood, Woodnell Avenues Storm Sewer Improvements Project); to authorize the transfer and appropriation of \$209,675.01 from the Storm Sewer Reserve Fund; and to

authorize the expenditure of \$209,675.01 within the Storm Sewer Bond Fund for the Division of Sewerage and Drainage. (\$209,675.01)

This Matter was Approved on the Consent Agenda.

- 1519-2008** CA To authorize the Director of Public Utilities to modify and increase the construction contract with Danbert, Inc., Inc. due to unforeseen conditions found during construction of the West Side Water Line Improvements Project; for the Division of Power and Water; to amend the 2008 Capital Improvements Budget; to provide payment for construction administration services to the Transportation Division in the amount of \$73,000.76; to authorize a transfer of \$347,033.63 within the Water Works Enlargement Voted Bonds Fund; to authorize a total expenditure of \$389,838.00 within the Water Works Enlargement Voted Bonds Fund, and to declare an emergency. (\$389,838.00)

This Matter was Approved on the Consent Agenda.

- 1520-2008** CA To authorize the Director of Finance and Management to establish a purchase order with Pomeroy IT Solutions for the purchase of Cisco Equipment and Smartnet Services from an existing Universal Term Contract for the Division of Sewerage and Drainage, to authorize the expenditure of \$123,353.59 from the Sewerage System Operating Fund, and to declare an emergency. (\$123,353.59)

This Matter was Approved on the Consent Agenda.

- 1543-2008** CA To authorize the Director of Public Utilities to modify and increase the professional engineering services contract with EMH&T, Inc. to provide design of water lines for the Livingston Ave. 24" Water Line Improvements Project; for the Division of Power and Water; to amend the 2008 Capital Improvements Budget; to authorize a transfer and expenditure of \$137,300.00 within the Water Works Enlargement Voted Bonds Fund, and to declare an emergency. (\$137,300.00)

This Matter was Approved on the Consent Agenda.

- 1564-2008** CA To authorize the Director of Public Utilities to execute a contract with Utility Truck Equipment Inc. for the purchase of two (2) 55' Bucket Trucks in the amount of \$334,930.00; to authorize the transfer of funds and an expenditure of \$334,930.00 within the Voted Street Lighting and Electricity Distribution Improvement Fund; to amend the 2008 Capital Improvements Budget; and to declare an emergency. (\$334,930.00)

This Matter was Approved on the Consent Agenda.

- 1575-2008** CA To authorize the Director of Public Utilities to execute a final contract modification with Kokosing Construction Company, Inc. for the North Linden Area Sanitary and Roadway Improvement Projects; to authorize the transfer of \$68,193.46 from within the Voted Sanitary Sewer Bond Fund; to amend the 2008 Capital Improvements Budget; to authorize the expenditure of \$68,490.61 within the Voted Sanitary Sewer Bond Fund for the Division of Sewerage and Drainage; and to declare an emergency. (\$68,490.61).

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

- 1537-2008** CA To accept the application (AN08-007) of Michael Bellisari et al for the

annexation of certain territory containing 10.99± acres in Norwich and Franklin Townships.

This Matter was Approved on the Consent Agenda.

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

0169X-2008 CA To request that the Director of the Ohio Department of Transportation lower the prima-facie speed limit on Long Street from Hamilton Park Avenue to Champion Avenue to thirty (30) mph, and to repeal any and all speed limit ordinances and resolutions on said roadways.

This Matter was Adopted on the Consent Agenda.

1488-2008 CA To amend the 2008 C.I.B; to authorize the expenditure of \$100,000.00 from the Streets and Highways GO Bonds Fund; and to authorize the Director of Public Service to establish encumbrances to pay construction inspection and engineering services in connection with the 2009 ADA-Compliant Ramp Installation and 2009 Resurfacing Program that will be undertaken by the Division of Transportation. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

1533-2008 CA To authorize the establishment of a \$100,000.00 contingency fund for the purpose of paying for the acquisition of miscellaneous minor parcels of permanent and temporary right-of-way needed for projects within the City; to authorize the City Attorney, Real Estate Division, to hire professional services, negotiate with property owners and expend those funds necessary to acquire such parcels as they are identified; and to declare an emergency. (\$100,000.00)

Sponsors: Maryellen O'Shaughnessy and Hearcel Craig

This Matter was Approved on the Consent Agenda.

1536-2008 CA To amend the 2008 C.I.B.; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$368,844.00 from the Streets and Highways G.O. Bonds Fund; to authorize the Director of Finance and Management to enter into a contract for the purchase of three Pothole Patchers from Center City International Trucks for the Division of Transportation; and to declare an emergency. (\$368,844.00)

This Matter was Approved on the Consent Agenda.

1538-2008 CA To authorize the Director of the Department of Public Service to execute those documents necessary to allow the City to grant an encroachment easement for a permanent awning over a portion of the south side of Hubbard Avenue adjacent to the existing building at 793 North High Street to High & Hubbard LLC.

This Matter was Approved on the Consent Agenda.

1574-2008 CA To authorize the Director of Public Service to reimburse AT&T for utility relocation costs incurred in conjunction with the Tuttle Crossing Boulevard project for the Division of Transportation; to authorize the expenditure of \$124,621.36 from the Streets and Highways G.O. Bonds Fund, and to declare and emergency. (\$124,621.36)

This Matter was Approved on the Consent Agenda.

1579-2008 CA To authorize the appropriation and transfer of funds within the East Broad Street Growth Area Fund; to authorize the expenditure of \$20,000 from the East Broad Street Growth Area Fund and \$44,000.00 from the Streets and Highways G.O. Bonds Fund for outstanding construction inspection charges for the Division of Transportation; to authorize the Director of Public Service to pay these construction inspection charges; and to declare an emergency. (\$64,000.00)

This Matter was Approved on the Consent Agenda.

1594-2008 CA To amend the 2008 C.I.B.; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$116,327.82 from the Streets and Highways G.O. Bonds Fund; to authorize the Director of Finance and Management to enter into a contract for the purchase of two skid steer loaders with trailers and attachments from Air Equipment Rental Corporation for the Division of Transportation; and to declare an emergency. (\$116,327.82)

This Matter was Approved on the Consent Agenda.

HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR.

BOYCE CRAIG MENDEL

1546-2008 CA To authorize and direct the Director of Finance and Management Department to enter into lease contracts with seven property owners for the lease of clinic space for the WIC program, for the period October 1, 2008 through September 30, 2009; to authorize a total expenditure of \$203,085.58 from the Health Department Grants Fund; and to declare an emergency. (\$203,085.58)

This Matter was Approved on the Consent Agenda.

1563-2008 CA To authorize the Board of Health to enter into a contract with Tape Central, Inc., for the purchase of audio-visual equipment and services for the 240 Parsons Avenue facility; to amend the 2008 Capital Improvements Budget; to authorize a transfer of \$54,471.39 within the Voted 1999, 2004 Health Department Bonds Fund; to authorize the expenditure of \$7,458.00 from the Voted 1999, 2004 Health Department Bonds Fund; and to declare an emergency. (\$7,458.00)

This Matter was Approved on the Consent Agenda.

1567-2008 CA To authorize and direct the Board of Health to enter into a contract with Key Cleaning Connection, LLC for janitorial services at five WIC offices; to authorize the expenditure of \$28,680 from the Health Department Grants Fund; and to declare an emergency. (\$28,680)

This Matter was Approved on the Consent Agenda.

1609-2008 CA To amend Ordinance 1497-2007, passed October 15, 2007, to include Home Safe and Sound home repair activities as eligible expenditures for the Development Revolving Loans/Grants Fund; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

FINANCE: BOYCE, CHR. O'SHAUGHNESSY TAVARES MENTEL

1512-2008

To authorize the Finance and Management Director to enter into contract on behalf of the Office of Construction Management with Settle Muter Electric for the renovation of electrical service for City Hall, 90 West Broad Street; to amend the 2008 Capital Improvements Budget; to authorize the City Auditor to transfer \$1,072,000.00 between projects within the Construction Management Capital Improvement Fund; to authorize the expenditure of \$1,072,000.00 from the Capital Improvement Fund; and to declare an emergency. (\$1,072,000.00)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1535-2008

To authorize the Finance and Management Director to modify two contracts for the Office of Construction Management with Bird Houk & Associates, Inc. in the amounts of \$90,000 and \$94,000 respectively, for architectural and engineering consulting services; to authorize the appropriation of \$94,000.00 from the Municipal Court Special Projects Fund; to authorize the expenditure of \$90,000.00 from the Construction Management Capital Improvement Fund, to authorize the expenditure of \$94,000.00 from the Municipal Court Special Projects Fund; and to declare an emergency. (\$184,000.00).

Sponsors: Kevin L. Boyce and Hearcel Craig

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1596-2008

To authorize the Finance and Management Director to issue blanket purchase orders for OEM truck parts and supplies for the Fleet Management Division; to authorize the expenditure of \$86,200.00 from the Fleet Management Services Fund; to waive the competitive bidding requirements of the Columbus City Codes; and to declare an emergency. (\$86,200.00)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1632-2008

An ordinance determining to proceed with the acquiring, constructing, installing, equipping, and improving of off-street parking facilities at the southeast corner of the intersection of Fourth and Elm Streets, acquiring interests in the site thereof, together with all necessary and proper appurtenances, and determining that such action is necessary pursuant to Section 55(b) of the Charter of the City of Columbus.

A motion was made by Ms. O'Shaughnessy, seconded by Ginther, that this matter be Waived the 2nd Reading. The motion carried by the following vote:

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1638-2008

To authorize the Director of Finance and Management to execute an Assignment of Real Estate Purchase Contract with Capitol South Community Urban Redevelopment Corporation; to authorize the purchase of real property under the Real Estate Purchase Contract; to authorize the expenditure of up to \$3,007,000; and determining that such actions are necessary pursuant to Section 55(b) of the Charter of the City of Columbus.

A motion was made by Ms. O'Shaughnessy, seconded by Ginther, that this matter be Waived the 2nd Reading. The motion carried by the following vote:

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1655-2008

To authorize the amendment and restatement of the existing Guaranteed Maximum Price Contract under Section 186 of the Columbus City Charter between Capitol South Community Urban Redevelopment Corporation and the City for the development, design and construction of the Front Street Parking Garage to include the development, design and construction of a Fourth Street Parking Garage, to authorize the expenditure of an amount not to exceed \$26,170,871, and determining that such actions are necessary pursuant to Section 55(b) of The Charter of the City of Columbus.

A motion was made by Ms. O'Shaughnessy, seconded by Ginther, that this matter be Waived the 2nd Reading. The motion carried by the following vote:

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1639-2008

To authorize a transfer of \$455,000 between object levels within the Photo Red Light Fund; to authorize the supplemental appropriation of \$197,000 in the Photo Red Light Fund; and to declare an emergency (\$652,000).

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

JUDICIARY & COURT ADMINISTRATION: CRAIG, CHR GINTHER TYSON MENTEL

1561-2008

To authorize the Director of the Department of Public Utilities to grant the Columbus Southern Power Company (AEP) a temporary utility easement in order to temporarily relocate certain over head electrical lines for the safe renovation of the Sludge Pump Station at Hap Cremean Water Plant 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.

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1590-2008

To authorize the appropriation of \$84,000 for 2008 from the unappropriated balance of the Franklin County Municipal Court Judges dispute resolution fund for all anticipated expenses associated with the enhancement of small claim services; and to declare an emergency. (\$84,000)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

SAFETY : GINTHER, CHR. BOYCE CRAIG MENTEL

0967-2008

To authorize and direct the Finance and Management Director to issue a purchase order for fire uniforms from the existing Universal Term Contract with Roy Tailors Uniform Company, to authorize the expenditure of \$100,000.00 from the General Fund, and to declare an emergency. (\$100,000.00)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1455-2008 To authorize and direct the Finance and Management Director to enter into contract with AeroComputers, Inc., for the purchase of two (2) LE-5000 tactical mapping system upgrades in accordance with the provisions of sole source procurement; and to authorize the expenditure of \$75,772.00 from the Law Enforcement Contraband Seizure Fund. (\$75,772.00)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

UTILITIES: GINTHER, CHR. CRAIG O'SHAUGHNESSY MENTEL

1461-2008 To authorize the Director of Finance and Management to establish Blanket Purchase Orders, for water treatment chemicals, from established Universal Term Contracts with Carmeuse Lime Stone, Inc., United States Aluminate Co., Inc., JCI Jones, Lucier Chemical Industries, LTD, Envirotrol (now Siemens), and Shannon Chemical for the Division of Power and Water, to authorize the expenditure of \$1,716,000.00 from Water Systems Operating Fund, and to declare an emergency. (\$1,716,000.00)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1570-2008 To authorize the Director of Public Utilities to apply for, accept, and enter into two (2) Ohio Water Pollution Control Loan Fund Supplemental Loan Agreements during the year 2008 with the Ohio Water Development Authority and the Ohio Environmental Protection Agency in order to complete the construction of sewerage system wastewater treatment facilities; to designate a dedicated repayment source for the loans; and to declare an emergency.

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1615-2008 To authorize the Director of Finance and Management to establish Blanket Purchase Orders with Bonded Chemicals for the purchase of Liquid Sodium Bisulfite for the Division of Sewerage and Drainage, to authorize the expenditure of \$26,600.00 from the Sewerage System Operating Fund, to waive the competitive bidding provisions of Columbus City Code, 1959; and to declare an emergency. (\$26,600.00)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

DEVELOPMENT: O'SHAUGHNESSY, CHR. TAVARES TYSON MENTEL

1476-2008

To authorize the Director of the Department of Development to enter into a twelve month contract with The Ohio State University Research Foundation to support the Neighborhood Technical Assistance Program; to authorize the expenditure of \$64,300.00 from the General Fund; and to declare an emergency. (\$64,300.00)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

RECESSED 6:21P.M.

A motion was made by Ms. Tavares, seconded by Craig, to Motion to Recess the Regular Meeting. The motion carried by the following vote:

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

RECONVENED: 6:23 P.M.

A motion was made by Ms. Tavares, seconded by Craig, to Motion to Reconvene the Regular Meeting. The motion carried by the following vote:

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1490-2008

To dissolve the Enterprise Zone Agreement with Skybus Airlines, Inc., 4300 Venture 34910 LLC, and 4300 Venture 6729 LLC; to dissolve the Jobs Creation Tax Credit Agreement with Skybus Airlines, Inc.; to dissolve the Jobs Growth Incentive Agreement with Skybus Airlines, Inc.; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1540-2008

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement (the "EZA") with Superior Production

Partnership to allow the full time jobs being held by contract employees at the project site to be counted towards the full time job commitments of the EZA; and to declare an emergency.

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1542-2008

To dissolve the Enterprise Zone Agreement and Jobs Creation Tax Credit Agreement with General Products Corporation; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1544-2008

To authorize the Director of Development to enter into a Columbus Downtown Office Incentive Agreement with Motorists Insurance Group as provided in Columbus City Council Resolution 0088X-2007, adopted June 4, 2007.

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1550-2008

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with AmerisourceBergen Drug Corporation: and to declare an emergency.

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1551-2008

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with Columbus Wood Products LLC, Continental Millworks Company, LLC, 1800 Fifth Ave. Holdings, LLC, and Nacht Holdings, LLC; and to declare an emergency.

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1554-2008

To authorize the Director of Development to enter into a Reimbursement

Agreement with NWD Investments, LLC to provide for the construction and reimbursement of public improvements benefiting and serving the Arena District area.

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1560-2008

To authorize the Director of Finance and Management, in furtherance of the authority granted to the Director of Development to enter into a reimbursement agreement for future public improvements in the Arena District, to enter into a real estate purchase and sale contract with NWD Investments, LLC for the sale of 2.447 acres of the City owned land located at the southeast Corner of Neil Avenue and Vine Street, and to the extent they may be applicable, to waive the Land Review Commission requirements of the Columbus City Codes.

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1566-2008

To authorize the Director of Development to enter into a Columbus Downtown Office Incentive agreement with KLH Engineers, PSC as provide in Columbus City Council Resolution 0088X-2007, adopted June 4, 2007; and to declare an emergency.

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1623-2008

To authorize the Director of Development to enter into an Enterprise Zone Agreement with 1 Spring, LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) years and a Jobs Growth Incentive Agreement with Barrio, Ltd. equal to 25% of new employees city income tax withholding in consideration of a proposed \$305,000 investment in real property improvements and the creation of 15 (fifteen) full-time permanent jobs; and to declare an emergency.

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

Absent: 1 - President Pro-Tem Boyce
Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

RECESSED 7:05 P.M.

A motion was made by Ginther, seconded by Ms. Tavares, to Motion to Recess the Regular Meeting. The motion carried by the following vote:

Absent: 1 - President Pro-Tem Boyce
Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

RECONVENED 7:24 P.M.

A motion was made by Ms. Tavares, seconded by Tyson, to Motion to Reconvene the Regular Meeting. The motion carried by the following vote:

Absent: 1 - President Pro-Tem Boyce
Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

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

1552-2008

To amend the 2008 C.I.B.; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund and the Northland and Other Acquisitions Fund; to authorize the expenditure of \$1,501,310.60 from the Streets and Highways G.O. Bonds Fund and the Northland and Other Acquisitions Fund; to authorize the Director of Public Service to enter into a contract with Trucco Construction Company, Inc. for construction of the Northland Park Avenue Improvement project for the Division of Transportation; and to declare an emergency.(\$1,501,310.60).

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

Absent: 1 - President Pro-Tem Boyce
Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

**HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR.
BOYCE CRAIG MENTEL**

0983-2008

To authorize the Board of Health to enter into a contract with United Security Management Services, Inc., for security officer services, and to authorize a total expenditure of \$291,500 from the Health Special Revenue Fund. (\$291,500)

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

Absent: 1 - President Pro-Tem Boyce
Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1534-2008

To authorize and direct the Board of Health to accept this grant from the

Ohio Department of Health in the amount of \$5,155,488; to authorize the appropriation of \$5,155,488 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$5,155,488)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1547-2008

To authorize and direct the Board of Health to enter into a contract with Nationwide Children's Hospital for the provision of a WIC clinic; to authorize the expenditure of \$455,497 from the Health Department Grants Fund; to waive the provisions for competitive bidding; and to declare an emergency. (\$455,497)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1577-2008

To authorize the Director of the Department of Development to enter into a contract with Rebuilding Together Central Ohio for the Chores Program; to authorize the expenditure of \$44,500 from the Community Development Block Grant Fund; and to declare an emergency. (\$44,500.00)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1604-2008

To adopt the 2009 Action Plan Budget which implements year five of the five year "Consolidated Plan" for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Shelter Grant (ESG) and Housing Opportunities for Persons with AIDS (HOPWA) programs; to authorize the filing of the plan application with the U. S. Department of Housing and Urban Development; and to declare an emergency.

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

ADMINISTRATION: TYSON, CHR. BOYCE CRAIG MENTEL

1374-2008

To authorize and direct the Finance and Management Director to establish a purchase order, on behalf of the Department of Technology, from an existing Universal Term Contract, for software maintenance and support, associated with Veritas licenses, provided by DLT Solutions, Inc.; to authorize the expenditure of \$25,028.58 from the Department of Technology's Information Services Fund (\$25,028.58)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

RECREATION & PARKS: TYSON, CHR. GINTHER TAVARES MENTEL

1549-2008

To authorize the Director of Recreation and Parks to enter into a lease agreement with the Jewish Community Center of Greater Columbus for the property known as the east shore of Hoover Reservoir and adjacent to the Jewish Community Center Day Camp and Recreation Area, for a period of one (1) year with nine (9) consecutive one (1) year renewal options, and to declare an emergency. (\$0.00)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1557-2008

To authorize the Director of Finance and Management to enter into contract with Acorn Farms, Inc. for the purchase of various trees for the street tree planting program, to authorize the expenditure of \$27,090.50 from the Recreation and Parks Tree Replacement Fund, and to declare an emergency. (\$27,090.50)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

1593-2008

To authorize a supplemental appropriation in the amount of \$11,695,439.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for the operation of various grant programs administered by the Central Ohio Area Agency on Aging, and to declare an emergency. (\$11,695,439.00)

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

Absent: 1 - President Pro-Tem Boyce

Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

RULES & REFERENCE: MENTEL, CHR. BOYCE O'SHAUGHNESSY TAVARES

1014-2008

To supplement and amend sections of Chapter 3355, "Community Scale Commercial Development," of the Columbus Zoning Code, in order to limit the parking lots that may be constructed in certain zoning areas to those with a commercial, and not a residential use.

Sponsors: Maryellen O'Shaughnessy and Kevin L. Boyce

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

1016-2008

Absent: 1 - President Pro-Tem Boyce
Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

To amend Chapter 3342 of the Columbus Zoning Code, entitled Parking and Off Street Loading, in order to remove the provision for administrative waivers for the additional number of parking spaces required during a change of use or a minor addition consisting of less than two hundred (200) square feet.

Sponsors: Maryellen O'Shaughnessy and Kevin L. Boyce

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

Absent: 1 - President Pro-Tem Boyce
Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel

ADJOURNMENT

ADJOURNED: 7:45 P.M.

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

Absent: 1 - President Pro-Tem Boyce
Affirmative: 6 - Ginther, Ms. O'Shaughnessy, Ms. Tavares, Craig, Tyson and President Mentel



City of Columbus

Journal - Final

Zoning Committee

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

Kevin L. Boyce, Chair; All Members

Monday, October 20, 2008

6:30 PM

Zoning Committee

Zoning Committee

Journal

October 20, 2008

**REGULAR MEETING NO. 54 OF CITY COUNCIL (ZONING), OCTOBER 20, 2008 AT
6:30 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

Absent: Boyce

Present: Mentel: O'Shaughnessy: Tavares: Ginther: Tyson and Craig

READING AND DISPOSAL OF THE JOURNAL

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

Absent: Boyce

Affirmative: Craig, Tyson, Ginther, Tavares, O'Shaughnessy and Mentel

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

**ZONING: BOYCE, CHR. CRAIG GINTHER O'SHAUGHNESSY TAVARES
TYSON MENTEL**

1425-2008

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes; for the property located at 1048-1054 EAST TWENTIETH AVENUE (43211), to permit an existing four-family dwelling with reduced parking in the R-3, Residential District (Council Variance # CV08-021).

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

Absent: Boyce

Affirmative: Craig, Tyson, Ginther, Tavares, O'Shaughnessy and Mentel

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

Absent: Boyce

Affirmative: Craig, Tyson, Ginther, Tavares, O'Shaughnessy and Mentel

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

1442-2008

Absent: Boyce
Affirmative: Craig, Tyson, Ginther, Tavares, O'Shaughnessy and Mentel
To grant a variance from the provisions of Section 3356.03, C-4 permitted uses, of the Columbus City Codes, for property located at 253 EAST TWELFTH AVENUE (432091), to permit ground floor dwelling units and parking in the CPD, Commercial Planned Development District (Council variance CV08-022).

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

Absent: Boyce
Affirmative: Craig, Tyson, Ginther, Tavares, O'Shaughnessy and Mentel

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

Absent: Boyce
Affirmative: Craig, Tyson, Ginther, Tavares, O'Shaughnessy and Mentel

1446-2008

To rezone 5609 TRABUE ROAD (43228), being 0.7± acres located on the south side of Trabue Road, 310± feet east of Saint James Lutheran Lane, From: R-1, Residential District, To: L-C-4, Limited Commercial District. (Rezoning # Z08-032)

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

Absent: Boyce
Affirmative: Craig, Tyson, Ginther, Tavares, O'Shaughnessy and Mentel

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

Absent: Boyce
Affirmative: Craig, Tyson, Ginther, Tavares, O'Shaughnessy and Mentel

ADJOURNED: 7:22 P.M.

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

Absent: Boyce
Affirmative: Craig, Tyson, Ginther, Tavares, O'Shaughnessy and Mentel

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: 0169X-2008

Drafting Date: 09/12/2008

Version: 1

Current Status: Passed

Matter Type: Resolution

Explanation1. BACKGROUND

This resolution authorizes the Public Service Director to request the Ohio Department of Transportation to establish a safe operating speed on Long Street from Hamilton Park Avenue to Champion Avenue. Engineering studies conducted in accordance with Ohio Revised Code 4511.21 support decreasing the current prima-facie speed limit from 35 miles per hour to 30 miles per hour. The Transportation Division performed the speed zone study as a result of a request from the public to lower the speed limit and to reflect redevelopment efforts in the area.

2. FISCAL IMPACT

None

TitleTo request that the Director of the Ohio Department of Transportation lower the prima-facie speed limit on Long Street from Hamilton Park Avenue to Champion Avenue to thirty (30) mph, and to repeal any and all speed limit ordinances and resolutions on said roadways.

Body**WHEREAS**, Long Street is an arterial roadway per the Columbus Thoroughfare Plan and provides primary access to the King-Lincoln District; and

WHEREAS, the city strongly supports redevelopment of the King-Lincoln District to provide for increased retail, office, entertainment and residential opportunities; and

WHEREAS, the renovation of the Lincoln Theatre and adjacent infrastructure is considered a critical component of redevelopment; and

WHEREAS, in order to promote the ideals of livable streets and comfortable pedestrian travel, the City of Columbus desires a lower speed limit on Long Street; and

WHEREAS, the current prima-facie speed limit on Long Street from Hamilton Park Avenue to Champion Avenue is 35 miles per hour; and

WHEREAS, traffic engineering studies and investigations performed under the direction of a Professional Engineer indicate that a posted speed of 30 miles per hour is reasonable and safe under existing conditions; and

WHEREAS, the City of Columbus will continue to monitor vehicle speeds and volumes and revise necessary regulations to promote a safe residential and pedestrian environment; and

WHEREAS, the Transportation and Pedestrian Commission approved this speed limit reduction on September 11, 2008; and

WHEREAS, Section 4511.21 of the Ohio Revised Code provides for the establishment of a reasonable and safe prima facie speed limit under such conditions by the Director of the Ohio Department of Transportation upon request of a local authority; and

WHEREAS, the City of Columbus, Ohio, Public Service Department, Transportation Division, City Traffic Engineer, recommends that a reasonable and safe prima facie speed limit of 30 miles per hour be established for Long Street from Hamilton Park Avenue to Champion Avenue; now, therefore,

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

Section 1. That any and all previous speed limit ordinances and resolutions on Long Street from Hamilton Park Avenue to Champion Avenue be and are hereby repealed.

Section 2. That, upon the basis of the aforesaid engineering and traffic investigations, it is hereby determined that the posted speed limit of 30 miles per hour for Long Street from Hamilton Park Avenue to Champion Avenue is reasonable and safe under existing conditions.

Section 3. Be it further resolved that the Director of the Ohio Department of Transportation is hereby requested to review the engineering and traffic investigation and to determine and declare a reasonable and safe prima facie speed limit of 30 miles per hour for Long Street from Hamilton Park Avenue to Champion Avenue.

Section 4. This resolution shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0191X-2008

Drafting Date: 10/16/2008

Current Status: Passed

Version: 1

Matter Type: Resolution

Explanation

Title

To recognize the *Interfaith Association of Central Ohio (IACO)*, in promoting interfaith understanding and cooperation among different faith traditions.

Body

WHEREAS, the City Council of Columbus, Ohio and its surrounding areas are nationally recognized as places welcoming diversity and moral integrity in its operation; and

WHEREAS, eight major faith traditions - Bahá'í, Buddhist, Christian, Hindu, Islamic, Jain, Jewish, and Sikh - work together in IACO, to create awareness, understanding, and tolerance of the diversity of religious expression and beliefs; and

WHEREAS, the IACO has discovered that interfaith understanding allows people to go beyond merely tolerating each other's beliefs to one of respecting and appreciating the differences of religious expression; and

WHEREAS, interfaith understanding creates the awareness of the great similarities and a strong sense of common purpose between all faiths, in that all faiths believe in the Golden Rule concept; and

WHEREAS, the Association's Main Event luncheon will be held on October 26, 2008 at The King Arts Complex Ballroom with Dr. Susan Huntington, Distinguished University Professor, The Ohio State University. Dr. Huntington is an expert on South Asian art and culture as well as Buddhist art and teaches History of Art. Dr. Huntington will be speaking on the topic of "*Religion in Art; Art in Religion: Understanding Religion through Art*"; now, therefore;

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

That this Council does hereby declare Sunday, October 26, 2008, as Interfaith Understanding Day in the City of Columbus.

BE IT FURTHER RESOLVED, that a copy of this Resolution be presented to the Interfaith Association of Central Ohio

(IACO).

Legislation Number: 0193X-2008

Drafting Date: 10/17/2008

Current Status: Passed

Version: 1

Matter Type: Ceremonial Resolution

Title To endorse Issue 81 and support the South-Western City School District Bond and Operating Levy.

Body

WHEREAS, it is the obligation of the City of Columbus to protect and promote the health, safety and welfare of the community; and

WHEREAS, a healthy education system is critical to the economic stability and success of the Columbus region; and

WHEREAS, the South-Western City School District is the sixth largest school district in the State of Ohio and the second largest in Franklin County; and

WHEREAS, of the more than 21,000 students in the South-Western City School District, more than one-third reside in the City of Columbus; and

WHEREAS, the District has demonstrated the need for operating finances to maintain quality educational services and programs in the community; and

WHEREAS, a vote FOR Issue 81 will help the South-Western City School District capture nearly \$206 million in tobacco settlement funds from the State of Ohio; and

WHEREAS, a vote FOR Issue 81 presents a unique opportunity to bring every school building in the District up-to-date while improving safety and security; and

WHEREAS, a vote FOR Issue 81 will allow the District to update technology; eliminate trailer classrooms, reduce maintenance costs and provide for all-day, everyday kindergarten; now, therefore

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

That we do hereby endorse Issue 81 and encourage the residents of the South-Western City School District to support our youth and the future of Columbus by voting FOR Issue 81 on November 4, 2008.

Legislation Number: 0857-2008

Drafting Date: 05/13/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This ordinance authorizes the Finance and Management Director to modify and increase a professional services contract (EL007349) with Resource International, Inc. (RII) for services to assist the city in delineating the extent of fuel contamination at the former Fleet Management Short Street maintenance garage. The State of Ohio Bureau of Underground Storage Tank Regulations (BUSTR) requires delineation to determine the extent of the fuel leaked on the site over a period of the last fifteen years.

The Fleet Management Division initially entered into a contract with RII for a site evaluation, which was completed in December 2006. Based on the test results BUSTR required additional testing and asked that it be completed by the same firm that conducted the original evaluation (Ordinance 0725-2008, passed 5/24/07). Earlier this year it was determined in the delineation testing that three additional drilling sites were necessary at an additional cost of \$8,800.00 in order to determine the extent of any possible soil contamination (ordinance 0129-2008, passed 2/28/08). Now it has been determined that seven additional drilling sites are necessary at an additional cost of \$30,655.00 in order to determine the full extent of any possible soil contamination. This testing is required by BUSTR, and will enable the city to determine the extent and total cost of remediation.

RII was selected for the original site evaluation in 2006. Other quotes were submitted by Burgess & Niple and ATS Chester. Continuation of the RII contract for their testing services and the additional delineation as required by BUSTR should remain with the same vendor in an effort to contain costs and eliminate duplication of work by a different vendor, thereby making rebidding this additional work impractical and very likely more costly.

The Department of Public Utilities has reached an agreement in principle with the Department of Finance and Management that will allow the Division of Sewerage and Drainage to assume partial use of the Short Street parcels formally used by Fleet Management. Due to pending change in use from Fleet operations to the Division of Sewerage and Drainage the funding for this modification with RII will be coming from the Sanitary Sewer Revenue Bonds Fund.

Fiscal Impact: This ordinance authorizes the additional expenditure of \$30,655.00. The Department of Public Utilities, Division of Sewerage and Drainage, has sufficient funds allocated for this project under the Sanitary Sewer Revenue Bonds Fund. RII has agreed to complete the delineation for an amount not to exceed \$30,655.00. To date a total of \$45,740 has been contracted with RII. This modification adds an additional \$30,655 for a total contract of \$76,395.

Contract Compliance Number: 31-0669793 (FBE)

Expiration Date: 06/19/2010.

Emergency action is being requested so that the delineation can be completed and the Fleet Management Division can respond to BUSTR within the necessary timeline.

Title

To authorize the Finance and Management Director to modify and increase a professional services contract with Resource International, Incorporated, for services to fully delineate soils impacted by various fuel spills at the former Short Street Fleet Management Division Facility; to authorize the expenditure of \$30,655.00 or so much thereof as may be needed from within the Sanitary Sewer Revenue Bonds Fund; and to declare an emergency. (\$30,655.00)

Body

WHEREAS, over time the Fleet Management Division has discovered various leaks in an underground fuel line at the Short Street fuel island; and

WHEREAS, the Ohio Bureau of Underground Storage Tank Regulations (BUSTR) requires delineation of the soils impacted by the spills; and

WHEREAS, Resource International, Inc. (RII) was initially authorized to complete the tasks associated with the delimitation; and

WHEREAS, BUSTR requires further site delineation; and

WHEREAS, the delineation needs to be completed by the same firm that conducted the initial assessment; and

WHEREAS, Resource International, Inc. has agreed to provide the services for an additional amount of up to \$30,655.00; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Fleet Management Division, in that it is immediately necessary to authorize the Finance and Management Director to modify and increase a contract with Resource International, Inc. for professional services to complete a delineation assessment so that Fleet Management can respond to BUSTR in a timely manner, thereby preserving the public health, peace, property, safety and welfare; now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY COLUMBUS:

SECTION 1. That the Director of Finance and Management is hereby authorized to modify and increase a professional services contract with Resource International, Incorporated, for a delineation of soils impacted by fuel spills at the fuel island of the former Fleet Management Maintenance Building.

SECTION 2. That the sum of \$30,655.00, or so much thereof as may be needed, is hereby authorized to be expended from the Sanitary Sewer Revenue Bonds Fund | Fund 665 | Div. 60-05 | Project 650691(.1) | OSIS Downtown Odor Control | OCA 665691 | O.L.3: 6676.

SECTION 3. That the City Auditor is hereby authorized 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 are no longer required for said project; except that no transfer shall be made from a project by monies from more than one source.

SECTION 4. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 5. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

Legislation Number: 0967-2008

Drafting Date: 06/03/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND:

Need: This legislation is to authorize and direct the Finance and Management Director to issue a purchase order for fire uniforms from the existing Universal Term Contract established by the Purchasing Office for such purpose with Roy Tailors Uniform Company.

Bid Information: Universal Term Contract FL003164 exists for these purchases; this UTC expires 8/31/09 and has been in existence since 8/31/07.

Contract Compliance: 31-1261664, expiring 10/26/08

Emergency Designation: Emergency action is requested as funds are needed immediately to purchase said fire uniforms.

FISCAL IMPACT: The Fire Division budgeted \$600,000 for uniforms in the 2008 General Fund budget. The Fire Division has encumbered or expended approximately \$206,000 year to date. This ordinance authorizes another \$100,000 for the purchase of uniforms for the Fire Division from the 2008 General Fund budget. This purchase order for uniforms

for the Fire Division is intended to be sufficient until passage of the 2009 Budget.

TitleTo authorize and direct the Finance and Management Director to issue a purchase order for fire uniforms from the existing Universal Term Contract with Roy Tailors Uniform Company, to authorize the expenditure of \$100,000.00 from the General Fund, and to declare an emergency. (\$100,000.00)

Body**WHEREAS**, there is a need to purchase fire uniforms from the Division of Fire's General Fund Budget; and

WHEREAS, a Universal Term Contract established by the Purchasing Office exists for these purchases; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, in that it is immediately necessary to purchase said fire uniforms, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to issue a purchase order for the purchase of fire uniforms in accordance with the existing Universal Term Contract established with Roy Tailors by the Purchasing Office for such purpose.

SECTION 2. That the expenditure of \$100,000.00, or so much thereof as may be necessary, be and is hereby authorized from the General Fund 010, Division of Fire No. 30-04, Object Level One 02, Object Level Three Code 2221, OCA Code 301531.

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

Legislation Number: 0983-2008

Drafting Date: 06/04/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Need: The Columbus Public Health (CPH) Department has a need to contract for security officer services for their facility at 240 Parsons Avenue. The purpose of this legislation is to enter into contract with United Security Management Services, Inc., for security services for the period November 12, 2008 through November 11, 2009.

A Request For Proposal (RFP), # SA002575 "Security Officer Services at 240 Parsons Avenue," was publicly posted to the City of Columbus Vendor Services website from August 7 until September 7, 2007. All companies registered with the City of Columbus under commodity code 99046 (Guard and Security Services) were notified of the RFP. A total of eighteen companies requested the RFP. A total of nine companies submitted responses to the RFP. The CPH evaluation committee unanimously recommended awarding the contract to United Security Management Services, Inc., as the lowest, responsive, responsible and best bidder under the provisions of City Code, Chapter 329. Ordinance No. 1661-2007, passed by City Council on , authorized the Board of Health to enter into the first year of a three-year contract for a total amount of \$293,968. This ordinance will authorize the second year of the three-year contract.

The contract compliance number for United Security Management Services is 34-1084012 and expires on 10/12/09.

Fiscal Impact: These monies were budgeted within the Health Special Revenue Fund, Fund No. 250. The current year contract is for \$293,968.

TitleTo authorize the Board of Health to enter into a contract with United Security Management Services, Inc., for security

officer services, and to authorize a total expenditure of \$291,500 from the Health Special Revenue Fund. (\$291,500)

Body

WHEREAS, a need exists for security officer services for the Health Department facility located at 240 Parsons Avenue; and

WHEREAS, A Request For Proposal (RFP), # SA002575 "Security Officer Services at 240 Parsons Avenue," was publicly posted to the City of Columbus Vendor Services website from August 7 until September 7, 2007, and an evaluation committee unanimously recommended awarding the contract to United Security Management Services, Inc., as the lowest, responsive, responsible and best bidder under the provisions of City Code 329.06; and,

WHEREAS, the Board of Health desires to enter into a contract with United Security Management Services, Inc., for the second year of a three-year contract; now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized to enter into a contract for \$291,500 with United Security Management Services, Inc., for security officer services for the Health Department facility located at 240 Parsons Avenue for the period November 12, 2008 through November 11, 2009.

SECTION 2. That the expenditure of \$291,500 is hereby authorized from the Health Special Revenue Fund, Fund No. 250, Department of Health, Division No. 50-01, Object Level One - 03, Object Level Three -3398, OCA - 500264.

SECTION 3. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance and to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

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

Legislation Number: 1014-2008

Drafting Date: 06/10/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance revises portions of Columbus Zoning Code Chapter 3355, which regulates C-3 Community Scale Commercial Development. The C-3 zoning district promotes community-scale commercial and retail uses where a business, profession, or service may be conducted.

The C-4 zoning district incorporates the permitted uses listed in 3355 under 3356.03. These changes will limit the parking lots that may be constructed in C-3 and C-4 zoning districts to those with a commercial, and not a residential, use.

FISCAL IMPACT: No funding is required for this legislation.

Title

To supplement and amend sections of Chapter 3355, "Community Scale Commercial Development," of the Columbus Zoning Code, in order to limit the parking lots that may be constructed in certain zoning areas to those with a commercial, and not a residential use.

WHEREAS, this ordinance revises portions of Columbus Zoning Code Chapter 3355, which regulates C-3 Community Scale Commercial Development; and

WHEREAS, the C-3 zoning district promotes community-scale commercial and retail uses where a business, profession, or service may be conducted; and

WHEREAS, the C-4 zoning district incorporates the permitted uses listed in 3355 under 3356.03; and

WHEREAS, the existing provisions for dwelling units above commercial uses in the C-3 and C-4 districts may allow exclusively residential uses and parking without any other commercial use; and

WHEREAS, this revision will modify the C-3 and C-4 districts to require other commercial uses in addition to parking on the first floor below dwelling units; and

WHEREAS, the limit on parking lots in this section to those with commercial uses accurately reflects the inclusion of parking lots under the "commercial uses" of 3355.03(B); **now, therefore**,

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

Section 1. That the existing Section 3355.03 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3355.03 C-3 permitted uses

The following are uses permitted in the C-3, Commercial District; however these are not meant to be exhaustive nor an exclusive listing. The Director has the authority to decide if an unnamed use is of similar enough character and nature to warrant inclusion into the C-3 district.

The North American Industry Classification System, or its successor document, is the reference document used to provide use families for this Chapter. The Director may use the current NAICS or its successor, as one document in making decisions as to the appropriateness of any future use permitted to be in the C-3, district.

A. All uses listed in C.C. 3351 and C.C. 3353.

B. Commercial uses including:

- Appliance Maintenance and Repair
- Armored Car, Investigation Guard and Security Services
- Art Dealers and Galleries
- Arts and Crafts
- Astrology, Fortune telling and Palm Reading
- Barber and Cosmetology Educational Training Facility
- Book, Newspaper and Magazine Stores (Unlimited size)
- Building Material and Supplies Dealers (No outside yards or storage)
- Butcher Shops, Fish, Meat, and Seafood Markets (Unlimited size)
- Cafes, Delicatessens and Restaurants (Unlimited size)
- Camera, Photo finishing and Photographic Supplies Stores
- Clothing and Clothing Accessories Stores
- Coin and Stamp Dealers
- Colleges
- Compact Disc, Music, Record and Video Stores (Includes rental)
- Computer and Software Stores
- Dry cleaning and Laundry Services
- Exercise and Health Facilities
- Fabric, Needlework, Quilting, Sewing and Piece Goods Stores
- Food and Beverage Stores
- Footwear and Repair
- Formal Wear and Costume Rental and Sales

Funeral Homes and Services
 Game, Hobby and Toy Stores
 Hardware Stores
 Jewelry Stores
 Locksmiths
 Luggage and Leather Goods Sales and Repair
 Musical Instrument and Supplies Stores
 News Dealers and Newsstands
 Parking Lots and Parking Garages as allowed in C.C. 3355.05
 Pet Day Care, Grooming, Pets and Supplies (No outside runs or boarding)
 Shoe Stores
 Tobacconist
 Window Treatment Stores
 C. Commercial uses, subject to the additional provisions of C.C. 3355.05, including:
 Adult and Child Day Care Centers
 Crematory
 D. Dwelling units, as allowed under C.C. 3355.05.

Section 2. That the existing Section 3355.05 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3355.05 C-3 district development limitations.

- A. Adult and child day care center shall provide a transportation plan submitted as part of the zoning clearance application. The plan shall include a description of the loading and unloading, parking and traffic circulation areas. The director of the department of public services or designee shall review the transportation plan, and may approve, modify, or disapprove the plan for safety reasons.
- B. Crematory when in compliance with applicable provisions of the special permit requirements.
- C. Dwelling units only when located above uses permitted in this district.
- D. Parking lots and Parking Garages, (Both Private and Public)
 - 1. Dwelling units are permitted above parking garages or parking lots only if the parking facilities are adjoining to one or more other uses listed in C.C. 3351, C.C. 3353, or C.C. 3355. The parking garage or parking lot shall be located within the same structure as these uses.
 - 2. Required adjoining uses specified in subsection (D)(1) of this section must occupy the entire length of at least one property frontage as defined in C.C. 3303 except that driveways and pedestrian entrances to the parking lot or garage are permitted provided that said driveways and pedestrian entrances occupy no more than 20% of the length of that frontage.

Section 3. That the existing Section 3356.03 of the Columbus City Codes, 1959, is hereby amended to read as follows:
 3356.03 C-4 permitted uses.

The following are uses permitted in the C-4, Commercial District; however these are not meant to be exhaustive nor an exclusive listing. The Director has the authority to decide if an unnamed use is of similar enough character and nature to warrant inclusion into the C-4 district.

The North American Industry Classification System, or its successor document, is the reference document used to provide use families for this chapter. The Director may use the current NAICS or its successor, as one document in making decisions as to the appropriateness of any future use permitted to be in the C-4, district.

- A. All uses listed in C.C. 3351, C.C. 3353 and C.C. 3355.
- B. Commercial uses allowing dwelling units above the primary use, including:
 Appliance Stores
 Automotive Accessories, Parts and Tire Stores
 Automobile and Light Truck Dealers
 Automobile Driving Training Facility
 Automotive Sales, Leasing and Rental
 Bars, Cabarets and Nightclubs
 Blood and Organ Banks
 Building Material and Supplies Dealers
 Caterers

Check Cashing and Loans
 Community Food Pantry
 Consumer Goods Rental
 Discount Department Stores
 Electronics Stores
 Floor Covering Stores
 Furniture and Home Furnishings Stores
 General Merchandise Stores
 Home Centers
 Household and Personal Goods Maintenance and Repair
 Linen and Uniform Supply
 Missions/Temporary Shelters
 Motorcycle, Boat, and Other Motor Vehicle Dealers
 Motor Vehicle Accessories and Parts Dealers
 Outdoor Power Equipment Stores
 Pawn Brokers
Parking Lots and Parking Garages as allowed in C.C. 3356.05
 Recreational Vehicle Dealers
 Reupholster and Furniture Repair
 Sporting Goods and Outfitters Stores
 Supermarkets
 Truck, Utility Trailer, and RV (Recreational Vehicle) Sales, Rental and Leasing
 Used Merchandise Stores
 Vending Machine Operators
 Warehouse Clubs and Super Centers
 C. Commercial uses not allowing dwelling units above the primary use, including:
 Automotive Maintenance and Repair
 Bowling Centers
 Carpet and Upholstery Cleaning Services
 Drive-In Motion Picture Theaters
 Exterminating and Pest Control Services
 Farm Equipment and Supply Stores
 Garden, Landscaping and Nursery Centers and Sales
 Hotels and Motels
 Hospitals
 Janitorial Services
 Lawn and Garden Equipment and Supplies Stores
 Limousine and Taxi Service
 Paint and Wallpaper Stores
 Performing Arts, Spectator Sports and Related Industries
 Theaters, Dance Companies and Dinner Theaters
 D. Commercial uses not allowing dwelling units above the primary use and subject to the additional provisions of C.C. 3356.05, including:
 Animal Shelter
 Amusement Arcade
 Halfway House
 Veterinarians (Unlimited practice)
 E. Dwelling units, as allowed under C.C. 3356.05.

Section 4. That the existing Section 3356.05 of the Columbus City Codes, 1959, is hereby amended to read as follows:

3356.05 C-4 district development limitations.

A. Animal Shelter - or Animal Kennel.

1. All activities shall be conducted indoors.

2. Buildings containing animals shall be located a minimum distance of one hundred (100) feet from a residential district.
 3. Waste products shall be located a minimum distance of one hundred (100) feet from a residential district and in compliance with Columbus Department of Health regulations.
- B. Amusement park or arcade when in compliance with applicable provisions of the Special Permit requirements.
- C. Dwelling units when located above uses contained in the C-1, C-2, and C-3, Commercial Districts and those specified in the C-4 Commercial District; however, dwelling units are not permitted in a building containing those specified C-4 Commercial uses nor are the specified C-4 Commercial uses permitted to be established in a building containing dwelling units.
- D. Halfway house when in compliance with applicable provisions of the Special Permit requirements.

E. Parking lots and Garages. (Both Private and Public)

1. Dwelling units are permitted above parking garages or parking lots only if the parking facilities are adjoining to one or more other uses listed in C.C. 3351, C.C. 3353, C.C. 3355 or 3356.03(B). The parking garage or parking lot shall be located within the same structure as these uses.

2. Required adjoining uses specified in subsection (E)(1) of this section must occupy the entire length of at least one property frontage as defined in C.C. 3303 except that driveways and pedestrian entrances to the parking lot or garage are permitted provided that said driveways and pedestrian entrances occupy no more than 20% of the length of that frontage.

~~EF.~~ Veterinarians (unlimited practice).

1. Open air confinement of animals shall not be allowed.
2. Outdoor therapeutic exercise areas or therapeutic equipment shall be located a minimum distance of one hundred (100) feet from a residential zoning district. Stables are not allowed.
3. Distance separation as required in this section is measured from the closest point on a parcel line containing the outdoor exercise area or therapeutic equipment and the closest point on a parcel line containing the zoning district or use it is to be separated from.

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

Legislation Number: 1016-2008

Drafting Date: 06/10/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation amends Chapter 3342, Parking and Off Street Loading, to remove the provision for administrative waivers of the additional number of parking spaces required for a change of use or a minor addition consisting of less than two hundred (200) square feet. The code provides that the additional number of parking spaces may be waived if it is determined that the increased intensity will not cause adverse traffic congestion in the area. Many of the properties that are subject to administrative parking waivers are in relatively high density, mixed-use areas. Even in instances where no adverse traffic congestion is anticipated, changes of use and minor additions may be incompatible with nearby residential uses and less intense commercial uses. Staff believes these potential land use conflicts are more appropriately addressed through parking reduction variances in a public hearing process. Accordingly, the Board of Zoning Adjustment has the authority to impose requirements and conditions regarding the location, character, and other features of the proposed uses or structures the board deems necessary to carryout the intent and purpose of the Zoning Code and to otherwise safeguard the public safety and welfare. This legislation is consistent with the proposed changes to the Urban, Community, and Regional Commercial Overlays.

FISCAL IMPACT: No funding is required for this legislation.

Title

To amend Chapter 3342 of the Columbus Zoning Code, entitled Parking and Off Street Loading, in order to remove the provision for administrative waivers for the additional number of parking spaces required during a change of use or a minor addition consisting of less than two hundred (200) square feet.

Body

WHEREAS, C.C.3342.02(b)(6) provides that the additional number of parking spaces required for a change of use or by a minor addition consisting of less than two hundred (200) square feet may be waived if, after consultation with the transportation administrator, the building services administrator determines that the increase in intensity will not create adverse traffic congestion in the area; and

WHEREAS, while such administrative parking waiver requests may not create adverse traffic congestion in the area, they may not be compatible with nearby residential and less intense commercial uses; and

WHEREAS, staff believes that these potential land use conflicts are more appropriately addressed through parking reduction variances in a public hearing process; and

WHEREAS, the Board of Zoning Adjustment has the authority to impose requirements and conditions regarding the location, character, and other features of the proposed uses or structures the board deems necessary to carryout the intent and purpose of the Zoning Code and to otherwise safeguard the public safety and welfare; and

WHEREAS, this ordinance will remove the provision for administrative parking waivers because it is in the best interest of the city to require a variance for these circumstances under the due process of a public hearing where the BZA may impose conditions to mitigate incompatibility; and

WHEREAS, this code change is consistent with the proposed changes to the Urban, Community, and Regional Commercial Overlays; **now, therefore,**

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

Section 1. That Section 3342.02 of the Columbus city Codes, 1959, is hereby amended to read as follows:

3342.02 Administrative requirements.

1. Each owner of real property shall provide and continue to provide parking in compliance with code provisions in effect at the time such particular use commenced.

2. Any person who initiates a new use, or changes or expands an existing use on any lot shall provide off-street parking, loading and maneuvering spaces in compliance with this chapter. For purposes of this chapter, "existing" means prior to change or expansion and includes "former"; and "new" means subsequent to change or expansion and includes "proposed."

3. The minimum number of parking and loading spaces required for a particular use are specified in this chapter.

Exceptions to these minimum requirements are as follows:

- a. Special Parking Areas. A lot which lies within a special parking area, shall be subject to specifications for that area.
- b. Change of Use. A use of higher intensity requires more parking spaces than does a use of lower intensity. For purposes of comparison "intensity" means the demand for parking spaces generated by a particular use. Such demand is measured by the requirements of this chapter. Any person who changes a use on any lot, shall provide the number of parking spaces required by the intensity of such use calculated as specified in items (1) through (6).

(1) Without expansion of an existing building, a new use of intensity equal to or lower than the existing use shall provide the same number of parking spaces as the existing number of parking spaces; no additional parking spaces shall be required. Example:

Existing medical clinic
 Required spaces = 10
 Existing spaces = 5

New law office
 Required spaces = 7

Total parking spaces required for new use = 5

(2) With expansion of an existing building, a new use of intensity equal to or lower than the existing use shall provide the same number of parking spaces as the existing number of parking spaces, plus the additional parking spaces required for

the expansion. Example:

Existing medical clinic	New law office
Required spaces = 10	Required spaces = 7
Existing spaces = 5	
	Building expansion Required spaces = 4
Existing parking spaces	= 5
Spaces required for building expansion	<u>= 4</u>
Total parking spaces required for new use	= 9

(3) Without expansion of an existing building, a new use of higher intensity than the existing use shall provide the same number of parking spaces as the existing use, plus additional parking spaces equal to the difference between that required for the higher and lower intensity uses. Example:

Existing retail store	New restaurant
Required spaces = 8	Required spaces = 27
Existing spaces = 5	
Existing parking spaces	= 5
Difference between intensities (27-8)	<u>= 19</u>
Total parking spaces required for new use	= 24

(4) With expansion of an existing building where the number of existing parking spaces is less than the number required for the existing use and is also less than that required for the new use, a new use of higher intensity than the existing use shall provide the same number of parking spaces as the existing use, plus additional parking spaces equal to the difference between that required for the higher and lower intensity uses, plus that number required for the expansion. Example:

Existing retail store	New restaurant
Required spaces = 8	Required spaces = 27
Existing spaces = 5	
Existing parking spaces	Building expansion Required spaces = 12
Difference between intensities (27-8)	= 5
Spaces required for building expansion	= 19
Total parking spaces required for new use	<u>= 12</u>
	= 36

(5) With expansion of an existing building where the number of existing parking spaces is less than that required for the existing use but is more than that required for the new use, a new use shall provide the number of parking spaces required for the new use plus that required for the expansion. Example:

Existing medical clinic	New law office
Required spaces = 10	Required spaces = 7
Existing spaces = 9	
	Building expansion Required spaces = 4
Parking spaces required for new law office	= 7
Spaces required for building expansion	<u>= 4</u>
Total parking spaces required for new use	= 11

(6) With expansion of an existing building where the number of existing parking spaces exceeds both that required for the existing use and that required for the new use, a new use shall provide the number of parking spaces required for the new use plus that required for the expansion. Example:

Existing retail store	New restaurant
Required spaces = 8	Required spaces = 27
Existing spaces = 29	
	Building expansion Required spaces = 12
Parking spaces required for new restaurant	= 27
Spaces required for building expansion	<u>= 12</u>
Total parking spaces required for new use	= 39

~~That additional number of parking spaces required by a change of use or by a minor addition consisting of less than two hundred (200) square feet may be waived if, after consultation with the transportation administrator, the building services administrator determines that the increased intensity will not create adverse traffic congestion in the area.~~

4. Parking spaces shall be provided on the same lot as the use they are intended to serve with the following exceptions:
 - a. Guest parking for town house development may be located within two hundred (200) feet of the lot served within the same development plat.
 - b. For a commercial, institutional or industrial use, the parking may be provided on a lot that is:
 - (1) Located within seven hundred and fifty (750) feet of the use to be served; and
 - (2) Owned or leased by the applicant and located in an appropriate zoning district with a limited overlay having conditions which limit its use to parking reserved for the duration of that use to be served.
5. Revision of an approved parking lot; including, but not limited to reduction, enlargement, restriping or remarking of any parking lot in a manner that differs from the existing site plan; shall require a new site plan and a certificate of zoning clearance prior to such change.
6. Off-street parking and loading spaces required for any use not specifically listed herein shall be the same as that required for a similar type use as determined by the administrator.

Section 2. That existing Section 3342.02 of the Columbus City Codes, 1959, is hereby repealed.

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

Legislation Number: 1374-2008

Drafting Date: 08/21/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:** This legislation authorizes the Director of Finance and Management to establish a purchase order, on behalf of the Department of Technology, from an existing Universal Term Contract (UTC), for software maintenance and support, associated with Veritas licenses, that support daily City business operations; provide support for daily backup of information and data; and provide for system recovery services. These maintenance and support services will be provided by DLT Solutions, Inc.

The Purchasing Office established a UTC through the passage of ordinance 1517-2006, passed 11/6/2006, which allowed for the purchase of Veritas licenses, maintenance and support (FL003323 - BPSFT15A), for various City of Columbus agencies and the Department of Technology, the largest user; with a two year contract term, expiring on December 31, 2008, with an option to renew for one more year; of which all parties have agreed to exercise the one year renewal option to continue with the terms and conditions provided within the UTC through December 31, 2009.

CONTRACT COMPLIANCE: DLT Solutions, Inc. MAJ, CC #54-1599882 expires 08/29/2009

FISCAL IMPACT: Earlier this year, the Department of Technology expended \$76,601.59 associated with maintenance and support for the Veritas license, with various coverage periods as stated within the quote attached to the purchase order (UT032154). The cost of \$25,028.58, associated with this ordinance is available within the Department of Technology, Information Services Fund; and will provide for additional maintenance and support for the backup recovery system, with various coverage periods as outlined within the quote; and will be provided by DLT Solutions, Inc.

Title

To authorize and direct the Finance and Management Director to establish a purchase order, on behalf of the Department of Technology, from an existing Universal Term Contract, for software maintenance and support, associated with Veritas licenses, provided by DLT Solutions, Inc.; to authorize the expenditure of \$25,028.58 from the Department of Technology's Information Services Fund (\$25,028.58)

WHEREAS, this legislation authorizes the Director of Finance and Management to establish a purchase order, on behalf of the Department of Technology, from an existing Universal Term Contract (UTC), for software maintenance and support; and

WHEREAS, the maintenance and support is associated with Veritas licenses, that support daily City business operations; provide for daily backup of information and data; and provide for system recovery services, with the maintenance services being provided by DLT Solutions, Inc; and

WHEREAS, the Purchasing Office established a UTC through the passage of ordinance 1517-2006, passed 11/6/2006, which allowed for the purchase of Veritas licenses, maintenance and support (FL003323 - BPSFT15A), with a two year contract term, expiring on December 31, 2008, with an option to renew for one more year; of which all parties have agreed to exercise the one year renewal option; and

WHEREAS, the cost of \$25,028.58, associated with this ordinance is available within the Department of Technology, Information Services Fund; and will provide for additional maintenance and support for the backup recovery system, with various coverage periods as outlined within the quote; and

WHEREAS, The Department of Technology has a need for the Director of Finance and Management to establish a purchase order for maintenance and support, associated with Veritas licenses, from DLT Solutions, Inc., to support daily operational needs throughout the City, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1: That the Finance and Management Director be and is hereby authorized to establish a purchase order, in the amount of \$25,028.58, for maintenance and support, from DLT Solutions, Inc., associated with Veritas Licenses, backup recovery system, with various coverage periods as outlined within the quote; of which upon approval of this ordinance the subsequent purchase order will be created and the quote will be attached.

SECTION 2: That the expenditure of \$25,028.58 or so much thereof as may be necessary is hereby authorized to be expended from:

Div.:47-02|Fund:514|Subfund:001|OCA Code: 280768|Obj. Level 1: 03|Obj. Level 3:3369|Amount:\$25,028.58

SECTION 3: That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

Legislation Number: 1425-2008

Drafting Date: 09/02/2008

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

Council Variance Application: CV08-021

APPLICANT: David Conley; c/o Michael Hrabcak, Atty.; 67 East Wilson Bridge Road; Worthington, OH 43085.

PROPOSED USE: Four-family dwelling.

SOUTH LINDEN AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This request will permit an existing four-family dwelling in the R-3, Residential District. A Council variance is necessary in that a four-family dwelling is not a permitted use in the R-3, Residential District. The site is located within the planning area of *The South Linden Neighborhood Plan (2003)*, which supports the maintenance of the existing housing stock in the neighborhood. The property was rezoned from R-4 in 1970 as part of a City-sponsored rezoning which rendered it along with many other four and two-family dwellings in the neighborhood nonconforming. A hardship exists because the non-conforming nature of the site prevents the owner from obtaining financing. The four-family dwelling has been long established on this lot, and is consistent with existing development in the surrounding residential neighborhood. Approval of this request will not add a new or incompatible use to the area.

Title

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes; for the property located at **1048-1054 EAST TWENTIETH AVENUE (43211)**, to permit an existing four-family dwelling with reduced parking in the R-3, Residential District **and to declare an emergency** (Council Variance # CV08-021).

Body

WHEREAS, by application No. CV08-021, the owner of property at **1048-1054 EAST TWENTIETH AVENUE (43211)**, is requesting a Council Variance to permit an existing four-family dwelling with reduced parking in the R-3, Residential District; and

WHEREAS, Section 3332.035, R-3, Residential District, prohibits four-family dwellings, while the applicant proposes to maintain an existing four-family dwelling; 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 due to the need to refinance the property for the immediate preservation of the public peace, property, health and safety; and**

WHEREAS, Section 3342.28, Minimum number of parking spaces required, requires two (2) parking spaces per dwelling unit, or eight (8) spaces, while the applicant proposes to maintain four (4) parking spaces for the existing dwelling; and

WHEREAS, the South Linden Area Commission recommends approval; and

WHEREAS, City Departments recommend approval because this request will not add a new or incompatible use to the area. This request will permit an existing four-family dwelling in the R-3, Residential District. The property was rezoned from R-4 in 1970 as part of a City-sponsored rezoning which rendered it along with many other four and two-family dwellings in the neighborhood nonconforming. The four-family dwelling has been long established on this lot, and is consistent with existing development in the surrounding residential neighborhood; and

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

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

WHEREAS, the granting of said variance will not impair an adequate supply of light and air to the adjacent property, unreasonably increase the congestion of public streets, increase the danger of fires, endanger the public safety, unreasonably diminish or impair established property values within the surrounding area, or in any other respect 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 **1048-1054 EAST TWENTIETH AVENUE (43211)**, in using said property as desired; now, therefore:

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

SECTION 1. That a variance from the provisions of Sections 3332.035, R-3, Residential District; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes; are hereby granted for the property located at **1048-1054 EAST TWENTIETH AVENUE (43211)**, insofar as said sections prohibit a four-family dwelling with four parking spaces; said property being more particularly described as follows:

1048-1054 EAST TWENTIETH AVENUE (43211), being 0.22± acres located on the north side of East Twentieth Avenue, 42± feet west of Hamilton Avenue, and being more particularly described as follows:

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

Being Lots Number One Hundred Seventy (170) and One Hundred Seventy-one (171) of Richmond Addition, as the same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 12, page 29, Recorder's Office, Franklin County, Ohio, and identified as Parcel No. 010-073249.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a four-family dwelling, or those uses permitted in the R-3, Residential District.

SECTION 3. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ **That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.**

Legislation Number: 1440-2008

Drafting Date: 09/05/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a professional services contract for General Engineering Services - Water Distribution Group, for the Division of Power and Water. This award will establish a "blanket" type of service contract to augment existing engineering personnel within the Water Distribution Group, Division of Power and Water, on an as-authorized, as-needed basis.

This Ordinance will authorize the expenditure of \$200,000 of capital improvements funds for the estimated needs of the Water Distribution Group for 2008. Under the terms of this contract, the City has the right to renew the contract for an additional year, subject to the approval of a contract modification by City Council.

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 329.14, "Awarding professional service contracts through requests for proposals." The evaluation criteria for this contract included: 1. proposal quality, 2. project schedule, 3. environmentally preferable offeror, and 4. local workforce.

Requests for Proposals (RFP's) were received on November 21, 2007 from EMH&T Inc., M-E Companies, Inc., Poggemeyer Design Group, Ribway Engineering Group, Stantec Consulting Services, and URS Corporation - Ohio.

Two consulting firms will be selected to perform the required services under this contract. Upon review of the technical proposals, the bidders were ranked using the criteria mentioned above and URS Corporation - Ohio was one of the two firms selected to perform the services for this project. Their Contract Compliance Number is 34-0939859 (expires 8/31/09, Majority). Additional information regarding each bidder, description of work, contract time frame and detailed

amounts can be found on the attached Legislation Information Form. Legislation for the second firm will come at a later date.

3. FISCAL IMPACT: This legislation includes a transfer of funds within the Water Works Enlargement Voted Bonds Fund and an amendment to the 2008 Capital Improvements Budget.

Emergency designation: It is requested that this Ordinance be handled in an emergency manner as the Division recently experienced a sludge line break and need to immediately authorize the consultant to begin design of the sludge line replacement (approx. 1000 feet) in the vicinity of Bethel Road.

Title

To authorize the Director of Public to enter into a professional services contract with URS Corporation - Ohio; for General Engineering Services for the Water Distribution Group; for the Division of Power and Water; to amend the 2008 Capital Improvements Budget; to authorize a transfer of \$68,265.49 within the Water Works Enlargement Voted Bonds Fund; to authorize an expenditure of \$200,000 within the Water Works Enlargement Voted Bonds Fund, and to declare an emergency. (\$200,000)

Body

WHEREAS, six technical proposals for General Engineering Services - Water Distribution Group were received on November 21, 2007; and

WHEREAS, URS Corporation - Ohio was one of the two firms selected to perform the design services for projects in this group based on criteria set forth in Columbus City Codes; and

WHEREAS, the purpose of this project is to contract for general engineering services to fulfill emergency capital improvements related needs; and

WHEREAS, under the terms of this contract the City has the right to renew the contract for an additional year, subject to the approval of a contract modification by City Council; and

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditure; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Water Works Enlargement Voted Bonds Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a professional services contract for General Engineering Services - Water Distribution Group, in an emergency manner as the Division recently experienced a sludge line break and need to immediately authorize the consultant to begin design of the sludge line replacement; for the immediate preservation of the public health, peace, property and safety;

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 enter into a professional services contract for General Engineering Services - Water Distribution Group with URS Corporation - Ohio, 277 West Nationwide Boulevard, Columbus, Ohio 43215; in the amount of \$200,000; in accordance with the terms and conditions of the contract on file in the Office of the Division of Power and Water.

SECTION 2. That the City Auditor is hereby authorized to transfer \$200,000 within the Division of Power and Water, Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level One 06, Object Level Three 6686, as follows:

Project No. | Project Name | OCA Code | change

690431 | Morse/R-New Albany Rd. W.L. | 642900 | -\$68,265.49

690236 | Water Main Rehab. | 642900 | +\$68,265.49

SECTION 3. That the 2008 Capital Improvements Budget is hereby amended as follows:

Project No. | Project Name | Current Authority | Revised Authority | change

690431-100000 | Morse/R-New Albany Rd. W.L. | \$0 | \$68,266 | +\$68,266 (new authority)

690431-100000 | Morse/R-New Albany Rd. W.L. | \$68,266 | \$0 | -\$68,266

690236-100000 | Water Main Rehab. | \$17,202,306 | \$17,270,572 | +\$68,266

SECTION 4. That to pay the cost of the aforesaid professional services agreement, the expenditure of \$200,000, or so much thereof as may be needed, is hereby authorized from the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Division No. 60-09, Project 690236, OCA 642900, Object Level One 06, Object Level Three 6621.

SECTION 5. 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 6. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 7. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

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

Legislation Number: 1442-2008

Drafting Date: 09/05/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV08-022

APPLICANT: Timothy Welsh; 1838 Ridgeview Road; Upper Arlington, OH 43221.

PROPOSED USE: Ground floor dwelling units and parking in the CPD, Commercial Planned Development District.

UNIVERSITY AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The property is zoned in the CPD, Commercial Planned Development District which allows residential and/or commercial development. A companion Council variance (CV08-011) was approved to allow parking to occupy the entire first floor. The applicant subsequently modified the proposal to include some ground floor dwelling units and some design changes. This ordinance permits the inclusion of ground floor dwelling units and establishes a modified site plan. These modifications are supported by staff, the University Area Commission, and the University Area Review Board. The proposal will provide revitalization to a site identified for redevelopment in the *Weinland Park Neighborhood Plan (2006)*.

To grant a variance from the provisions of Section 3356.03, C-4 permitted uses, of the Columbus City Codes, for property located at **253 EAST TWELFTH AVENUE (432091)**, to permit ground floor dwelling units and parking in the CPD, Commercial Planned Development District (Council variance CV08-022).

Body

WHEREAS, by application No. CV08-022, the owner of property at **253 EAST TWELFTH AVENUE (43201)**, is requesting a Council Variance to permit ground floor dwelling units and ground floor parking in the CPD, Commercial Planned Development District; and

WHEREAS, Section 3356.03, C-4 Permitted Uses prohibits dwelling units on the ground floor, while the applicant proposes dwelling units and parking on the ground floor; and

WHEREAS, the University Area Commission recommends approval; and

WHEREAS, City Departments recommend approval noting that the property is zoned in the CPD, Commercial Planned Development District which allows residential and/or commercial development. A companion Council variance (CV08-011) was approved to allow parking to occupy the entire first floor. The applicant subsequently modified the proposal to include some ground floor dwelling units and some design changes. This ordinance permits the inclusion of ground floor dwelling units and establishes a modified site plan. These modifications are supported by staff, the University Area Commission, and the University Area Review Board. The proposal will provide revitalization to a site identified for redevelopment in the *Weinland Park Neighborhood Plan (2006)*; 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 **253 EAST TWELFTH 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 3356.03, C-4 Permitted Uses; of the Columbus City Codes is hereby granted for the property located at **253 EAST TWELFTH AVENUE (43201)**, insofar as said sections prohibit dwelling units and parking on the ground floor, said property being more particularly described as follows:

253 EAST TWELFTH AVENUE (43201), being 1.94± acres located on the south side of East Twelfth Avenue, 150± feet east of Summit Street, and being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, City of Columbus, and being a 1.931 acre tract of which being part of a Vacated 20 foot-wide in Vacation Ordinance No. 1328-63, and Lots 49 - 60 of Dennison Summit Addition, as shown and delineated in Plat Book 6, Page 15A, said Lots 49 - 60 being conveyed to ZBP-K, LLC (1/2 Interest), by deed of record in Instrument Number 200709180164168 and HTZ, LLC (1/2 Interest), by deed of record in Instrument Number 200709180164166, all records herein are from the Recorder's Office, Franklin County, Ohio, said 1.931 acre tract being more particularly described as follows:

BEGINNING at a set iron pipe on the southerly right-of-way of 12th Avenue (60' R/W) and the westerly right-of-way of a 20 foot-wide Alley, said iron pipe also being the northeast corner of said 1.931 acre tract and the northeast corner of said Lot 54;

Thence South 00°00'00" East, a distance of 323.60 feet, along the westerly right-of-way of said Alley and the easterly line of said 1.931 acre tract, to a set iron pipe at the southeast corner of said 1.931 acre tract and the southeast corner of Lot 55 and on the northerly right-of-way of Chittenden Avenue (60' R/W);

Thence North 90°00'00" West, a distance of 260.00 feet, along the northerly right-of-way of said Chittenden Avenue and the southerly line of said 1.931 acre tract to a set iron pipe at the southwest corner of said 1.931 acre tract and said Lot 60 and on the easterly right-of-way of a 20 foot-wide Alley;

Thence North 00°00'00" East, a distance of 323.60 feet, along the easterly right-of-way of said Alley and the westerly line of said 1.931 acre tract, to a set iron pipe at the northwest corner of said 1.931 acre tract and said Lot 49 and on the southerly right-of-way of said 12th Avenue;

Thence North 90°00'00" East, a distance of 260.00 feet, along the southerly right-of-way of said 12th Avenue and the northerly line of said 1.931 acre tract, to the POINT OF BEGINNING, containing 1.931 acres more or less. Being subject to all easements, restrictions, and right-of-ways of record.

The above description was based on an actual field survey performed by "Civil and Environmental Consultants, Inc.", in October, 2007

All iron pipes set are 3/4 inch in DIA. by 30 inches in length with an I.D. cap bearing the name "CEC PROP COR".

Bearings are based on the centerline of Chittenden Avenue, having an angle which bears North 90°00'00" West, as shown in Plat Book 6, Page 15A.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for ground floor dwelling units and/or parking below dwelling units or those uses permitted in the CPD, Commercial Planned Development District.

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

SECTION 4. That this ordinance is conditioned on the subject site being developed in accordance with the submitted site plan titled, "SITE ZONING CLEARANCE PLAN FOR EAST VILLAGE", signed by Timothy Welsh, Applicant and dated September 5, 2008. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time development and engineering plans are completed. Any slight adjustment to the plan shall be reviewed and may be approved by the Director of Development or his designee upon submission of the appropriate data regarding the proposed adjustment.

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

Legislation Number: 1444-2008

Drafting Date: 09/08/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation **BACKGROUND:** This legislation authorizes the sale of Draeger SCBA's by the City of Columbus Fire

Division, to the Knox County Career Center. This gear is not compatible with the Fire Division's current SCBA gear, is no longer certified for use in fire fighting operations, and is of no further value to the City of Columbus Division of Fire.

While this equipment is no longer certified for fire fighting and is of no further use to the Division of Fire, the Knox County Career Center has expressed an interest in purchasing this equipment for use in recruit training, and is aware the equipment is not certified and will need to be tested prior to use.

Bid Information: N/A

Contract Compliance: N/A

FISCAL IMPACT: This ordinance authorizes the sale of Self Contained Breathing Apparatus (SCBA) to the Knox County Career Center for the sum of \$1.00.

TitleTo authorize and direct the Finance and Management Director to sell Self Contained Breathing Apparatus (SCBA) equipment that is of no further value to the Division of Fire, to the Knox County Career Center for the sum of \$1.00, and to waive the provisions of the City Code relating to the sale of City-owned property. (\$1.00)

BodyWHEREAS, the Knox County Career Center has expressed a desire to purchase SCBA equipment that is of no further value to the Division of Fire; and

WHEREAS, the Department of Public Safety and the Division of Fire has determined that it is in the best interest of the City of Columbus and the citizens of the central Ohio area to allow the purchase of SCBA equipment for the sum of \$1.00, by the Knox County Career Center; 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 sell SCBA equipment that is of no further value to the Division of Fire to the Knox County Career Center.

SECTION 2. That this Council finds it is in the best interest of the City of Columbus that the provisions of Section 329.30 of the Columbus City Code, relating to the sale of City owned personal property be and they are hereby waived to permit the sale of this equipment to the Knox County Career Center.

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

Legislation Number: 1446-2008

Drafting Date: 09/08/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Rezoning Application Z08-032

APPLICANT: Low Country Imports; c/o David L. Hodge, Atty.; Smith and Hale; 37 West Broad Street, Suite 725; Columbus, OH 43215.

PROPOSED USE: Commercial development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (6-0) on August 14, 2008.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The requested L-C-4, Limited Commercial District will allow commercial development with appropriate use and access restrictions, screening, and lighting controls, and is consistent with the surrounding zoning and land uses in accordance with the *West Columbus Interim Development Concept*

(1991).

Title

To rezone **5609 TRABUE ROAD (43228)**, being 0.7± acres located on the south side of Trabue Road, 310± feet east of Saint James Lutheran Lane, **From:** R-1, Residential District, **To:** L-C-4, Limited Commercial District. (Rezoning # Z08-032)

Body

WHEREAS, application #Z08-032 is on file with the Building Services Division of the Department of Development requesting rezoning of 0.7± acres From: R-1, Residential District, To: L-C-4, Limited Commercial District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested L-C-4, Limited Commercial District will allow commercial development with appropriate use and access restrictions, screening, and lighting controls, and is consistent with the surrounding zoning and land uses in accordance with the *West Columbus Interim Development Concept* (1991), 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:

5609 TRABUE ROAD (43228), being 0.7± acres located on the south side of Trabue Road, 310± feet east of Saint James Lutheran Lane, and being more particularly described as follows:

LEGAL DESCRIPTION

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

Being part of a ten (10) Acre Tract of land in survey number 7065, Virginia Military District, and being the said ten (10) Acres which were willed to Harlam Keller and Chloe Keller by their brother, Abraham, by his Last Will and Testament dated October 8, 1857, recorded in the Probate Court of Franklin County, Ohio, and being more particularly described as follows:

Beginning at a point in the Northwest corner of said ten (10) Acre Tract, said point of beginning being 672.10 feet west of the centerline of Hilliard-Rome Road, and the intersection of the west lien of said corner of said ten 910 Acre Tract, at an iron pin at said northwest corner of said ten (10) Acre Trace, thence 79 deg. 18 east along the north line of Trabue Road 130 feet to an iron pin thence south 10 deg. 55' west and thence south for 200 feet to an iron pin east, thence south 79 deg. 18' west 126.25 feet to an iron pin and thence north 9 deg. 54.40' east, 198.65 feet passed an iron pin to the said point of beginning comprising 0.547 acres more or less subject to all legal right-of-ways and easements and all other property not herein described but purchased by grantor during the ownership of this and all real estate known as 5609 Trabue Road, Columbus, Ohio 43228.

Description of 0.166 acre tract

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

Being a part of Virginia Military Survey No. 7065, being a part of the third parcel described in O.R. 10062F08, Franklin County Recorder's Office, and being more particularly described as follows:

Commencing at a railroad spike found in the intersection of Rome-Hilliard Road and Trabue Road, also being the northeast corner of the third parcel;

Thence along the centerline of Trabue Road, South 78 deg 44' 28" West a distance of 542.28 feet to a P.R. nail found at the northeast corner of a 0.547 acre tract of land, now or formerly owned by Roger L. and Janice A. Stanley, as described in O.R. 10425A08;

Thence along the easterly line of the Stanley tract, South 10 deg. 24' 34" West (passing over a 5/8" iron pin set at 32.38 feet) a total distance of 200.06 feet to a 1/2" iron pipe found, said iron pipe being THE TRUE PLACE OF BEGINNING of the herein described tract;

Thence continuing south 10 deg. 24' 34" West a distance of 69.39 feet to an 5/8" solid iron pin set;

Thence South 83 deg. 23' 13" West a distance of 120.45 feet to a 5/8" solid iron pin set on the easterly line of a tract of land, now formerly owned by St. James Evangelical Lutheran Church, as described in Deed Book 1542, page 299;

Thence along the easterly line of the church tract North 09 deg. 21' 10" East a distance of 54.00 feet to a 5/8" iron pin set at the southwest corner of a 0.547 acre tract, now or formerly owned by Roger L. and Janice A. Stanley, as described in O.R. 10425A08;

Thence along the southerly line of said 0.547 of an acre tract, north 78 deg. 44' 28" East a distance of 126.25 feet to THE TRUE PLACE OF BEGINNING.

Containing 0.166 acres, more or less.

For last conveyance, refer to O.R. 10062F08, Franklin County Recorder's Office.

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

All iron pins set are 5/8" solid iron pins with yellow plastic caps stamped Stulz & Associates.

Bearing system based on the centerline bearing of Rome-Hilliard Road (South 10 deg. 22' 00" West) taken from Grantor's Deed 10062F08.

To Rezone From: R-1, Residential District,

To: L-C-4, Limited Commercial District

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

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-C-4, Limited Commercial District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said plan being titled, "**CONCEPTUAL SITE PLAN**," and said text being titled, "**LIMITATION TEXT**," both signed by David L. Hodge, Attorney for the Applicant, dated August 26, 2008, and reading as follows:

LIMITATION TEXT

PROPOSED DISTRICT: L-C-4

EXISTING DISTRICT: R-1

PROPERTY ADDRESS: 5609 Trabue Road
OWNER: Stanley Rosemary
APPLICANT: Low Country Imports
DATE OF TEXT: 8/26/08
APPLICATION NUMBER: Z08 - 032

1. INTRODUCTION: The site is on the south side of Trabue Road, east of Saint James Lutheran Lane.

2. PERMITTED USES: Permitted uses shall include those uses permitted in Chapter 3356 of Columbus City Code (C-4, Commercial). The following uses shall be prohibited:

Auto dealerships
Billboard
Bowling alley
Cabaret
Check Cashing facility or store
Commercial radio transmitting or television station and appurtenances including cellular towers
Dance hall
Drive-thru / Carryout
Electric substation
Motor bus terminal
Motion picture theater
Night club
Off premises graphics (unless approved as part of a graphics plan)
Pawn shop
Poolroom
Private club
Tattoo Parlor

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

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

N/A

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

1. The access point shall be aligned to the access point located on the property to the north, or as otherwise approved by the Transportation Division.

2. A connection shall be provided to the public sidewalk in a manner substantially similar to the sidewalk connection depicted on the site plan entitled "Conceptual Site Plan" dated August 26, 2008, which is conceptual except for said sidewalk connection commitment.

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

1. Street trees shall be provided along Trabue Road at the rate of one (1) tree for every thirty (30) lineal feet of street frontage.

2. One (1) tree shall be planted for every ten (10) parking spaces.

3. Headlight screening in the form of landscaping (30 inch minimum at installation) shall be installed along Trabue Road

adjacent to any parking areas.

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

5. The minimum size of trees at installation shall be two and one half (2 1/2) inch in caliper for deciduous trees, five (5) feet in height for evergreen trees, and one and one half (1 1/2) inches in caliper for ornamental trees. Tree caliper shall be measured six (6) inches from the ground.

6. The developer shall comply with the parkland dedication ordinance by paying \$400/acre to the City's Recreation and Parks Department.

7. Any mechanical equipment or utility hardware on the roof of a building shall be screened from view to prevent the equipment from being visible from the property line of the parcel. Ground mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping or a fence or wall utilizing comparable or compatible materials as the building materials.

C. Building design and Interior-Exterior treatment commitments.

N/A

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

1. All external outdoor lighting including any wall packs shall be cut-off fixtures (down lighting) and shall be designed and placed to prevent spillage of light off the site and to prevent glare visible from the property lines.

2. Except for decorative lighting, all other light poles shall be metal and such light poles shall be of the same color. Light poles in the parking lots shall not exceed twenty-eight (28) feet in height.

3. Wiring within a development shall be underground.

E. 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 as it applies to the C-4 Commercial District and any variance to the sign requirements shall be submitted to the Columbus Graphics Commission for consideration.

F. Miscellaneous Commitments.

N/A

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

Legislation Number: 1455-2008

Drafting Date: 09/08/2008

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: In 2006, the Division of Police Helicopter Unit was granted funding through Franklin County Office of Homeland Security and Justice Programs for the purchase of a newer, tactical mapping system (ORD 0029-2006). The City of Columbus and Franklin County entered into an Intergovernmental Agreement to enable this type of purchase (ORD 1917-2005). The current mapping system was originally purchased to replace an outdated mapping system, due to growth in city size and population. The current mapping system operates off of satellite GPS for the entire State of Ohio, allowing the airman to plot exact address or cross-street heading, direction of travel, travel time, and provides area landmarks. Due to rapid developments in mapping technology, the six (6) LE-3000 systems purchased from AeroComputers, Inc., in 2006 are no longer in production. Consequently, the Division of Police seeks to purchase upgrades for each of the current LE-3000 systems. The Division needs to make this system upgrade prior to the expiration of equipment life cycle/serviceability, beginning with the purchase of two (2) LE-5000 system upgrades in 2008. Additionally, the LE-5000 upgrade includes a faster processor, and will allow Sprint modem access to PatrolView and other web based Division applications and operating systems, without requiring CAD or other Division software installation. This upgrade will provide the Helicopter Unit with current, serviceable systems, which will ultimately decrease the City's response time to pending citizen service calls.

Bid Information: AeroComputers, Inc. has agreed to hold June 2008 pricing, per Quote ~~4975~~ **2170**, received on 8/26/2008. This tactical mapping system is proprietary; therefore, this purchase will be made in accordance with sole source procurement.

This company is not debarred according to the Federal excluded parties listing or prohibited from being awarded a contract according to the Auditor of State unresolved findings for recovery certified search.

Contract Compliance Number: 77-0376839, Expires 11/29/2009

FISCAL IMPACT: This ordinance authorizes the expenditure of \$75,772.00 from the Law Enforcement Contraband Seizure Fund for the purchase of new tactical mapping systems. There is no impact to the General Fund.

Title

To authorize and direct the Finance and Management Director to enter into contract with AeroComputers, Inc., for the purchase of two (2) LE-5000 tactical mapping system upgrades in accordance with the provisions of sole source procurement; and to authorize the expenditure of \$75,772.00 from the Law Enforcement Contraband Seizure Fund. (\$75,772.00)

Body

WHEREAS, the Division of Police Helicopter Unit has a need to upgrade existing tactical mapping systems purchased in 2006, prior to the expiration of equipment life cycle/serviceability; and

WHEREAS, AeroComputers, Inc., is a sole source supplier of this tactical mapping equipment, and

WHEREAS, AeroComputers, Inc, has provided a written quote for the purchase of this tactical mapping equipment, and

WHEREAS, it is in the best interest of the City to enter into this contract in accordance with provisions of Section 329.07 (e) (Sole Source) of the Columbus City Codes, 1959; 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 contract with AeroComputers, Inc. for the acquisition of two (2), proprietary tactical mapping system upgrades.

SECTION 2. That the expenditure of \$75,772.00, or so much thereof as may be needed, be and the same is hereby authorized as follows:

DIV 30-03 | FUND 219 | OBJ LEVEL (1) 06 | OBJ LEVEL (3) 6643 | SUBFUND 016 | OCA 300988 |

SECTION 3. That said contract shall be awarded in accordance with provisions of Section 329.07 (e) (Sole Source) of the Columbus City Code, 1959.

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

Legislation Number: 1456-2008

Drafting Date: 09/08/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The City of Columbus has been asked to accept various deeds for the purposes of improving storm and sanitary sewer lines and appurtenances thereto. The following legislation provides for the City to accept such deeds as listed in the body of this legislation.

Fiscal Impact: N/A

Emergency Justification: N/A

Title

To accept the various deeds for real property from various grantees to be used for the purposes of improving storm and sanitary sewer lines and appurtenances thereto.

Body

WHEREAS, from time to time the City is asked to accept deeds various grantees for certain real property to be used for the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and;

WHEREAS, by virtue of a DEED of EASEMENT recorded in the Franklin County, Ohio Recorder's Office on 05/23/08 as instrument 200805230080016, **Liberty Place, LLC**, has deeded property to the City of Columbus, to be used for the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and

WHEREAS, by virtue of a DEED of EASEMENT recorded in the Franklin County, Ohio Recorder's Office on 01/13/06, as instrument 200601130009279, **I-670/Stelzer Road Limited Partnership**, has deeded property to the City of Columbus, to be used for the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and

WHEREAS, by virtue of a DEED of EASEMENT recorded in the Franklin County, Ohio Recorder's Office on 09/08/06 as instrument 200609080180006, **Lepalo, Inc.**, has deeded property to the City of Columbus, to be used for the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and

WHEREAS, by virtue of a DEED of EASEMENT recorded in the Franklin County, Ohio Recorder's Office on 08/24/06 as instrument 200608240169004, **Michael D. Smith and Sarah D. Smith**, has deeded property to the City of Columbus, to be used for the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and

WHEREAS, by virtue of a DEED of EASEMENT recorded in the Franklin County, Ohio Recorder's Office on 05/05/06 as instrument 200605050086605, **Great Western Limited**, has deeded property to the City of Columbus, to be used for

the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and

WHEREAS, by virtue of a DEED of EASEMENT recorded in the Franklin County, Ohio Recorder's Office on 02/10/06 as instrument 200602100027243, **Boomer Landco, LLC**, has deeded property to the City of Columbus, to be used for the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and

WHEREAS, by virtue of a DEED of EASEMENT recorded in the Franklin County, Ohio Recorder's Office on 02/10/06 as instrument 200602100027247, **Raas Hotel Group, Inc.**, has deeded property to the City of Columbus, to be used for the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and

WHEREAS, by virtue of a DEED of EASEMENT recorded in the Franklin County, Ohio Recorder's Office on 03/06/06 as instrument 200603060041366, **Medfirst Development II, Ltd.**, has deeded property to the City of Columbus, to be used for the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and

WHEREAS, by virtue of a DEED of EASEMENT recorded in the Franklin County, Ohio Recorder's Office on 03/05/06 as instrument 200603060041354, **Mount Carmel Health System**, has deeded property to the City of Columbus, to be used for the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and

WHEREAS, by virtue of a DEED of EASEMENT recorded in the Franklin County, Ohio Recorder's Office on 03/17/06 as instrument 200603170050834, **River Ridge Investments, LLC**, has deeded property to the City of Columbus, to be used for the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and

WHEREAS, by virtue of a DEED of EASEMENT recorded in the Franklin County, Ohio Recorder's Office on 03/10/06 as instrument 200600008222, **Walker Park LLC**, has deeded property to the City of Columbus, to be used for the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and

WHEREAS, by virtue of a DEED of EASEMENT recorded in the Franklin County, Ohio Recorder's Office on 03/17/06 as instrument 200603170050827, **M/I Homes of Central Ohio, LLC**, has deeded property to the City of Columbus, to be used for the purpose of improving storm and sanitary sewer lines and appurtenances thereto; and

WHEREAS the City desires to accept these deeds; now, therefore

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

Section 1. That the City of Columbus hereby accepts the property more fully described in the DEED of EASEMENT from **Liberty Place, LLC**, for real property to be used for purposes of improving storm and sanitary sewer lines and appurtenances thereto:

Section 2. That the City of Columbus hereby accepts the property more fully described in the DEED of EASEMENT from **I-670/Stelzer Road Limited Partnership**, for real property to be used for purposes of improving storm and sanitary sewer lines and appurtenances thereto:

Section 3. That the City of Columbus hereby accepts the property more fully described in the DEED of EASEMENT from **Lepalo, Inc.**, for real property to be used for purposes of improving storm and sanitary sewer lines and appurtenances thereto:

Section 4. That the City of Columbus hereby accepts the property more fully described in the DEED of EASEMENT from **Michael D. Smith and Sarah D. Smith**, for real property to be used for purposes of improving storm and sanitary sewer lines and appurtenances thereto:

Section 5. That the City of Columbus hereby accepts the property more fully described in the DEED of EASEMENT from **Limited Partnership**, for real property to be used for purposes of improving storm and sanitary sewer

lines and appurtenances thereto:

Section 6. That the City of Columbus hereby accepts the property more fully described in the DEED of EASEMENT from **Boomer Landco, LLC**, for real property to be used for purposes of improving storm and sanitary sewer lines and appurtenances thereto:

Section 7. That the City of Columbus hereby accepts the property more fully described in the DEED of EASEMENT from **Raas Hotel Group, Inc.**, for real property to be used for purposes of improving storm and sanitary sewer lines and appurtenances thereto:

Section 8. That the City of Columbus hereby accepts the property more fully described in the DEED of EASEMENT from **Medfirst Development II, Ltd.**, for real property to be used for purposes of improving storm and sanitary sewer lines and appurtenances thereto:

Section 9. That the City of Columbus hereby accepts the property more fully described in the DEED of EASEMENT from **Mount Carmel Health System**, for real property to be used for purposes of improving storm and sanitary sewer lines and appurtenances thereto:

Section 10. That the City of Columbus hereby accepts the property more fully described in the DEED of EASEMENT from **River Ridge Investments, LLC**, for real property to be used for purposes of improving storm and sanitary sewer lines and appurtenances thereto:

Section 11. That the City of Columbus hereby accepts the property more fully described in the DEED of EASEMENT from **Walker Park LLC**, for real property to be used for purposes of improving storm and sanitary sewer lines and appurtenances thereto:

Section 12. That the City of Columbus hereby accepts the property more fully described in the DEED of EASEMENT from **M/I Homes of Central Ohio, LLC**, for real property to be used for purposes of improving storm and sanitary sewer lines and appurtenances thereto:

Section 13. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

S&S DeedAcceptance #4 08.02.07 I-670

Legislation Number: 1461-2008

Drafting Date: 09/08/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Purchasing Office has established Universal Term Contracts for water treatment chemicals with the companies listed below. The Division of Power and Water needs to establish Blanket Purchase Orders, based on these current contracts, for the purchase of water treatment chemicals during 2008. It is requested that this ordinance be handled in an emergency manner in order to receive an uninterrupted supply of water treatment chemicals. None of the vendors listed below have certified MBE/FBE status.

Contract Compliance#:

<u>Vendor</u>	<u>Contract #</u>	<u>Expiration</u>
Carmeuse Lime Stone, Inc.	FL002997	25-1254420 (08/14/10)
United States Aluminate Co., Inc.	FL002998	38-2359435 (01/29/10)
JCI Jones Chemicals	FL002989	16-0809645 (09/12/09)
Lucier Chemical Industries, LTD	FL003912	13-3158103 (03/14/09)
Envirotrol (now Siemens Water Technologies Corp)	FL002994	04-3063901 (11/13/08)
Shannon Chemical	FL003481	23-1856793 (03/12/09)

FISCAL IMPACT: Adequate appropriation remains in the division's operating budget to allow this purchase.

\$ 12,394,189.00 was expended for chemicals during 2007.

\$ 9,891,272.00 was expended for chemicals during 2006.

Title

To authorize the Director of Finance and Management to establish Blanket Purchase Orders, for water treatment chemicals, from established Universal Term Contracts with Carmeuse Lime Stone, Inc., United States Aluminate Co., Inc., JCI Jones, Lucier Chemical Industries, LTD, Envirotrol (now Siemens), and Shannon Chemical for the Division of Power and Water, to authorize the expenditure of \$1,716,000.00 from Water Systems Operating Fund, and to declare an emergency. (\$1,716,000.00)

Body

WHEREAS, the Purchasing Office has established Universal Term Contracts for water treatment chemicals, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Finance and Management to establish Blanket Purchase Orders, for water treatment chemicals, in an emergency manner in order to receive an uninterrupted supply of water treatment chemicals, based on the above mentioned current Universal Term Contracts, for the immediate preservation of public health, peace, property and safety; now, therefore,

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

Section 1. That the Director of Finance and Management be and is hereby authorized to establish Blanket Purchase Orders, for water treatment chemicals, from current Universal Term Contracts, for the Division of Power and Water, Department of Public Utilities, as follows:

<u>Vendor/ Chemical</u>	<u>OCA</u>	<u>UTC #</u>	<u>Code</u>	<u>OBL 3</u>	<u>Amount</u>
Carmeuse Lime Stone	FL002997	602417	2191		\$174,000.00
Quicklime	602532	2191			\$39,000.00
Exp. March 31, 2009	602474	2191			<u>\$116,000.00</u>
					\$329,000.00
United States Aluminate	FL002998	602417	2204		\$612,000.00
Aluminum Sulfate	602474	2204			<u>\$350,000.00</u>
Exp. March 31, 2009					\$962,000.00
JCI Jones Chemicals	FL002989	602417	2190		\$6,000.00
Liquid Chlorine	602532	2190			\$5,000.00
Exp. March 31, 2009	602474	2190			<u>\$47,000.00</u>
					\$58,000.00
Lucier Chemical Industries	FL003912	602417	2204		\$13,000.00

Hydrofluosilicic Acid	602474	2204	<u>\$74,000.00</u>
Exp. March 31, 2009			\$87,000.00
Envirotrol (now Siemens)	FL002994	602474 2204	\$180,000.00
Powdered Activated Carbon			
Exp. March 31, 2009			
Shannon Chemical	FL003481	602417 2204	\$73,000.00
Zinc Orthophosphate	602532	2204	<u>\$27,000.00</u>
Exp. March 31, 2010			\$100,000.00

Grand Total \$1,716,000.00

Section 2. That to pay the cost thereof, the expenditure of \$1,716,000.00, or as much thereof as may be needed, is hereby authorized from Water Works Fund 600, Department 60-09, Object Level One 02, as follows:

<u>OCA</u>		<u>OBL 3</u>	<u>Amount</u>
<u>Code</u>			
602417	2190		6,000.00
602417	2191		174,000.00
602417	2204		698,000.00
602532	2190		5,000.00
602532	2191		39,000.00
602532	2204		27,000.00
602474	2190		47,000.00
602474	2191		116,000.00
602474	2204		604,000.00
	Grand Total		\$1,716,000.00

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 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: 1476-2008

Drafting Date: 09/11/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

This legislation authorizes the Director of the Department of Development to enter into contract with The Ohio State University Research Foundation. The contract will provide \$64,300.00 from the General Fund to support the Neighborhood Technical Assistance Program. This effort sponsors graduate student interns from the OSU City and Regional Planning masters program to provide technical assistance to neighborhood groups, civic associations and Area Commissions through the Department of Development, Neighborhood Liaison Program. Interns also support other projects

within city departments and divisions. This allows the interns to work with other Development Department staff on special projects. Graduate students provide technical planning and community development support while gaining valuable work experience. Funds from this contract are used by The OSU Research Foundation to provide stipends for five (5) students for three quarters and to cover administrative expenses associated with this project.

The legislation is an emergency due to the immediate need for program services.

FISCAL IMPACT:

\$64,300.00 is available in the General Fund budget for this contract.

Title

To authorize the Director of the Department of Development to enter into a twelve month contract with The Ohio State University Research Foundation to support the Neighborhood Technical Assistance Program; to authorize the expenditure of \$64,300.00 from the General Fund; and to declare an emergency. (\$64,300.00)

Body

WHEREAS, the Director of the Department of Development desires to enter into a contract with The Ohio State University Research Foundation; and

WHEREAS, The Ohio State University Research Foundation, through the Neighborhood Technical Assistance Program, provides technical planning assistance to neighborhood groups, civic associations and Area Commissions. Interns also support projects within city departments and divisions allowing the interns to work with other Development Department staff on special projects; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to enter into contract with The Ohio State University Research Foundation to meet the immediate need for program services thereby preserving the public health, peace, property, safety, and welfare; **NOW, THEREFORE**,

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

- Section 1.** That the Director of the Department of Development be and is hereby authorized to contract with The Ohio State University Research Foundation for the purpose of providing technical assistance to neighborhood groups, civic associations and Area Commissions.
- Section 2.** That for the purpose as stated in Section 1, the expenditure of \$64,300.00 or so much thereof as may be necessary and is hereby authorized to be expended from the General Fund, Department of Development, Neighborhood Services, Division 44-05, Fund 010, Object Level One 03, Object Level Three 3336, OCA Code 440281.
- Section 3.** That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 as amended.
- Section 4.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1483-2008

Drafting Date: 09/11/2008

Current Status: Passed

Explanation

BACKGROUND: This legislation authorizes the Director of Finance and Management to enter into contracts for the purchase of Luminaires required by the Division of Power and Water for the maintenance of its street lighting system.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA002994). Twenty (20) vendors (1 MBR, 1 M1A, 18 MAJ) were solicited and four (4) bids were received and opened (all MAJ) on August 21, 2008. These bids were evaluated and awards are recommended to the lowest, responsive, responsible and best bidders:

- General Supply and Services dba Gexpro, MAJ, CC# 205021902, exp. 04/26/09, \$270,708.19
- Power Line Supply, MAJ, CC# 381783949, exp. 02/01/10, \$55,379.45
- Consolidated Electrical Dist., MAJ, CC# 770559191, exp. 08/22/10, \$50,272.00

FISCAL IMPACT: There is sufficient budget authority in the Electricity Operating Fund for this purchase. \$272,919 was spent in 2006 and \$316,500 was spent in 2007 for the purchase of Luminaires.

Title

To authorize and direct the Finance and Management Director to enter into contracts for the purchase of Luminaires with General Supply and Services, Inc. dba Gexpro, Power Line Supply Company and Consolidated Electrical Distributors, Inc. for the Division of Power and Water and to authorize the expenditure of \$376,359.64 from the Electricity Operating Fund. (\$376,359.64)

Body

WHEREAS, the Division of Power and Water has a need for Luminaires for the maintenance of its street lighting system; and

WHEREAS, the Purchasing Office advertised and solicited formal bids for Luminaires (SA002494) on August 21, 2008; and

WHEREAS, three contracts are recommended based upon the lowest, responsive, responsible and best bids received; 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 contracts for the purchase of Luminaires in accordance with Solicitation No. SA002494 as follows:

General Supply & Services, dba Gexpro, in the amount of \$270,708.19.

Consolidated Electrical Distributors, Inc., in the amount of \$50,272.00.

Power Line Supply Company, Items: in the amount of \$55,379.45.

SECTION 2. That to pay the cost of said contracts, the expenditure of \$376,359.64, or so much thereof as may be needed, is hereby authorized from Electricity Operating Fund 550, Div./Dept. No. 60-07, OCA 606764, Object Level Three 2208.

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

Legislation Number: 1488-2008

Drafting Date: 09/12/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

The Department of Public Service, Division of Transportation, awarded several street resurfacing contracts in 2008 that totaled in excess of \$14,000,000.00. Similar activity is anticipated for 2009. This ordinance authorizes the expenditure of up to \$100,000.00 for construction inspection for future Americans with Disability Act (ADA)-compliant Ramp Installation and Resurfacing capital improvement projects. Pre-engineering inspection activity will be undertaken by the Division of Transportation beginning in October 2008 to assist in the generation of bid specifications prior to the projects being advertised for formal competitive bids in the year 2009. This activity has the added bonus of efficiently utilizing construction inspection labor during a period of the year that traditionally experiences reduced inspection activity due to adverse weather. These pre-engineering and inspection costs can be capitalized; this creates income for the Development Services Fund that contributes to the latter's viability. Similar legislation, Ordinance 2053-2005 passed by City Council on January 10, 2006, authorized a \$250,000.00 expenditure for the 2006 resurfacing program and Ordinance 2253-2004 passed March 21, 2005, authorized a \$200,000.00 expenditure for the 2005 resurfacing program.

2. FISCAL IMPACT

Funds for this expense are available due to encumbrance cancellations from completed projects. This ordinance authorizes an expenditure of \$100,000.00.

TitleTo amend the 2008 C.I.B; to authorize the expenditure of \$100,000.00 from the Streets and Highways GO Bonds Fund; and to authorize the Director of Public Service to establish encumbrances to pay construction inspection and engineering services in connection with the 2009 ADA-Compliant Ramp Installation and 2009 Resurfacing Program that will be undertaken by the Division of Transportation. (\$100,000.00)

BodyWHEREAS, the ADA-compliant Ramp Installation and Resurfacing projects will be undertaken in 2009 by the Division of Transportation; and

WHEREAS, pre-engineering inspection activity will begin in the fall of 2008 to assist in the generation of bid specifications prior to the projects being advertised for formal competitive bids; and

WHEREAS, these pre-engineering and inspection costs can be capitalized; and

WHEREAS, this activity creates income to the Development Services Fund that contributes to that Fund's viability; and

WHEREAS, it is necessary that the Division of Transportation, Department of Public Service, establish encumbrances against which to bill these costs in order to maintain Development Services Fund cash flow and viability and to keep the anticipated projects on schedule; now, therefore,

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

Section 1. That the 2008 Capital Improvements Budget established within ordinance 0690-2008 be and hereby is amended due to cancellations as follows:

Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount
530282-100000 / Resurfacing (Carryover) / \$15,415,252.00 (Carryover) / \$199,244.00 (Carryover) / \$15,614,496.00 (Carryover)

Section 2. That the Public Service Director be and hereby is authorized to establish encumbrances as appropriate to pay construction inspection charges related to the 2009 ADA-compliant Ramp Installation and 2009 Resurfacing projects that will be undertaken by the Division of Transportation.

Section 3. That the expenditure of \$100,000.00 or so much thereof as may be needed be and hereby is authorized from Fund 704, the Streets and Highways GO Bonds Fund, Department No. 59-09, Division of Transportation, Object Level One Code 06, Object Level Three Code 6687, OCA Code 644385 and Project 530282 for this purpose.

Section 4. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

Legislation Number: 1490-2008

Drafting Date: 09/15/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The 2008 Columbus Tax Incentive Review Council (TIRC) reviewed the Skybus Enterprise Zone project on August 19, 2008, and recommended that the City should consider dissolving the Enterprise Zone Agreement (EZA# 023-07-01) between the City and Skybus Airlines, Inc. (Enterprise), and 4300 Venture 34910 LLC and 4300 Venture 6729 LLC (Landlords). The City concurs with the recommendation of the TIRC.

Columbus City Council approved the Enterprise Zone Agreement (EZA) by Ordinance No. 1943-2006, adopted November 6, 2006. The EZA was entered into effective March 21, 2007 and granted a 75%/10-Year abatement on real property improvements to the Landlords and a 75% abatement on personal property investment (Machinery & Equipment, Furniture & Fixtures, Stand-Alone Computers, and Inventory) for the remaining years of the personal property tax being levied, with a commitment of \$1.4M in real property improvements, \$8M in Machinery & Equipment investment, \$3.5M in Furniture & Fixture investment, \$7M for Inventory investment and the creation of 886 new permanent full-time jobs related to the renovation of approximately 20,000 square feet for office space at 4300 E. Fifth Avenue, parcel number 010-268722, and 80,000 square feet of an airplane hanger at 4108 E. Fifth Avenue, parcel number 010-268723, within the Columbus Enterprise Zone.

Additionally, the City of Columbus entered into a 65%/12-Year Jobs Creation Tax Credit (JCTC) Agreement with Skybus Airlines, Inc. (Enterprise) effective March 21, 2007, approved by Ordinance No. 1943-2006, adopted November 6, 2006.

Additionally, the City of Columbus entered into a 50%/7-Year Jobs Growth Incentive (JGI) Agreement with Skybus Airlines, Inc. (Enterprise) effective March 21, 2007, approved by Ordinance No. 1943-2006, adopted November 6, 2006.

As of the TIRC review on August 19, 2008, Landlords had exceeded their real property investment goal with a reported \$1.9M investment; Enterprise had reported their personal property investment to be \$5.4M, which was on track to reach their goal by December 31, 2008, had met their job retention requirement of 26 full-time jobs, and were on track to meet their first interim end-of-2008 new job creation goal of 280 with a reported 316 new full-time jobs.

Enterprise and Landlords have fulfilled all of the terms of their Enterprise Zone (EZ), JCTC, and JGI Agreements, however, Enterprise announced on April 4, 2008, that it would cease operations as of April 5, 2008, citing the lagging economy and rising fuel costs as causes, and also announced that it would seek Chapter 11 bankruptcy protection.

Should the EZ, JCTC, and JGI Agreements be dissolved, 2007 will have been the final tax year for any of the incentives and the City will not seek repayment of the incentives from prior years as neither Enterprise nor Landlords have received

any benefit from any of the incentives.

This legislation is presented as an emergency measure in order to meet the deadline under state law for City Council to vote on TIRC recommendations.

FISCAL IMPACT: No funding is required for this legislation.

Title

To dissolve the Enterprise Zone Agreement with Skybus Airlines, Inc., 4300 Venture 34910 LLC, and 4300 Venture 6729 LLC; to dissolve the Jobs Creation Tax Credit Agreement with Skybus Airlines, Inc.; to dissolve the Jobs Growth Incentive Agreement with Skybus Airlines, Inc.; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

Body

WHEREAS, Columbus City Council approved an Enterprise Zone Agreement (EZA) with Skybus Airlines, Inc. (Enterprise) and 4300 Venture 34910 LLC and 4300 Venture 6729 LLC (Landlords), and a Jobs Creation Tax Credit (JCTC) and a Jobs Growth Incentive (JGI) with Enterprise by Ordinance No. 1943-2006 on November 6, 2006; and

WHEREAS, the EZA granted Landlords a 75%/ 10-Year abatement on real property improvements, granted Enterprise a 75% abatement on personal property investment for the remaining years of the personal property tax being levied; the JCTC Agreement granted Enterprise a 65%/12-Year JCTC; the JGI Agreement granted Enterprise a 50%/7-Year JGI; and

WHEREAS, the EZA requires Landlords to invest \$1.4M in real property improvements and requires Enterprise to invest \$18.5M in personal property and create 886 new full-time jobs at 4108 and 4300 E. Fifth Avenue; and

WHEREAS, The JCTC Agreement requires Enterprise to create 886 new jobs and the JCTC grants Enterprise a non-refundable tax credit in an amount of sixty-five percent (65%) of the new municipal income tax revenues generated by new jobs at the project site, for twelve (12) years; and

WHEREAS, The JGI Agreement requires Enterprise to create 886 new jobs and the JGI grants Enterprise an amount in cash equal to fifty percent (50%) of the City of Columbus income tax withheld on the new payroll of employees at the project site for seven (7) years; and

WHEREAS, Enterprise has fulfilled all of the terms of their EZA as of the end of December 2007 but market conditions, cited by Enterprise to be a lagging economy and rising fuel costs, led Enterprise to cease operations as of April 5, 2008 and to seek Chapter 11 bankruptcy protection; and

WHEREAS, the Columbus Tax Incentive Review Council (TIRC) recommended that the EZA be dissolved; and

WHEREAS, the City concurs with the TIRC recommendation and desires to dissolve the EZA, the JCTC Agreement, and the JGI Agreement, and end the incentives as of December 31, 2007.

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on the TIRC's recommendations to comply with the sixty (60) day deadline for City Council action imposed by R.C. Section 5709.85 and to preserve the public health, property, safety and welfare; **NOW, THEREFORE**

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

Section 1. That Columbus City Council hereby dissolves the Skybus Airlines, Inc., 4300 Venture 34910 LLC, and 4300 Venture 6729 LLC Enterprise Zone Agreement as of December 31, 2007, with 2007 as the final tax year

for the exemptions.

- Section 2.** That Columbus City Council hereby dissolves the Skybus Airlines, Inc. Jobs Creation Tax Credit Agreement as of December 31, 2007, with 2007 as the final tax year for the incentive.
- Section 3.** That Columbus City Council hereby dissolves the Skybus Airlines, Inc. Jobs Growth Incentive Agreement as of December 31, 2007, with 2007 as the final tax year for the incentive.
- Section 4.** That the Director of Development is hereby directed to notify the necessary local and state agencies of any changes to the above named Enterprise Zone, Jobs Creation Tax Credit, and Jobs Growth Incentive Agreements.
- Section 5.** For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 1492-2008

Drafting Date: 09/16/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Finance and Management to modify and increase an existing purchase order for the purchase of 3" and 4" manhole adjusting rings with Neenah Foundry Company.

The Purchasing Office solicited informal bids from SO-027494 to establish a blanket order in the amount of \$20,000.00 for the purchase of 3" and 4" manhole adjusting rings for the Division of Sewerage and Drainage, Sewer Maintenance Operation Center. Due to an increase usage of these items it has become necessary to increase the dollar amount of FP-015465 for the fiscal year 2008. Since the Division of Sewerage and Drainage has certified \$20,000.00 within a given fiscal year on a single contract an ordinance is necessary to increase the purchase order in accordance with City Code Section 329.07 (d) (1).

This modification will be in accordance with the original terms and conditions of SO0027494 and FP-015465 which expires 2-28-09. Emergency legislation is being requested so that the supply chain for this much needed item is not interrupted.

SUPPLIER: Neenah Foundry Company (39-1580331) Expires 1-29-09

FISCAL IMPACT: \$20,000.00 is budgeted and needed for this modification.

Title

To authorize the Director of Finance and Management to modify and increase a purchase order with Neenah Foundry Company for the purchase of 3 inch and 4 inch Manhole Adjusting Rings for the Division of Sewerage and Drainage, to authorize the expenditure of \$20,000.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$20,000.00)

Body

WHEREAS, he Purchasing Office solicited informal bids from SO-027494 for a blanket order in the amount of \$20,000.00 for the purchase of 3" and 4" manhole adjusting rings for the Division of Sewerage and Drainage, Sewer

Maintenance Operation Center, and

WHEREAS, due to usage increase of these items it has become necessary to increase the amount of purchase order FP-015465 that the original amount will not be sufficient for the fiscal year 2008, and

WHEREAS, because the Division of Sewerage and Drainage has certified \$20,000.00 within a given fiscal year on a single contract an ordinance is necessary to increase the purchase order in accordance with City Code Section 329.07 (d) (1), and

WHEREAS, this modification and increase will be in accordance with the original terms and conditions of SO0027494 and FP-015465 which expires 2-28-09, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is immediately necessary to modify and increase an existing purchase order for the purchase of 3 inch and 4 inch manhole adjusting rings so that there is not an interruption in the supply chain with Neenah Foundry Company for the immediate preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Finance and Management be and is hereby authorized to modify and increase and establish a purchase order with Neenah Foundry Company for the purchase of 3 inch and 4 inch Manhole Adjusting Rings in accordance with Columbus City Code Section 329.07 (d) (1) for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

Section 2. That the expenditure of \$20,000.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650, OCA 605089, Object Level 1: 02, Object Level 03: 2263.

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

Legislation Number: 1494-2008

Drafting Date: 09/16/2008

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 E.P. Ferris & Associates, Inc., for professional engineering services for Fairwood Avenue Storm Sewer Improvements. This project will mitigate poor drainage within this area.

2. **ENGINEERING CONTRACT AWARD:** E.P. Ferris & Associates, Inc. was selected in accordance with the procedures set forth in Columbus City Code, Section 329.13, "Awarding professional service contracts through requests for Statements of Qualifications". Twenty-six statements of qualifications were received and opened on March 30, 2007. On March 17, 2008, Requests for Cost Proposals (RFP's) were sent to three (short-listed) firms having the experience necessary to complete the project: E.P. Ferris & Associates, Inc., Jones-Stuckey Ltd., Inc., and Columbus Engineering Consultants. E.P. Ferris & Associates, Inc., Jones-Stuckey Ltd., Inc., and Columbus Engineering Consultants submitted RFP's on April 25, 2008.

Upon review of the technical proposals, the bidders were ranked using criteria specified in City Code, and more

specifically: proposal quality, competence to perform required work, project schedule, and local workforce. Based upon these criteria, E.P. Ferris & Associates, Inc. was selected as the highest-ranked bidder.

3. **FISCAL IMPACT:** This ordinance authorizes the transfer and appropriation of funds from the Storm Sewer Reserve Fund and a transfer within the Storm Sewer Bond Fund for this expenditure as well as an amendment to the 2008 Capital Improvements Budget to provide sufficient budget authority. Monies for this contract will be provided from an upcoming Bond Sale via the transfer detailed in this ordinance.

4. **CONTRACT COMPLIANCE INFORMATION:** Contract Compliance Number, 31-1194974, expires: 11/16/09, majority

Title

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with E.P. Ferris & Associates, Inc. for the Fairwood Avenue Storm Sewer Improvements Project; to authorize the transfer and appropriation of \$127,734.72 from the Storm Sewer Reserve Fund; to amend the 2008 Capital Improvements Budget; and to authorize the expenditure of \$127,734.73 within the Storm Sewer Bond Fund for the Division of Sewerage and Drainage. (\$127,734.73)

Body

WHEREAS, Requests for Cost Proposals were received and opened on April 25, 2008 for engineering services for the Fairwood Avenue Storm Sewer Improvements; and

WHEREAS, E.P. Ferris & Associates, Inc., was selected based on the following criteria: proposal quality, competence to perform required work, project schedule, and local workforce; and

WHEREAS, it is necessary to authorize the transfer and appropriation of funds from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund for purposes of providing sufficient funding for this project expenditure; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project").

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditure; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into an agreement for professional engineering services to mitigate poor drainage and other stormwater problems; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to authorize the Director of Public Utilities to enter into an agreement for professional engineering services, for the Fairwood Avenue Storm Sewer Improvements, for the preservation of the public health, peace, property, and safety; now therefore.

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

SECTION 1. That from the unappropriated monies in the Storm Sewer Reserve Fund No. 690, 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, 2008, the sum of \$127,734.72 is hereby appropriated to the Division of Sewerage and Drainage, Division 60-15, OCA 690001, Object Level One 10, Object Level Three 5502.

SECTION 2. That the City Auditor is hereby authorized to transfer a total of \$127,734.72, from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund 685, into the Fairwood Avenue Storm Sewer Improvements Project, 610774, at such time as deemed necessary by the Auditor, and to expend said funds, or so much thereof as may be

necessary.

SECTION 3. That the \$127,734.72 is hereby appropriated for the Fairwood Avenue Storm Sewer Improvements Project, within the Voted Storm Sewer Bond Fund; Fund 685 | Dept./Div. 60-15 | Proj# 610774 | Fairwood Avenue Storm Sewer Improvements Project | Object Level Three 6682 | OCA 685774.

SECTION 4. That upon obtaining other funds for the purpose of funding storm sewer system capital improvement work, the City Auditor is hereby authorized to repay the Storm Sewer System Reserve Fund the amount transferred above, and said funds are hereby deemed appropriated for such purposes.

SECTION 5. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$127,734.72 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 6. 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, be and the same is hereby authorized as follows: Division 60-15, Fund 685, Project 610774, Object Level One 06, Object Level Three 6682, OCA Code 685774, Amount \$127,734.73.

SECTION 7. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 8. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 9 That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

SECTION 10. That the Director of Public Utilities be and hereby is authorized to execute an agreement with E.P. Ferris & Associates, Inc., 880 King Avenue, Columbus, Ohio 43212, 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 11. 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 12. That the 2008 Capital Improvements Budget Ordinance No. 0690-2008 is hereby amended as follows, to provide sufficient budget authority for the expenditures associated with the Fairwood Avenue Storm Sewer Improvements Project:

<u>Proj. No.</u>	<u>Proj. Name</u>	<u>Current Authority</u>	<u>Revised Authority</u>	<u>(Amount of Change)</u>
610994-100000	Mc Dannald Estates	\$2,653,554	\$2,525,819	(-\$127,735)
610774-100000	Fairwood Avenue Storm Sewer Improvements	\$0	\$127,735	(+\$127,735)

SECTION 13. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1496-2008

Drafting Date: 09/16/2008

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 E.P. Ferris & Associates, Inc., for professional engineering services for Leonard Avenue Storm Sewer Improvements Project. The North Central Areawide Stormwater System Improvements (610990) Study identified the need for the Leonard Avenue Storm Sewer Improvements Project (610990-100004). This project will mitigate poor drainage within this area.

2. **ENGINEERING CONTRACT AWARD:** E.P. Ferris & Associates, Inc. was selected in accordance with the procedures set forth in Columbus City Code, Section 329.13, "Awarding professional service contracts through requests for Statements of Qualifications". Twenty-six statements of qualifications were received and opened on March 30, 2007. On March 17, 2008, Requests for Cost Proposals (RFP's) were sent to three (short-listed) firms having the experience necessary to complete the project: E.P. Ferris & Associates, Inc., Jones-Stuckey Ltd., Inc., and Columbus Engineering Consultants. E.P. Ferris & Associates, Inc., Jones-Stuckey Ltd., Inc., and Columbus Engineering Consultants submitted RFP's on April 25, 2008.

Upon review of the technical proposals, the bidders were ranked using criteria specified in City Code, and more specifically: proposal quality, competence to perform required work, project schedule, and local workforce. Based upon these criteria, E.P. Ferris & Associates, Inc. was selected as the highest-ranked bidder.

3. **FISCAL IMPACT:** This ordinance authorizes the transfer and appropriation of funds from the Storm Sewer Reserve Fund and a transfer within the Storm Sewer Bond Fund for this expenditure as well as an amendment to the 2008 Capital Improvements Budget to provide sufficient budget authority. Monies for this contract will be provided from an upcoming Bond Sale via the transfer detailed in this ordinance.

4. **CONTRACT COMPLIANCE INFORMATION:** Contract Compliance Number, 31-1194974, expires: 11/16/09, majority

Title

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with E.P. Ferris & Associates, Inc. for the North Central Areawide Project (Leonard Avenue Storm Sewer Improvements Project); to authorize the transfer and appropriation of \$110,029.04 from the Storm Sewer Reserve Fund; to amend the 2008 Capital Improvements Budget; and to authorize the expenditure of \$110,029.04 within the Storm Sewer Bond Fund for the Division of Sewerage and Drainage. (\$110,029.04)

Body

WHEREAS, Requests for Cost Proposals were received and opened on April 25, 2008 for engineering services for the North Central Areawide Project (Leonard Avenue Storm Sewer Improvements Project); and

WHEREAS, E.P. Ferris & Associates, Inc., was selected based on the following criteria: proposal quality, competence to perform required work, project schedule, and local workforce; and

WHEREAS, it is necessary to authorize the transfer and appropriation of funds from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund for purposes of providing sufficient funding for this project expenditure; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury

Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project").

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditure; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into an agreement for professional engineering services to mitigate poor drainage and other stormwater problems; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to authorize the Director of Public Utilities to enter into an agreement for professional engineering services, for the North Central Areawide Project (Leonard Avenue Storm Sewer Improvements 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 from the unappropriated monies in the Storm Sewer Reserve Fund No. 690, 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, 2008, the sum of \$110,029.04 is hereby appropriated to the Division of Sewerage and Drainage, Division 60-15, OCA 690001, Object Level One 10, Object Level Three 5502.

SECTION 2. That the City Auditor is hereby authorized to transfer a total of \$110,029.04, from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund 685, into the North Central Areawide Project (Leonard Avenue Storm Sewer Improvements Project), 610990, at such time as deemed necessary by the Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 3. That the \$110,029.04 is hereby appropriated for the North Central Areawide Project (Leonard Avenue Storm Sewer Improvements Project), within the Voted Storm Sewer Bond Fund; Fund 685 | Dept./Div. 60-15 | Proj# 610990 | North Central Areawide Project (Leonard Avenue Storm Sewer Improvements Project) | Object Level Three 6682 | OCA 685990.

SECTION 4. That upon obtaining other funds for the purpose of funding storm sewer system capital improvement work, the City Auditor is hereby authorized to repay the Storm Sewer System Reserve Fund the amount transferred above, and said funds are hereby deemed appropriated for such purposes.

SECTION 5. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$110,029.04 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 6. 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, be and the same is hereby authorized as follows: Division 60-15, Fund 685, Project 610990, Object Level One 06, Object Level Three 6682, OCA Code 685990, Amount \$110,029.04.

SECTION 7. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 8. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 9 That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

SECTION 10. That the Director of Public Utilities be and hereby is authorized to execute an agreement with E.P. Ferris & Associates, Inc., 880 King Avenue, Columbus, Ohio 43212, 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 11. 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 12. That the 2008 Capital Improvements Budget Ordinance No. 0690-2008 is hereby amended as follows, to provide sufficient budget authority for the expenditures associated with the Leonard Avenue Storm Sewer Improvements Project:

Proj. No. Proj. Name Current Authority Revised Authority (Amount of Change)
610855-100000 Storm Sewer Contingency \$1,200,000 \$1,169,970 (-\$30,030)
610990-100004 Leonard Avenue Storm Sewer Improvements \$80,000 \$110,030 (+\$30,030)

SECTION 13. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1497-2008

Drafting Date: 09/16/2008

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 Jones-Stuckey LTD, Inc., for professional engineering services for Eastside Neighborhood Stormwater Systems Improvements Project. This project will mitigate poor drainage within this area.

2. **ENGINEERING CONTRACT AWARD:** Jones-Stuckey LTD, Inc. was selected in accordance with the procedures set forth in Columbus City Code, Section 329.13, "Awarding professional service contracts through requests for Statements of Qualifications". Twenty-six statements of qualifications were received and opened on March 30, 2007. On February 29, 2008, Requests for Cost Proposals (RFP's) were sent to three (short-listed) firms having the experience necessary to complete the project: Jones-Stuckey LTD, Inc., Resource International, Inc., and W. E. Stilson Consulting Group. Jones-Stuckey LTD, Inc., Resource International, Inc., and W. E. Stilson Consulting Group submitted RFP's on March 28, 2008.

Upon review of the technical proposals, the bidders were ranked using criteria specified in City Code, and more specifically: proposal quality, competence to perform required work, project schedule, and local workforce. Based upon these criteria, Jones-Stuckey LTD, Inc. was selected as the highest-ranked bidder.

3. **FISCAL IMPACT:** This ordinance authorizes the transfer and appropriation of funds from the Storm Sewer Reserve Fund and a transfer within the Storm Sewer Bond Fund for this expenditure as well as an amendment to the 2008 Capital Improvements Budget to provide sufficient budget authority. Monies for this contract will be provided from an upcoming Bond Sale via the transfer detailed in this ordinance.

4. CONTRACT COMPLIANCE INFORMATION: Contract Compliance Number, 31-0723296, expires: 11/16/08, majority

Title

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Jones-Stuckey LTD, Inc. for the Eastside Neighborhood Stormwater Systems Improvements Project; to authorize the transfer and appropriation of \$279,965.94 from the Storm Sewer Reserve Fund; to amend the 2008 Capital Improvements Budget; and to authorize the expenditure of \$279,965.94 within the Storm Sewer Bond Fund for the Division of Sewerage and Drainage. (\$279,965.94)

Body

WHEREAS, Requests for Cost Proposals were received and opened on March 28, 2008 for engineering services for the Eastside Neighborhood Stormwater Systems Improvements Project; and

WHEREAS, Jones-Stuckey LTD, Inc., was selected based on the following criteria: proposal quality, competence to perform required work, project schedule, and local workforce; and

WHEREAS, it is necessary to authorize the transfer and appropriation of funds from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund for purposes of providing sufficient funding for this project expenditure; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project").

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for purposes of providing sufficient funding and spending authority for the aforementioned project expenditure; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into an agreement for professional engineering services to mitigate poor drainage and other stormwater problems; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to authorize the Director of Public Utilities to enter into an agreement for professional engineering services, for the Eastside Neighborhood Stormwater Systems Improvements 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 from the unappropriated monies in the Storm Sewer Reserve Fund No. 690, 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, 2008, the sum of \$279,965.94 is hereby appropriated to the Division of Sewerage and Drainage, Division 60-15, OCA 690001, Object Level One 10, Object Level Three 5502.

SECTION 2. That the City Auditor is hereby authorized to transfer a total of \$279,965.94, from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund 685, into the Eastside Neighborhood Stormwater Systems Improvements Project, 610758, at such time as deemed necessary by the Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 3. That the \$279,965.94 is hereby appropriated for the Eastside Neighborhood Stormwater Systems Improvements Project, within the Voted Storm Sewer Bond Fund; Fund 685 | Dept./Div. 60-15 | Proj# 610758 | Eastside Neighborhood Stormwater Systems Improvements Project | Object Level Three 6682 | OCA 685758.

SECTION 4. That upon obtaining other funds for the purpose of funding storm sewer system capital improvement work, the City Auditor is hereby authorized to repay the Storm Sewer System Reserve Fund the amount transferred above, and

said funds are hereby deemed appropriated for such purposes.

SECTION 5. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$279,965.94 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 6. 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, be and the same is hereby authorized as follows: Division 60-15, Fund 685, Project 610758, Object Level One 06, Object Level Three 6682, OCA Code 685758, Amount \$279,965.94.

SECTION 7. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 8. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 9 That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

SECTION 10. That the Director of Public Utilities be and hereby is authorized to execute an agreement with Jones-Stuckey LTD, Inc., 2323 W. Fifth Avenue, Suite 160, Columbus, Ohio 43204, 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 11. 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 12. That the 2008 Capital Improvements Budget Ordinance No. 0690-2008 is hereby amended as follows, to provide sufficient budget authority for the expenditures associated with the Eastside Neighborhood Stormwater Systems Improvements Project:

Proj. No.	Proj. Name	Current Authority	Revised Authority	(Amount of Change)
610704-100000	Linden Areawide SSI	\$2,175,266	\$1,995,300	(-\$179,966)
610758-100000	Eastside Neighborhood SSI	\$100,000	\$179,966	(+\$179,966)

SECTION 13. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1504-2008

Drafting Date: 09/17/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: The Department of Public Utilities recommends reimbursement to Aqua Pure Bottled Water Corp. for over-payment of sanitary charges. The customer has a credit balance of \$52,995.74 due to an adjustment of these charges.

It is requested that this legislation be handled in an emergency manner in order to reimburse the customer at the earliest possible date.

Contract Compliance is not required as this refund is necessary to our customer to whom we have agreed to provide water and sewer services.

FISCAL IMPACT: There is no budgetary impact because we are returning a portion of funds the customer paid. Revenues are not significantly impacted by this legislation.

Title

To authorize the Director of Public Utilities to reimburse Aqua Pure Bottled Water Corp. for over-payment of Sanitary charges, to authorize a revenue reduction transaction of \$52,995.74 and to declare an emergency. (\$52,995.74)

Body

WHEREAS, the Department of Public Utilities recommends reimbursement to Aqua Pure Bottled Water Corp. for over-payment of sanitary charges, and

WHEREAS, the customer has a credit balance of \$52,995.74 due to an adjustment of these charges, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to reimburse the Aqua Pure Bottled Water Corp. for water and sewer charges, in an emergency manner in order to reimburse them at the earliest possible date, for the immediate preservation of the public health, peace, property and safety; now, therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to reimburse Aqua Pure Bottled Water Corp. for water and sewer charges.

Section 2. That a revenue reduction transaction in the total amount of \$52,995.74 or as much thereof as may be needed is hereby authorized from:

Sewerage System Operating Fund 650, Dept. 60-05, \$52,995.74

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

Legislation Number: 1505-2008

Drafting Date: 09/17/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Department of Public Utilities recommends reimbursement to the Columbus Board of Education for over-payment of Sanitary (Clean River Fund) and Stormwater charges. The customer has a credit balance of \$20,911.88 due to an adjustment of these charges.

It is requested that this legislation be handled in an emergency manner in order to reimburse the customer at the earliest possible date.

Contract Compliance is not required as this refund is necessary to our customer to whom we have agreed to provide water services.

FISCAL IMPACT: There is no budgetary impact because we are returning a portion of funds the customer paid. Revenues are not significantly impacted by this legislation.

Title

To authorize the Director of Public Utilities to reimburse the Columbus Board of Education for over-payment of Sanitary (Clean River Fund) and Stormwater charges, to authorize a revenue reduction transaction of \$20,911.88 and to declare an emergency. (\$20,911.88)

Body

WHEREAS, the Department of Public Utilities recommends reimbursement to Columbus Board of Education for over-payment of Sanitary (Clean River Fund) and Stormwater charges and

WHEREAS, the customer has a credit balance of \$20,911.88 due to an adjustment of these charges, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to reimburse the Columbus Board of Education for the overpayment of Stormwater and Sanitary charges, in an emergency manner in order to reimburse them at the earliest possible date, for the immediate preservation of the public health, peace, property and safety; now, therefore,

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

Section 1. That the Director of Public Utilities be and is hereby authorized to reimburse the Columbus Board of Education for the overpayment of Stormwater and Sanitary charges.

Section 2. That a revenue reduction transaction in the total amount of \$20,911.88 or as much thereof as may be needed is hereby authorized from:

Storm Sewer Operating Fund 675, Dept. 60-15, \$13,416.86
Sewerage System Operating Fund 650, Dept. 60-05, \$7,495.02

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

Legislation Number: 1512-2008

Drafting Date: 09/17/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Finance and Management Director to enter into contract on behalf of the Office of Construction Management with Settle Muter Electric for the renovation of electrical service for City Hall, 90

West Broad Street.

Ordinance No. 1176-2008, passed July 17, 2008, authorized Phase I, the renovation of underground utilities for the 120 West Gay Street area. Phase I is necessary in order to install new underground duct banks in the public right-of-way and City-owned property encompassing the streets and sidewalks of Marconi Boulevard, Spring Street, Front Street, and West Gay Street. In addition, the ordinance authorized the replacement of primary electrical and communications duct banks, a pull box system for a rework of utility services for the Department of Technology, manholes and vaults, and the installation of coax and fiber cable for the Transportation Division.

This ordinance authorizes Phase II of the overall project, the renovation of electrical service for City Hall. Work will include new secondary metered service including new entrance and distribution equipment to back feed existing panel boards and mechanical equipment loads and the removal of three unit substations. The current configuration of the main electrical feed down Ludlow Alley and into City Hall does not meet code, is unsafe, and needs to be remedied immediately.

This ordinance also authorizes the transfer of \$1,072,000.00 between projects within the Construction Management Capital Improvement Fund and amends the 2008 Capital Improvement Budget, Ordinance No. 0690-2008.

Formal bids were solicited and four companies (0 MBE, 0 FBE) submitted bids on August 28, 2008 as follows:

Settle Muter Electric	\$1,072,000.00
Gaylor Group	\$1,075,000.00
Capital City Electric	\$1,115,271.00
Jess Howard	\$1,208,441.00

EMERGENCY ACTION is requested so that necessary renovations of electrical service for 90 West Broad Street can occur, thereby ensuring important safety upgrades are not delayed.

Settle Muter Electric Contract Compliance 311432070, expiration date 11/16/2008.

FISCAL IMPACT: The amount of this contract is \$1,072,000.00. The Department of Finance and Management will provide funding for this project from the Construction Management Capital Improvement Fund.

Title

To authorize the Finance and Management Director to enter into contract on behalf of the Office of Construction Management with Settle Muter Electric for the renovation of electrical service for City Hall, 90 West Broad Street; to amend the 2008 Capital Improvements Budget; to authorize the City Auditor to transfer \$1,072,000.00 between projects within the Construction Management Capital Improvement Fund; to authorize the expenditure of \$1,072,000.00 from the Capital Improvement Fund; and to declare an emergency. (\$1,072,000.00)

Body

WHEREAS, it is necessary to accomplish the renovation of electrical service (Phase II) for City Hall, 90 West Broad Street; and

WHEREAS, said renovation is necessary to ensure important electrical upgrades are not delayed; and

WHEREAS, it is necessary to amend the 2008 Capital Improvements Budget and transfer cash between projects within the Construction Management Capital Improvement Fund; and

WHEREAS, Settle Muter Electric is the most responsive, responsible, and best bidder to complete the renovation of electrical service for City Hall, 90 West Broad Street; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to enter into contract with Settle Muter Electric for the renovation of electrical service for City Hall, 90 West Broad Street to ensure the safety upgrades to this important operation are not delayed, thereby continuing necessary safety services to the

City and preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to enter into contract on behalf of the Office of Construction Management with Settle Muter Electric for the renovation of electrical service for City Hall, 90 West Broad Street.

SECTION 2. That the 2008 Capital Improvement Fund is hereby amended as follows:

<u>Project/Project#</u>	<u>Fund Amount</u>	<u>Revised</u>
Old Police Headquarters 570056-100000 (Carryover)	\$1,521,300	\$2,593,300
Old Police Headquarters 570056-100002 (New)	\$23,446,501	\$22,374,501
City Hall Renovation 570031-100000 (Carryover)	\$1,433,191	\$655,077
City Hall Renovation 570031-100001 (New)	\$2,000,000	\$2,778,114
Facility Renovations 570030-100000 (Carryover)	\$1,225,575	\$931,688
Facility Renovations 570030 (New)	\$3,420,500	\$3,714,687

SECTION 3. That the City Auditor is hereby authorized and directed to transfer funds within the Construction Management Capital Improvement Fund as follows:

FROM:

Dept/Div: 45-50|Fund: 733|Project Number 570031|Project Name - City Hall Renovations|OCA Code 733000|Amount \$778,113.82

Dept/Div: 45-50|Fund: 733|Project Number 570030|Project Name - Facility Renovation|OCA Code 733000|Amount \$293,886.18

TO:

Dept/Div: 45-50|Fund: 733|Project Number 570056|Project Name - Old Police Headquarters|OCA Code 733056|Amount \$1,072,000.00

SECTION 4. That the expenditure of \$1,072,000.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division 45-50
Fund: 733
Project: 570056
OCA Code: 733056
Object Level 1: 06
Object Level 3: 6620
Amount: \$1,072,000.00

SECTION 5: That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 6: That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval

by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1517-2008

Drafting Date: 09/18/2008

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 Stantec Consulting Services, Inc., for professional engineering services for Woodward, Wildwood, Woodnell Avenues Storm Sewer Improvements Project. The North Central Areawide Stormwater System Improvements (610990) Study identified the need for the Woodward, Wildwood, Woodnell Avenues Storm Sewer Improvements Project (610990-100001). This project will mitigate poor drainage within this area.

2. **ENGINEERING CONTRACT AWARD:** Stantec Consulting Services, Inc. was selected in accordance with the procedures set forth in Columbus City Code, Section 329.13, "Awarding professional service contracts through requests for Statements of Qualifications". Twenty-six statements of qualifications were received and opened on March 30, 2007. On March 17, 2008, Requests for Cost Proposals (RFP's) were sent to four (short-listed) firms having the experience necessary to complete the project: Stantec Consulting Services, Inc., E.P. Ferris & Associates, Inc, Jones-Stuckey Ltd., Inc., and Columbus Engineering Consultants. Stantec Consulting Services, Inc., E.P. Ferris & Associates, Inc., Jones-Stuckey Ltd., Inc., and Columbus Engineering Consultants submitted RFP's on April 25, 2008.

Upon review of the technical proposals, the bidders were ranked using criteria specified in City Code, and more specifically: proposal quality, competence to perform required work, project schedule, and local workforce. Based upon these criteria, Stantec Consulting Services, Inc. was selected as the highest-ranked bidder.

3. **FISCAL IMPACT:** This ordinance authorizes the transfer and appropriation of funds from the Storm Sewer Reserve Fund and a transfer within the Storm Sewer Bond Fund for this expenditure. There is sufficient budget authority. Monies for this contract will be provided from an upcoming Bond Sale via the transfer detailed in this ordinance.

4. **CONTRACT COMPLIANCE INFORMATION:** Contract Compliance Number, 61-0659421, expires: 01/07/10, majority

Title

To authorize the Director of Public Utilities to enter into an agreement for professional engineering services with Stantec Consulting Services, Inc. for the North Central Areawide Project (Woodward, Wildwood, Woodnell Avenues Storm Sewer Improvements Project); to authorize the transfer and appropriation of \$209,675.01 from the Storm Sewer Reserve Fund; and to authorize the expenditure of \$209,675.01 within the Storm Sewer Bond Fund for the Division of Sewerage and Drainage. (\$209,675.01)

Body

WHEREAS, Requests for Cost Proposals were received and opened on April 25, 2008 for engineering services for the North Central Areawide Project (Woodward, Wildwood, Woodnell Avenues Storm Sewer Improvements Project); and

WHEREAS, Stantec Consulting Services, Inc., was selected based on the following criteria: proposal quality, competence to perform required work, project schedule, and local workforce; and

WHEREAS, it is necessary to authorize the transfer and appropriation of funds from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund for purposes of providing sufficient funding for this project expenditure; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project").

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into an agreement for professional engineering services to mitigate poor drainage and other stormwater problems; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to authorize the Director of Public Utilities to enter into an agreement for professional engineering services, for the North Central Areawide Project (Woodward, Wildwood, Woodnell Avenues Storm Sewer Improvements 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 from the unappropriated monies in the Storm Sewer Reserve Fund No. 690, 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, 2008, the sum of \$209,675.01 is hereby appropriated to the Division of Sewerage and Drainage, Division 60-15, OCA 690001, Object Level One 10, Object Level Three 5502.

SECTION 2. That the City Auditor is hereby authorized to transfer a total of \$209,675.01, from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund 685, into the North Central Areawide Project (Woodward, Wildwood, Woodnell Avenues Storm Sewer Improvements Project), 610990, at such time as deemed necessary by the Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 3. That the \$209,675.01 is hereby appropriated for the North Central Areawide Project (Woodward, Wildwood, Woodnell Avenues Storm Sewer Improvements Project), within the Voted Storm Sewer Bond Fund; Fund 685 | Dept./Div. 60-15 | Proj# 610990 | North Central Areawide Project (Woodward, Wildwood, Woodnell Avenues Storm Sewer Improvements Project) | Object Level Three 6682 | OCA 685990.

SECTION 4. That upon obtaining other funds for the purpose of funding storm sewer system capital improvement work, the City Auditor is hereby authorized to repay the Storm Sewer System Reserve Fund the amount transferred above, and said funds are hereby deemed appropriated for such purposes.

SECTION 5. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$209,675.01 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 6. 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, be and the same is hereby authorized as follows: Division 60-15, Fund 685, Project 610990, Object Level One 06, Object Level Three 6682, OCA Code 685990, Amount \$209,675.01.

SECTION 7. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 8. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 9 That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

SECTION 10. That the Director of Public Utilities be and hereby is authorized to execute an agreement with Stantec Consulting Services, Inc., 1500 Lakeshore Drive, Suite 100, Columbus, Ohio 43204, 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 11. 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 12. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1519-2008

Drafting Date: 09/18/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This Ordinance authorizes the Director of Public Utilities to modify and increase the West Side Water Line Improvements Project contract with Danbert, Inc., as well as encumbering additional funds with the Transportation Division for construction administration services, for the Division of Power and Water.

To complete work along Hague Avenue the contractor and department engineering staff determined that additional valves and piping must be installed to prevent future pressure related breaks of existing water mains. A detailed description of the construction changes is attached to this ordinance.

1. Amount of additional funds to be expended: \$389,838.00

Original Contract Amount: \$1,125,974.30

Amount of original contract and this modification: \$1,515,812.30

2. Reasons additional goods/services could not be foreseen:

We were unable to predict the dire condition of the old existing 6-inch water until it sustained the increased pressure. If the water main was in reasonable condition, it should have been able to withstand the increased pressure.

3. Reason other procurement processes are not used:

This is an emergency situation that needs addressed as soon as possible. Using Danbert, Inc. to complete this work will allow us to install the main immediately. In addition, they are familiar with the site conditions and the work completed under the original contract, which relates to this proposed improvement.

4. How cost of modification was determined:

An estimate of cost was provided by the contractor.

Contract Compliance Information: 31-1029004, expires 10/20/08, Majority

Emergency Designation: It is requested that this Ordinance be handled in an emergency manner as temporary measures were installed to reduce the pressure and prevent the old main from continually breaking. Using Danbert, Inc. to complete this work will allow us to install the main immediately.

FISCAL IMPACT: This legislation includes a transfer of funds within the Water Works Enlargement Voted Bonds Fund

and an amendment to the 2008 Capital Improvements Budget.

Title

To authorize the Director of Public Utilities to modify and increase the construction contract with Danbert, Inc., Inc. due to unforeseen conditions found during construction of the West Side Water Line Improvements Project; for the Division of Power and Water; to amend the 2008 Capital Improvements Budget; to provide payment for construction administration services to the Transportation Division in the amount of \$73,000.76; to authorize a transfer of \$347,033.63 within the Water Works Enlargement Voted Bonds Fund; to authorize a total expenditure of \$389,838.00 within the Water Works Enlargement Voted Bonds Fund, and to declare an emergency. (\$389,838.00)

Body

WHEREAS, Contract No. EL007474, for Danbert, Inc., Inc., was authorized by Ordinance No. 1305-2007, passed September 17, 2007, was executed on November 14, 2007, and was approved by the City Attorney on November 16, 2007; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to modify and increase the construction contract and to encumber and expend funds to provide for payment of construction administration services associated with the West Side Water Line Improvements Project; and

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditures; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Water Works Enlargement Voted Bonds Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Power and Water, that it is immediately necessary to authorize the Public Utilities Director to modify and increase the existing contract with Danbert, Inc., due to unforeseen conditions found during construction of the West Side Water Line Improvements Project, in an emergency manner as temporary measures were installed to reduce the pressure and prevent the old main from continually breaking; using Danbert, Inc. to complete this work will allow us to install the main immediately; for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the Director of Public Utilities is hereby authorized and directed to modify and increase the existing West Side Water Line Improvements contract with Danbert, Inc. in the amount of \$316,837.24 and to increase funds to the Transportation Division in the amount of \$73,000.76 to provide for payment of construction administration services, and to pay up to a maximum amount of \$389,838.00.

SECTION 2. That this contract modification is in compliance with Section 329.16 of Columbus City Codes, 1959.

SECTION 3. That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power and Water.

SECTION 4. That the City Auditor is hereby authorized to transfer \$347,033.63 within the Division of Power and Water, Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level One 06, Object Level Three 6629, as follows:

Project No. | Project Name | OCA Code | change

690383 | S.R. 317 Longon-Groveport W.L. | 642900 | -\$54,500.00

690394 | Water Meter Renewal Program | 606394 | -\$54,261.43

690468 | Sunbury Rd. 12" W.L. Imp's | 690468 | -\$10,082.00

690431 | Morse/R-New Albany Rd. W.L. | 642900 | -\$228,190.20
690236 | Water Main Rehab. | 642900 | +\$347,033.63

SECTION 5. That the 2008 Capital Improvements Budget is hereby amended as follows:

Project No.	Project Name	Current Authority	Revised Authority	change
690383-100000	S.R. 317 Longon-Groveport W.L.	\$0	\$54,500	+\$54,500 (to match cash)
690383-100000	S.R. 317 Longon-Groveport W.L.	\$54,500	\$0	-\$54,500
690394-100000	Water Meter Renewal Program	\$1,382,698	\$1,328,436	-\$54,262
690468-100000	Sunbury Rd. 12" W.L. Imp's	\$0	\$10,082	+\$10,082 (to match cash)
690468-100000	Sunbury Rd. 12" W.L. Imp's	\$10,082	\$0	-\$10,082
690431-100000	Morse/R-New Albany Rd. W.L.	\$237,249	\$9,058	-\$228,191
690236-100000	Water Main Rehab.	\$17,270,572	\$17,617,607	+\$347,035

SECTION 6. That to pay the cost of the aforesaid contract modification, the expenditure of \$389,838.00 or so much thereof as may be needed, is hereby authorized from the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Division No. 60-09, Project 690236, OCA 642900, Object Level One 06, Object Level Three 6629.

SECTION 7. 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 8. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 9. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

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

Legislation Number: 1520-2008

Drafting Date: 09/18/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purchase of this legislation is to authorize the Director of Finance and Management to establish a purchase order from an existing Universal Term Contract for Cisco Equipment and Smartnet Services for the Division of Sewerage and Drainage, Southerly Wastewater Treatment Plant with Pomeroy IT Solutions.

The equipment will be purchased for the Supervisory Control and Data Acquisition (SCADA) system for utilized at the Southerly Wastewater Treatment Plant. The SCADA system monitors and controls the processes of the treatment of wastewater that enter the plant. The Cisco products connect 14 different buildings at each plant. Universal Term Contract FL-002554 expires on December 31, 2008.

The Division of Sewerage and Drainage has certified the maximum amount allowed by code for Universal Term Contracts. Emergency legislation is being requested so that these products can be delivered at the earliest time available so that upgrades can continue at the Southerly Wastewater Treatment Plant.

SUPPLIER: Pomeroy IT Solutions (61-1352158) Expires 10-24-09

FISCAL IMPACT: \$123,353.59 is needed and budgeted for this purchase. Cost was determined through a quote by the

company dated September 18, 2008 Quote #QI0918A024.

Title

To authorize the Director of Finance and Management to establish a purchase order with Pomeroy IT Solutions for the purchase of Cisco Equipment and Smartnet Services from an existing Universal Term Contract for the Division of Sewerage and Drainage, to authorize the expenditure of \$123,353.59 from the Sewerage System Operating Fund, and to declare an emergency. (\$123,353.59)

Body

WHEREAS, upgrades continue at the Southerly Wastewater Treatment Plant on the SCADA systems, and

WHEREAS, the SCADA system monitors and controls the processes of the treatment of wastewater that enter the plant, and

WHEREAS, Cisco products connect 14 different buildings at each plant together, and

WHEREAS, the items will be purchased from an existing Universal Term Contract, FL-002554 which expires on December 31, 2008 on file with the Purchasing Office, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is immediately necessary to establish a purchase order so that these products can be delivered at the earliest time available so that upgrades can continue at the Southerly Wastewater Treatment Plant with Pomeroy IT Solutions for the immediate preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Finance and Management be and is hereby authorized to establish a purchase order with Pomeroy IT Solutions for the purchase of Cisco Equipment and Smartnet Services from an existing Universal Term Contract for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

Section 2. That the expenditure of \$123,353.59 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650, OCA 605048, Object Level 1: 02, Object Level 03: 2193

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

Legislation Number: 1532-2008

Drafting Date: 09/23/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of Public Safety, on behalf of the Division of Support Services, to enter into an extended warranty and support coverage contract with SOUND COMMUNICATIONS INC., for equipment hardware and software support for the Police and Fire Audio Logging Recording System located at the Public

Safety Dispatching Complex, 1250 Fairwood Avenue. This equipment provides both Police and Fire with reliable voice logging system for the recording of all emergency E911 telephone calls and radio messages dispatched and received from the Police, Fire, and EMS first responders. This agreement is being entered into under the Sole Source provisions provided under Section 329.07 of the Columbus City Code.

On July 31, 2006, Council approved and passed Ordinance 1310-2006 to purchase an upgraded Audio Digital Communications Recording System for the Police and Fire. The current extended warranty and support coverage contract on this Audio Recording System will be expiring as of November 15, 2008. This extended warranty and support contract coverage will be from 11/15/08 to 11/15/09.

Bid Information: Sole Source Provider: Sound Communications, Inc. CC # 31-1331321 Expires: September 28, 2009.

Emergency Designation: Emergency designation is requested due to the importance of having an equipment hardware and software support program in place prior to the expiration of the current extended warranty and support coverage contract, expiring November 15, 2008.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$22,000.00 from the General Fund for an extended warranty and support coverage agreement for the Audio Digital Communications Recording System for the Police and Fire Divisions.

Title

To authorize the Director of Public Safety, on behalf of the Division of Support Services, to enter into an extended warranty and support coverage contract under sole source provisions of the Columbus City Codes with SOUND COMMUNICATIONS, INC. for equipment hardware and software for the Police and Fire Audio Logging Recording System, to authorize the expenditure of \$22,000.00 from the Division of Support Services' General Fund appropriation, and to declare an emergency. (\$22,000.00).

Body

WHEREAS, the responsibility of the Police and Fire Audio Logging Recording System will continue to be that of the Department of Public Safety, Division of Support Services; and

WHEREAS, the Division of Support Services has a need to enter into an extended warranty and support coverage contract with Sound Communications, Inc. for equipment hardware and software of this Audio Logging Recording System for the Police and Fire; and

WHEREAS, Sound Communications, Inc. is the original provider of the current system and is the sole provider of maintenance, software, and licenses for the system; and

WHEREAS, this contract is being established under the Sole Source provision provided in Section 329.07 of the Columbus City Code; and

WHEREAS, an emergency exists in the usual daily operations of the Department of Public Safety, Division of Support Services, in that it is immediately necessary to enter into an extended warranty and support coverage contract for the Audio Logging Recording System used by Police and Fire in order to preserve the public peace, 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, on behalf of the Division of Support Services, be and is hereby authorized to enter into an extended warranty and support coverage contract with Sound Communications, Inc., for equipment hardware and software of the Audio Logging Recording System used by Police and Fire.

SECTION 2. That this agreement is made in accordance with the Sole Source provision of Section 329.07 of the Columbus City Code. See Attachment ORD1532-2008solesource.doc.

SECTION 3. That for the purpose stated in Section 1 hereof, the expenditure of \$22,000.00, or so much thereof as may be needed, is hereby authorized from:

Div.: 30-02 | **Fund:** 010 | **Obj. Level 2:** 03 | **Obj. Level 3:** 3372 | **OCA:** 320104 | **AMOUNT:** \$22,000.00

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

Legislation Number: 1533-2008

Drafting Date: 09/23/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND

The City of Columbus, Department of Public Service, Division of Transportation, frequently must acquire minor parcels of permanent and temporary right-of-way for various projects within the City. To expedite the right-of-way acquisition process the following legislation establishes a contingency fund, in the amount of \$100,000.00, to be used by the City Attorney's Real Estate Division to hire professional services, negotiate with property owners and acquire such parcels as they are identified.

2. FISCAL IMPACT

Funds are available in the Streets and Highways G.O. Bonds Fund to establish a \$100,000.00 contingency fund that will be used by the City Attorney's Office, Real Estate Division, to acquire miscellaneous small parcels of right-of-way needed for the successful completion of projects throughout the City.

3. EMERGENCY DESIGNATION

Emergency action is requested so establishment of the necessary fund can proceed without delay allowing for acquisition related activities to begin immediately upon identification of necessary parcels.

TitleTo authorize the establishment of a \$100,000.00 contingency fund for the purpose of paying for the acquisition of miscellaneous minor parcels of permanent and temporary right-of-way needed for projects within the City; to authorize the City Attorney, Real Estate Division, to hire professional services, negotiate with property owners and expend those funds necessary to acquire such parcels as they are identified; and to declare an emergency. (\$100,000.00)

Body**WHEREAS**, the City of Columbus, Department of Public Service, Division of Transportation, frequently must acquire minor parcels of permanent and temporary right-of-way for projects within the City; and

WHEREAS, to expedite the right-of-way acquisition process the following legislation establishes a contingency fund, in the amount of \$100,000.00, to be used by the City Attorney's Real Estate Division to hire professional services, negotiate with property owners and acquire such parcels as they are identified; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Transportation, in that it is immediately necessary to establish a contingency fund that will enable the City Attorney's Office, Real Estate Division, to contract for professional services, to negotiate with property owners and to acquire minor parcels of permanent and temporary right-of-way for projects throughout the City immediately upon identification of necessary parcels for the preservation of the public health, peace, property, safety and welfare; now, therefore;

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

Section 1: That the City Attorney's Office, Real Estate Division, be and is hereby authorized to acquire minor parcels of permanent and temporary right-of-way for projects throughout the City as such parcels are identified.

Section 2: That the City Attorney be and is hereby authorized to expend \$100,000.00, or so much thereof as may be necessary from the Streets and Highways G.O. Bonds Fund, Fund 704, Dept.-Div., 59-09, Division of Transportation, O.L. 01-03 Code, 06-6601, OCA Code 644385, Project 530161 for this purpose.

Section 3. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

Legislation Number: 1534-2008

Drafting Date: 09/23/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded a grant from the Ohio Department of Health. This ordinance is needed to accept and appropriate \$5,155,488 to fund the Women, Infants and Children grant program, for the period October 1, 2008 through September 30, 2009.

The primary objective of the Women, Infants and Children (WIC) program is to provide nutritionally desirable food and nutrition education to pregnant and lactating women, infants, and children at nutritional risk in Franklin County who meet categorical, income and nutritional risk requirements for eligibility.

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

FISCAL IMPACT: The Women, Infants and Children Program is entirely funded by the Ohio Department of Health. This program does not generate any revenue or require a City match.

Title

To authorize and direct the Board of Health to accept this grant from the Ohio Department of Health in the amount of \$5,155,488; to authorize the appropriation of \$5,155,488 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$5,155,488)

Body

WHEREAS, \$5,155,488 in grant funds have been made available through the Ohio Department of Health for the Women, Infants and Children program for the period of October 1, 2008 through September 30, 2009; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the WIC program; and,

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

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

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

SECTION 1. That the Board of Health is hereby authorized and directed to accept a grant award totaling \$5,155,488 from the Ohio Department of Health for the Women, Infants and Children program for the period October 1, 2008 through September 30, 2009.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending September 30, 2008, the sum of \$5,155,488 is hereby appropriated to the Health Department, Division No. 50, as follows:

OCA: 508116; Grant No.: 508116; OL1:01; Amount:	\$4,222,791
OCA: 508116; Grant No.: 508116; OL1:02; Amount:	\$68,250
OCA: 508116; Grant No.: 508116; OL1:03; Amount:	\$864,447

Total for Grant No. 508116: \$5,155,488

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

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

Legislation Number: 1535-2008

Drafting Date: 09/23/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This legislation authorizes the Finance and Management Director to modify two professional services contracts for the Office of Construction Management with Bird Houk & Associates, Inc. for architectural and engineering consulting services. The Office awarded both contracts through Requests for Statements of Qualifications. The Requests were advertised because the Office wished to use a professional services firm on an ongoing basis. Services include: the production of detailed plans identified for Construction Management projects, the hosting of design meetings, preliminary construction and final cost estimates, master and operational plans, ensuring code compliance, bidding documents/plans, obtaining proper permit documents, and construction administration. The first contract (Contract A) is for general consulting use and was approved by Ordinance No. 2085-2006, passed December 11, 2006. The second contract (Contract B) is specifically for the Municipal Court building, 375 South High Street and was approved by Ordinance No. 1115-2007, passed July 9, 2007.

Contract A needs to be modified in the amount of \$90,000.00. This modification is necessary to complete design and construction administration on important projects such as City Hall exterior metal and stone cleaning, City Hall Security Command Center, and Central Safety Water Line repair. Bird Houk & Associates, Inc. is currently in the midst of design

or construction administration for all of these projects. This contract has been modified once previously in the amount of \$170,000.00 for North Market hot water by Ordinance 1984-2007, passed December 3, 2007.

Contract B needs to be modified in the amount of \$94,000.00. This modification is necessary to design increased and updated security for the Municipal Court building. This will include improved Closed Circuit Television, Digital Video Recording, Access Control, and a Security Command Center.

Modifications are in the best interest of the City of Columbus. These designs are in process. To bring on a new design firm now would cause unnecessary delays and the duplication of work.

This ordinance also authorizes the appropriation of necessary funding from the Municipal Court Special Projects Fund.

Emergency action is requested so that necessary safety related designs and construction administration within the City may be accomplished without delay.

Fiscal Impact: The Office of Construction Management has sufficient funding in the Construction Management Capital Improvement Budget for the modification of Contract A. The modification is \$90,000.00. The original contract was \$300,000.00 and modified once before in the amount of \$170,000.00. Therefore, the total cost of this contract will be \$560,000.00. The Municipal Court Clerk has sufficient funding available in the Municipal Court Special Projects Fund for the modification of Contract B. The modification is for \$94,000.00. The original contract was \$500,000.00. Therefore, the total amount of the contract will be \$594,000.00 Bird Houk & Associates, Inc., Contract Compliance Number 31-1366142, expiration date 11/14/2008.

Title

To authorize the Finance and Management Director to modify two contracts for the Office of Construction Management with Bird Houk & Associates, Inc. in the amounts of \$90,000 and \$94,000 respectively, for architectural and engineering consulting services; to authorize the appropriation of \$94,000.00 from the Municipal Court Special Projects Fund; to authorize the expenditure of \$90,000.00 from the Construction Management Capital Improvement Fund, to authorize the expenditure of \$94,000.00 from the Municipal Court Special Projects Fund; and to declare an emergency. (\$184,000.00).

Body

WHEREAS, the Finance and Management Department, Office of Construction Management, desires to modify two professional service contracts with Bird Houk & Associates, Inc. for general architectural and engineering services, and

WHEREAS, the Finance and Management Department advertised Requests for Statements of Qualifications (RFSQs) for both projects, and

WHEREAS, City Council approved Contract A through Ordinance 2085-2006, passed December 11, 2006, and Contract B through Ordinance 1115-2007, passed July 9, 2007, and

WHEREAS, modifications are necessary in order to complete the design and construction administration of important jobs throughout City buildings, and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to modify two contracts with Bird Houk & Associates, Inc. for general architectural and engineering services so that necessary safety related designs and construction administration within the City may be accomplished without delay, now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to modify two contracts with Bird Houk & Associates, Inc. in the amounts of \$90,000 and \$94,000 respectively, for general architectural and engineering services.

SECTION 2. The sum of \$94,000.00 be and is hereby appropriated from the unappropriated balance of the Municipal Court Special Projects Fund, Fund 226, 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, 2008 to the City Auditor, Department 25-01, Object Level One 06, OCA Code 226100, Object Level Three 6681.

SECTION 3. That the expenditure of \$184,000.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 2, be and is hereby authorized and approved as follows:

Division: 45-50
Fund: 733
Project: 570030-100000
OCA: 733000
Object Level 1: 06
Object Level 3: 6681
Amount: \$90,000.00

Division: 25-01
Fund: 226
Subfund: 001
OCA: 226100
Object Level 1: 06
Object Level 3: 6681
Amount: \$94,000.00

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

Legislation Number: 1536-2008

Drafting Date: 09/23/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

The Transportation Division is responsible for conducting street maintenance and rehabilitation operations of the City's roadway system. To accomplish this mission the Division requires three Pothole Patchers capable of performing street repairs. The purchase of these units is necessary to ensure the proper and rapid repair of street and roadway anomalies. This purchase is consistent with the division's fleet replacement program.

Bids were advertised in the City Bulletin and were received by the Purchasing Office on September 11, 2008 for Bid SA-003012 as follows:

Vendor	Model	Patcher	Unit Price	Hyd. Air Comp.	Ziebart	3 Unit Total
1.Center City Intl.	7400	TCM 500-120- DHE	\$122,298	\$3,000	-\$1,050	\$368,844
2. Fyda Freightliner	M2PRL- 72D	TCM-500-120- DHE	\$126,319	N/A	N/A	\$378,957

Both vendors are Majority firms.

The lowest bid from Center City International Trucks, contract compliance number 31-1048371(expiring 3/11/10), met specifications as the lowest responsive, responsible bidder. Their bid price for three units is \$366,894.00. The Division will also be taking the option to purchase hydraulic air compressors for \$3,000.00 and the option to deduct the cost of

"Ziebarting" for -\$1,050.00. Total cost for three units with options is \$368,844.00.

2. EMERGENCY DESIGNATION

This legislation is requested to be heard as an emergency to ensure that the three Pothole Patchers are available for immediate use.

3. FISCAL IMPACT

Funds are available for this expenditure due to cancellation of encumbrances from completed projects from the Streets and Highways G.O. Bonds Fund.

Title To amend the 2008 C.I.B.; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$368,844.00 from the Streets and Highways G.O. Bonds Fund; to authorize the Director of Finance and Management to enter into a contract for the purchase of three Pothole Patchers from Center City International Trucks for the Division of Transportation; and to declare an emergency. (\$368,844.00)

Body **WHEREAS**, the Division of Transportation is responsible for conducting street maintenance and rehabilitation operations of the City's roadway system, and

WHEREAS, the Division of Transportation is in need of three Pothole Patchers; and

WHEREAS, funds are available in the Streets and Highways G.O. Bonds Fund for this expense, and

WHEREAS, an emergency exists in the usual daily operations of the Division of Transportation in that it is immediately necessary to purchase three Pothole Patchers 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 2008 Capital Improvements Budget established within ordinance 0690-2008 be and hereby is amended due to cancellations as follows:

Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount

590130-100000 / Facilities (Carryover) / \$448,256.00 (Carryover) / \$1,700.00 (Carryover) / \$449,956.00 (Carryover)

530020-100000 / Street Equipment (Carryover) / \$357,955.00 (Carryover) / \$11.00 (Carryover) / \$357,966.00 (Carryover)

Section 2. That the 2008 Capital Improvements Budget established within ordinance 0690-2008 be and hereby is amended to provide funding for this project as follows:

Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount

590130-100000 / Facilities (Carryover) / \$449,956.00 (Carryover) / (\$368,834.00) (Carryover) / \$81,122.00 (Carryover)

530020-100000 / Street Equipment (Carryover) / \$357,966.00 (Carryover) / \$368,834.00 (Carryover) / \$726,800.00 (Carryover)

Section 3. That the transfer of monies within the Streets and Highways G.O. Bonds Fund, Fund 704 be authorized as follows:

TRANSFER FROM:

Fund / Project # / Project / Object Level One/Object Level Three Codes / OCA Code

704 / 590130 / Facilities / 06/6600 / 644385 / \$368,833.90

TRANSFER TO

Fund / Project # / Project / Object Level One/Object Level Three Codes / OCA Code

704 / 530020 / Street Equipment / 06/6600 / 644385 / \$368,833.90

Section 4. That the sum of \$368,844.00 or so much thereof as may be needed is hereby authorized to be expended from

the Streets and Highways G.O. Bonds Fund, No. 704, Dept./Div. 59-09, O.L. 01-03 Codes, 06-6651, OCA Code 644385, Project Number 530020.

Section 5. That the Director of Finance and Management is hereby directed and authorized to enter into a contract with Center City International Trucks, Inc. 4200 Currency Drive, Columbus, OH 43228 for \$368,844.00 for the purchase of three Pothole Patchers in accordance with specifications on file in the Purchasing Office.

Section 6. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

Section 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1537-2008

Drafting Date: 09/24/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN08-007

BACKGROUND: This ordinance approves the acceptance of certain territory (AN08-007) by the City. The Ohio Revised Code stipulates that the once an annexation has been approved, it must be accepted by the receiving municipality within 120 days (but not sooner than 60 days) of receipt by the City Clerk of the approval notice from the county. This petition was filed with Franklin County on June 25, 2008. City Council approved a service ordinance addressing the site on July 7, 2008. Franklin County approved the annexation on July 29, 2008 and the City Clerk received notice on August 7, 2008.

These are submitted in accordance with the Ohio Revised Code.

FISCAL IMPACT: Provision of municipal services does represent cost to the City, however the annexation of land also has the potential to create revenue to the city.

Title

To accept the application (AN08-007) of Michael Bellisari et al for the annexation of certain territory containing 10.99± acres in Norwich and Franklin Townships.

Body

WHEREAS, a petition for the annexation of certain territory in Norwich and Franklin Townships was duly filed on behalf of Michael Bellisari et al on June 25, 2008; and

WHEREAS, 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 July 29, 2008 ; 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 August 7, 2008; 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 Michael Bellisari et al being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio on June 25, 2008 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 July 29, 2008 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 Norwich, Virginia Military Survey Number 544 and Township of Franklin, Virginia Military Survey Number 530 and bounded and described as follows:

Beginning at a point at the southeasterly corner of Lot Number One (1) as said lot is shown upon the plat of Builders Place of record in Plat Book 70, Pages 97 and 98, at the northeasterly corner of a 0.5865 acre tract of land conveyed to Lilda M. Delewese, Trustee, by deed of record in Instrument No. 200508170167087, in the westerly right-of-way line of CSX Transportation Railroad and at a corner of the existing corporation line for the City of Columbus, Ohio as established by Ordinance 1239-69 and recorded in Miscellaneous Record 148, Page 277;

Thence southeasterly along said existing corporation line for the City of Columbus, Ohio, along the westerly right-of-way line of CSX Transportation Railroad, along an easterly line of said 0.5865 acre tract, along the easterly line of a 2.845 acre tract of land conveyed to Lilda M. Delewese, Trustee, by deed of record in Instrument No. 200505160092613 and Instrument No. 200508170167085, along the easterly line of a 0.2845 acre tract of land conveyed as Parcel 29-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200204150094538, along a portion of an existing corporation line for the City of Columbus, Ohio as established by Ordinance 1331-68 and recorded in Miscellaneous Record 146, Page 148 and along the easterly right-of-way of McKinley Avenue a distance of approximately **1050 feet** to a northeasterly corner of an existing corporation line for the City of Columbus, Ohio as established by Ordinance 0139-02 and recorded in Instrument No. 200205220127025 (passing a point in the south line of Norwich Township, the north line of Franklin Township and in the centerline of Trabue Road at approximately 885 feet);

Thence southwesterly along said existing corporation line for the City of Columbus, Ohio, crossing McKinley Avenue a distance of approximately **65 feet** to the southeasterly corner of a 0.3779 acre tract of land conveyed as Parcel 20-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200207240181458, at a northeasterly corner of a 0.2103 acre tract of land conveyed as Parcel 30-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200207100169721 and at a point in said existing corporation line for the City of Columbus, Ohio;

Thence southwesterly along said existing corporation line for the City of Columbus, Ohio, along the southerly line of said 0.3779 acre tract and along the northerly line of said 0.2103 acre tract a distance of approximately **54 feet** to a point in a northerly line of an original 0.408 acre tract of land conveyed as Parcel One to Angelo J. Dallas, Trustee, at a point in a southerly line of an original 0.342 acre tract of land conveyed as Parcel 2 to Spyros C. & Phyllis Sevis, Co-Trustees by deed of record in Official Record 23323, Page D 02, at the northwesterly corner of said 0.2103 acre tract, at the southwesterly corner of said 0.3779 acre tract and at point in said existing corporation line for the City of Columbus, Ohio;

Thence northwesterly along the westerly line of said 0.3779 acre tract, along an easterly line of said original 0.342 acre tract, along an easterly line of an original one (1) acre tract of land conveyed as Parcel 1 to Spyros C. & Phyllis Sevis, Co-Trustees, by deed of record in Official Record 23323, Page D 02 a distance of approximately **192 feet** to a point at the northerly corner of said original one (1) acre tract, at a point in the easterly line of an original 1.477 acre tract of land

conveyed to Joseph S. Dallas and Angelo J. Dallas, III, Co-Trustees, at a corner of said 0.3779 acre tract, at the southeasterly corner of a 0.1108 acre tract of land conveyed as Parcel 19-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200204030083714 and in the existing corporation line for the City of Columbus, Ohio;

Thence northwesterly along a portion of said existing corporation line for the City of Columbus, Ohio, along a portion of the westerly line of said 0.3779 acre tract, along a portion of the easterly line of said 0.1108 acre tract a distance of approximately **34 feet** to a corner of said existing corporation line for the City of Columbus, Ohio;

Thence southwestwesterly along said existing corporation line for the City of Columbus, Ohio, crossing said 0.1108 acre tract a distance of approximately **88 feet** to a point in the westerly line of said 0.1108 acre tract, at a point in the easterly line of a 0.1010 acre tract of land conveyed as Parcel 18-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200204030083709 and at a corner of said existing corporation line for the City of Columbus, Ohio;

Thence southeasterly along a portion of said existing corporation line for the City of Columbus, Ohio, along a portion of the easterly line of said 0.1010 acre tract and along a portion of the westerly line of said 0.1108 acre tract a distance of approximately **24 feet** to a point in said existing corporation line for the City of Columbus, Ohio, at the southeasterly corner of said 0.1010 acre tract, at a point in the westerly line of said original 1.477 acre tract and at a point in the easterly line of an original 1.5 acre tract of land conveyed to Anthony J. & Margherita D. Filichia by deed of record in Official Record 20545, Page B 15;

Thence southwestwesterly along the southerly line of said 0.1010 acre tract and crossing said 1.5 acre tract a distance of approximately **93 feet** to a point in the westerly line of said 1.5 acre tract, at the northeasterly corner of a 2.8187 acre tract of land conveyed as Parcels 1 and 2 to Richard A. Capuano, Trustee, by deed of record in Instrument No. 200503210051268, at the southwestwesterly corner of said 0.1010 acre tract and at the southeasterly corner of a 0.1813 acre tract of land conveyed as Parcel 17-WD to Franklin County Commissioners for right-of-way purposes by deed of record in Instrument No. 200204030083711;

Thence southwestwesterly along a southerly line of said 0.1813 acre tract and along a northerly line of said 2.8187 acre tract a distance of approximately **120 feet** to a point in the west line of Parcel 2 and the east line of Parcel 1;

Thence southwestwesterly along a southerly line of said 0.1813 acre tract and along a northerly line of said 2.8187 acre tract a distance of approximately **70 feet** to a point at the northwesterly corner of said 2.8187 acre tract, at the southwestwesterly corner of said 0.1813 acre tract and in the east line of a one (1) acre tract of land conveyed to Joseph S. & Kerma L. Dallas by deed of record in Official Record 10907, Page B 19;

Thence northwesterly along the westerly line of said 0.1813 acre tract and along a portion of the easterly line of said one (1) acre tract a distance of approximately **40 feet** to a point at the northwesterly corner of said 0.1813 acre tract, at the northeasterly corner of said one (1) acre tract, in the northerly line of Franklin Township, in the southerly line of Norwich Township, in the northerly line of Virginia Military Survey 530, in the southerly line of Virginia Military Survey 544 and in the centerline of Trabue Road (variable width);

Thence southwestwesterly along the southerly line of Norwich Township, along the northerly line of Franklin Township, along the southerly line of V.M.S. 544, along the northerly line of V.M.S. 530, along a portion of a 1.888 acre tract of land conveyed to Michael Carnevale by deed of record in Official Record 4649, Page J 05, along the southerly line of a 0.6013 acre tract of land conveyed to Hugo R. Quint, Jr. by deed of record in Instrument No. 199907090175257, along the southerly line of a 1.3987 acre tract of land conveyed as Parcel "B" to Michael J. Bellisari by deed of record in Instrument No. 200701240014495 and along the centerline of Trabue Road a distance of approximately **167 feet** to a point at the southwestwesterly corner of said 1.3987 acre tract and at the southeasterly corner of a 0.494 acre tract of land conveyed to Michael A. & Ellise A. Lemon by deed of record in Instrument No. 200505190095890;

Thence northwesterly along the westerly line of said 1.3987 acre tract and along the easterly line of said 0.494 acre tract a distance of approximately **805 feet** to a point at the northwesterly corner of said 1.3987 acre tract, at the northeasterly

corner of said 0.494 acre tract in the southerly line of said Lot No. 1 of Builders Place and in the existing corporation line for the City of Columbus, Ohio;

Thence northeasterly along the existing corporation line for the City of Columbus, Ohio, along a portion of the southerly line of said Lot No. 1, along the northerly lines of said 1.3987 acre tract, said 0.6013 acre tract, said 1.888 acre tract, along the northerly line of a 2.252 acre tract of land conveyed as Parcel I and Parcel II to Joseph J. & Irene M. Baljak, Co-Trustees, by deed of record in Instrument No. 200512280272032 and along the northerly line of said 0.5865 acre tract a distance of approximately **527 feet** to the place of beginning;

Containing 10.99 acres of land more or less, of which, 10.02 acres more or less lies within Norwich Township and 0.97 acres more or less lies within Franklin Township.

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

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

Legislation Number: 1538-2008

Drafting Date: 09/24/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

High & Hubbard LLC currently has a valid sidewalk dining lease with the City of Columbus for the south side of Hubbard Avenue adjacent to the building at 793 North High Street. They installed fencing and other amenities within their leased area and have recently submitted a request to the Department of Public Service, Division of Transportation for permission to install a permanent awning over their leased area. Per plans submitted by High & Hubbard LLC the ground supports for the proposed awning will be installed entirely within the fenced area and will not encroach upon any of the sidewalk area not already encumbered by their sidewalk dining lease. After review of the plans submitted and field review the Division of Transportation has determined the proposed installation of a permanent awning at this location will not adversely impact the City's continued use of the unencumbered adjacent sidewalk or roadway area. The City will receive a total of \$500.00, to be deposited in Fund 748, Project 537650, for the proposed encroachment easement. The following legislation authorizes the Director of the Department of Public Service to grant an encroachment easement to High & Hubbard LLC for an awning to be installed over their existing sidewalk dining leased area.

Title

To authorize the Director of the Department of Public Service to execute those documents necessary to allow the City to grant an encroachment easement for a permanent awning over a portion of the south side of Hubbard Avenue adjacent to the existing building at 793 North High Street to High & Hubbard LLC.

Body

WHEREAS, High & Hubbard LLC currently has a valid sidewalk dining lease with the City of Columbus for the south side of Hubbard Avenue adjacent to the building located at 793 North High Street; and

WHEREAS, with the approval of the Division of Transportation, High & Hubbard LLC has installed fencing and other amenities within their leased dining area; and

WHEREAS, High & Hubbard LLC has submitted a request to install a permanent awning over their sidewalk dining area to the Department of Public Service, Division of Transportation; and

WHEREAS, per plans submitted by High & Hubbard LLC the ground supports for the proposed awning will be installed

entirely within the fenced area; and

WHEREAS, the Division of Transportation has determined the proposed installation of a permanent awning at this location will not adversely impact the City's continued use of the unencumbered adjacent sidewalk or roadway area; and

WHEREAS, the City will receive a total of \$500.00, to be deposited in Fund 748, Project 537650, for the proposed 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 grant the following described encroachment easement to High & Hubbard LLC; to-wit:

Situate in the State of Ohio, County of Franklin, City of Columbus, being a strip of land lying on, over and across Hubbard Avenue (60 feet in width), as shown on the recorded plat of M. HELEN HUTCHINSON'S SUBDIVISION OF HUBBARD PROPERTY, of record in Plat Book 3, Page 414, Recorder's Office, Franklin County, Ohio and being bounded and more particularly described as follows:

Begin for reference at the intersection of the southerly line of said Hubbard Avenue and the westerly line of N. High Street (76 feet in width);

Thence South 83°49'22" West, a distance of 2.83 feet, along the southerly line of said Hubbard Avenue to the **Point of True Beginning**;

Thence South 83°49'22" West, a distance of 33.20 feet, continuing along the southerly line of said Hubbard Avenue to a point;

Thence the following three (3) courses and distances over and across said Hubbard Avenue:

1. North 06°06'51" West, a distance of 7.60 feet, to a point;
2. North 83°49'22" East, a distance of 33.20 feet, to a point;
3. South 06°06'51" East, a distance of 7.60 feet, to the **Point of True Beginning**, containing 252.3 Sq. Ft., more or less.

The bearings in the above description are based on the assumed bearing of South 83°49'22" West for the southerly line of Hubbard Avenue and are used to denote lot angles only.

Landmark Surveying Group, Inc.
Scott D. Grundei, P.S. 8047

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.

Legislation Number: 1540-2008

Drafting Date: 09/24/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The 2008 Columbus Tax Incentive Review Council (TIRC) reviewed the Superior Production Partnership Enterprise Zone project on August 19, 2008, and recommended that the City should consider amending the Enterprise Zone Agreement (EZA) between the City and Superior Production Partnership (EZA# 023-03-09) to allow contract workers at the project site to be counted towards the full time job creation commitment set forth in the EZA.

Columbus City Council approved the EZA by Ordinance No. 1696-2003, adopted July 14, 2003. City Council approved the first amendment to the Superior Production Partnership (Enterprise) EZA on October 16, 2006 by Ordinance No. 1785-2006. As amended, the EZA grants a 60%/7-Year abatement on real property improvements and personal property investment with a commitment of \$2.22 million in real property improvements, \$1.654 million in personal property investment, the retention of 129 full-time jobs, and the creation of 24 new permanent full-time jobs related to the

construction of an approximately 79,000 square foot facility located at 2301 Fairwood Avenue to accommodate the addition of a hood line (replacement hoods for the automotive aftermarket) to their operation within the Columbus Enterprise Zone.

Enterprise has satisfied the real and personal property investment goals but negative market conditions stemming from an offshore price fixing scheme coordinated by a number of foreign companies have hampered the ability of the Enterprise to meet their job creation and retention requirements. The job creation timeframe runs to the end of 2009 with a job creation goal at that time of 24 new permanent full-time jobs. As of December 2007, Enterprise had created 1 job, 7 jobs short of the interim end-of-2007 goal of 8 (13% attainment), and had retained 117 jobs, 12 jobs short of the retention goal of 129 (91% attainment), for an overall level of 118 jobs, 19 jobs short of the overall (interim) goal of 137 (86% attainment). Enterprise is currently engaged in a lawsuit regarding the alleged antitrust law violation. The litigation is currently in the pre-trial stage with damages alleged to be over \$8.5M. Market conditions have not improved and a planned reorganization has resulted in a reduction of 10 more employees as of June 2008. Enterprise has hired full-time contract employees to work alongside their regular full-time employees, allowing Enterprise to be productive through a fluid situation. Enterprise believes it would be irresponsible at this time to hire a large permanent workforce as they deal with the challenges of the price fixing situation. It should be noted that these contract employees are paid by Enterprise. Additionally, Enterprise controls decisions related to hours worked, and Enterprise controls the employee discipline. These contract employees are extended a similar benefit package as is available to the permanent workforce of the Enterprise. Enterprise expects to have 30 full-time contract employees working at the project site by the end of 2008 and 40 by the end of 2009. These contract employees are not currently being counted towards the EZA job commitments. It was recommended by the 2008 TIRC to amend the EZA to allow these contract employees to be counted so as to meet their job requirements set forth in the EZA. The present legislation will amend the EZA with realistic terms that will afford the project a good chance to be viewed as compliant in future reviews.

This legislation is presented as an emergency measure in order to meet the deadline under state law for City Council to vote on TIRC recommendations.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement (the "EZA") with Superior Production Partnership to allow the full time jobs being held by contract employees at the project site to be counted towards the full time job commitments of the EZA; and to declare an emergency.

Body

WHEREAS, the Columbus City Council approved the EZA with Superior Production Partnership on July 14, 2003 by Ordinance No. 1696-2003 and approved the first amendment to the EZA with Superior Production Partnership on October 16, 2006 by Ordinance No. 1785-2006; and

WHEREAS, the EZA requires an investment of \$2.22 million in real property improvements, \$1.654 million in personal property investment, the retention of 129 full-time jobs, and the creation of 24 new permanent full-time permanent jobs; and

WHEREAS, the project has met the real and property investment goals but has not met the retained and new job levels required by the EZA; and

WHEREAS, the Tax Incentive Review Council (TIRC) met on August 19, 2008 and recommended that the City should consider allowing the full time contract employees to be counted towards the full time job commitments set forth in the EZA; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on the TIRC's recommendations to comply with the sixty (60) day deadline for City Council action

imposed by imposed by R.C. Section 5709.85 all for the preservation of the public health, property, safety and welfare;
NOW, THEREFORE,

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

Section 1. That the Director of the Department of Development is hereby authorized to amend the Enterprise Zone Agreement with Superior Production Partnership to allow the full time jobs held by contract employees at the project site to be counted towards the full time job commitments of the agreement.

Section 2. For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 1542-2008

Drafting Date: 09/24/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The 2008 Columbus Tax Incentive Review Council (TIRC) reviewed the General Products Corporation Enterprise Zone project on August 19, 2008, and recommended that the City should consider dissolving the Enterprise Zone Agreement (EZA) between the City and General Products Corporation (EZA# 292-05-01). The City concurs with the recommendation of the TIRC.

Columbus City Council approved the EZA by Ordinance No. 1822-2005, adopted November 14, 2005. The EZA was entered into effective December 5, 2005 and granted a 75%/10-Year abatement on real property improvements and personal property investment with a commitment of \$300,000 in real property improvements, \$6.48M in personal property investment, and the creation of 80 new permanent full-time jobs related to the expansion of approximately 125,000 square feet at their facility located on parcel number 010-0097789 at 3985 Groves Road within the Columbus Southeast Enterprise Zone.

Additionally, the City of Columbus entered into a 60%/10-Year Jobs Creation Tax Credit (JCTC) Agreement with General Products Corporation (Enterprise) effective December 9, 2005, approved by Ordinance No. 1822-2005, adapted November 14, 2005.

If the EZA and JCTC are dissolved, 2007 will have been the final tax year for the incentives and the City will not seek repayment of the exempted or credited taxes from prior years.

As of the TIRC review on August 19, 2008, Enterprise had exceeded their real property investment goal with a reported \$3.29M investment, had exceeded their personal property investment goal with a reported \$13.39M investment, and had exceeded their interim end-of-2007 new job creation goal of 60 with a reported 76 new full-time jobs. Enterprise has fulfilled all of the terms of their EZA thus far but market conditions - the loss of a contract with a major automotive manufacturer - has lead the Enterprise to consolidate operations at another facility in Indiana.

This legislation is presented as an emergency measure in order to meet the deadline under state law for City Council to vote on TIRC recommendations.

FISCAL IMPACT: No funding is required for this legislation.

Title

To dissolve the Enterprise Zone Agreement and Jobs Creation Tax Credit Agreement with General Products Corporation; to direct the Director of the Department of Development to notify as necessary the local and state tax authorities; and to declare an emergency.

Body

WHEREAS, Columbus City Council approved an Enterprise Zone Agreement ("EZA") and a Jobs Creation Tax Credit ("JCTC") with General Products Corporation ("Enterprise") by Ordinance No. 1822-2005 on November 14, 2005; and

WHEREAS, the EZA grants Enterprise a 75%/ 10-Year abatement on real and personal property investment and the JCTC Agreement grants a 60%/10-Year JCTC; and

WHEREAS, the EZA requires Enterprise to invest \$300,000 in real property, \$6,480,000 in personal property, and create 80 new full-time jobs at its 3985 Groves Road facility; and

WHEREAS, the JCTC Agreement requires Enterprise to create 80 new jobs and the JCTC grants Enterprise a non-refundable tax credit in an amount of sixty percent (60%) of the new municipal income tax revenues generated by new jobs at the project site, for ten (10) years; and

WHEREAS, Enterprise has fulfilled all of the terms of their EZA thus far but market conditions, as in the loss of a contract with a major automotive manufacturer, has lead Enterprise to consolidate operations at an out-of-state facility; and

WHEREAS, the Columbus Tax Incentive Review Council ("TIRC") recommended that the EZA be dissolved; and

WHEREAS, the City concurs with the TIRC recommendation and desires to dissolve the EZA and end the tax abatement as of December 31, 2007.

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on the TIRC's recommendations to comply with the sixty (60) day deadline for City Council action imposed by imposed by R.C. Section 5709.85, all for the preservation of the public health, property, safety and welfare;
NOW, THEREFORE,

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

Section 1. That Columbus City Council hereby dissolves the General Products Corporation Enterprise Zone Agreement as of December 31, 2007, with 2007 as the final tax year for the exemptions.

Section 2. That Columbus City Council hereby dissolves the General Products Corporation Jobs Creation Tax Credit Agreement as of December 31, 2007, with 2007 as the final tax year for the incentive.

Section 3. That the Director of Development is hereby directed to notify the necessary local and state agencies of any changes to the General Products Corporation Enterprise Zone and Jobs Creation Tax Credit Agreements.

Section 4. For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 1543-2008

Drafting Date: 09/24/2008

Current Status: Passed

Explanation

BACKGROUND: This Ordinance authorizes the Director of Public Utilities to modify and increase the professional engineering services contract with EMH&T, Inc. for the Livingston Ave. 24" Water Line Improvements Project, Division of Power and Water Contract No. 1060.

This modification provides for the design of water mains in the area located near Nationwide Children's Hospital. Currently, the Transportation Division is designing roadway improvements to Livingston Avenue and Parsons Avenue. The water mains in this area are old and in need of replacement. There are also several dead-end mains in the area that need to be looped to improve water quality.

The design will include approximately 6,000 linear feet of water mains along Livingston Avenue and Parsons Avenue, within the work limits of the Transportation Division's roadway improvement project.

1. Amount of additional funds to be expended: \$137,300.00

Original Contract Amount:	\$ 133,000.00
Modification 1 (current)	\$ 137,300.00
Amount of original contract and 1 modification:	\$270,300.00

2. Reasons additional goods/services could not be foreseen:

The original project statement of qualifications was requested in May 2004. The request for proposal was made in June 2005. At the time of the RFSOQ or RFP, these improvements were not anticipated by the Transportation Division. Therefore, the water main improvements were not included in the original scope of services.

3. Reason other procurement processes are not used:

In order to meet the schedule of the Transportation Division, this project cannot be formally bid. The project design must be completed by May 2009. EMH&T is currently working on the roadway design for Livingston Avenue and Parsons Avenue. They have completed the survey information for the majority of the area. Since they have completed the survey information for the majority of the area and have completed part of the roadway plans, EMH&T is best qualified to meet the very tight schedule.

4. How cost of modification was determined:

The consultant provided an estimate to complete the work.

Contract Compliance Information: 31-0685594, expires 11/2/09, Majority

Emergency designation: It is requested that this Ordinance be handled in an emergency manner to allow construction to begin as soon as possible to allow complete site work prior to winter.

FISCAL IMPACT: This legislation includes a transfer of funds within the Water Works Enlargement Voted Bonds Fund and an amendment to the 2008 Capital Improvements Budget.

Title

To authorize the Director of Public Utilities to modify and increase the professional engineering services contract with EMH&T, Inc. to provide design of water lines for the Livingston Ave. 24" Water Line Improvements Project; for the Division of Power and Water; to amend the 2008 Capital Improvements Budget; to authorize a transfer and expenditure of \$137,300.00 within the Water Works Enlargement Voted Bonds Fund, and to declare an emergency. (\$137,300.00)

Body

WHEREAS, Contract No. EL006060 was authorized by Ordinance No. 1406-2005, passed October 6, 2005, was executed on May 17, 2006, and was approved by the City Attorney on May 24, 2006; and

WHEREAS, a modification is needed to the contract needs to provide design of water mains in the area located near Nationwide Children's Hospital; and

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditures; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Water Works Enlargement Voted Bonds Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Power and Water, in that it is immediately necessary to modify and increase the professional engineering services contract with EMH&T, Inc. to provide design of water lines for the Livingston Ave. 24" Water Line Improvements Project, in an emergency manner to allow construction to begin as soon as possible to allow complete site work prior to winter; for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the Director of Public Utilities is hereby authorized and directed to modify and increase the professional engineering services contract with EMH&T, Inc. to provide design of water lines for the Livingston Ave. 24" Water Line Improvements Project, in the amount of \$137,300.00.

SECTION 2. That this contract modification is in compliance with Section 329.16 of Columbus City Codes, 1959.

SECTION 3. That the City Auditor is hereby authorized to appropriate \$137,300.00 within the Division of Power and Water, Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level One 06, Object Level Three 6686, Project No. 690236, OCA Code 642900.

SECTION 4. That the City Auditor is hereby authorized to transfer \$137,300.00 within the Division of Power and Water, Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level One 06, Object Level Three 6686, as follows:

Project No. | Project Name | OCA Code | change

690236 | Water Main Rehab | 642900 | -\$137,300
690404 | Livingston Ave. 24" W.M. | 606404 | +\$137,300

SECTION 5. That the 2008 Capital Improvements Budget is hereby amended as follows:

Project No. | Project Name | Current Authority | Revised Authority | change

690236-100000 | Water Main Rehab | \$17,545,506 | \$17,408,206 | -\$137,300
690404 | Livingston Ave. 24" W.M. | \$781,218 | \$918,518 | +\$137,300

SECTION 6. That to pay the cost of the aforesaid contract modification, the expenditure of \$137,300.00, or so much thereof as may be needed, is hereby authorized from the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Division No. 60-09, Project 690404, OCA 606404, Object Level One 06, Object Level Three 6686.

SECTION 7. 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 8. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 9. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

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

Legislation Number: 1544-2008

Drafting Date: 09/24/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

The Columbus Department of Development is proposing to enter into a Columbus Downtown Office Incentive with Motorists Insurance Group. Motorists Insurance Group sells insurance products to cover drivers, homes and businesses and is currently proposing to expand and create additional positions in its property casualty business at its headquarters located at 471 E. Broad Street. The company anticipates creating 53 new positions by 2010. The new positions will create approximately \$2.3 million in additional payroll and approximately \$46,000 annually in City income tax revenue. Based on this estimate, Motorists Insurance Group would qualify for the Columbus Downtown Office Incentive of an amount equal to 50% of the payroll taxes paid on the new positions or \$23,000, each year for three (3) years. The Development Department recommends granting the Columbus Downtown Office Incentive program to Motorists Insurance Group.

FISCAL IMPACT:

No funding is required for this legislation.

Title

To authorize the Director of Development to enter into a Columbus Downtown Office Incentive Agreement with Motorists Insurance Group as provided in Columbus City Council Resolution 0088X-2007, adopted June 4, 2007.

Body

WHEREAS, the City desires to increase employment opportunities and encourage the establishment of new jobs in the City in order to improve the overall economic climate of the City and its citizens; and

WHEREAS, Resolution 0088X-2007, adopted June 4, 2007, authorized the Department of Development to continue operation of the Columbus Downtown Office Incentive program as amended; and

WHEREAS, the Department of Development has received a completed application for the Columbus Downtown Office Incentive program from Motorists Insurance Group; and

WHEREAS, Motorists Insurance Group estimates they will create 53 new positions at 471 East Broad Street, Columbus, Ohio, with a projected additional payroll of \$2.3 million generating estimated City of Columbus income tax revenue of \$46,000 annually; **NOW, THEREFORE**,

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

Section 1. Council authorizes the Director of Development to enter into a Columbus Downtown Office Incentive Agreement with Motorists Insurance Group, pursuant to Columbus City Council Resolution 0088X-2007, for an annual cash payment equal to fifty percent (50%) of the amount of City withholding tax withheld on new employees for a term of three (3) years on the estimated addition of 53 new positions at 471 East Broad Street, Columbus, Ohio.

- Section 2.** This additional employment at Motorists Insurance Group is the result of creating 53 new positions in Downtown as defined in Columbus City Code Title 33 Section 3359.03 downtown district boundary.
- Section 3.** As provided in the program guidelines, ownership of the project site qualifies Motorists Insurance Group for a three (3) year incentive term. The term beginning in calendar year 2009, with the incentive payment made in the second quarter of the following year based on actual City of Columbus income tax withholding paid by the new positions for the preceding year.
- Section 4.** Each year of the term of the agreement with Motorists Insurance Group that a payment is due, the City's obligation to pay the incentive is expressly contingent upon the passing of an ordinance appropriating and authorizing the expenditure of monies sufficient to make such payment and the certification of the City Auditor pursuant to Section 159 of the Columbus City Charter.
- Section 5.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1546-2008

Drafting Date: 09/24/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Board of Health has been awarded a grant from the Ohio Department of Health to fund the Women, Infants and Children (WIC) Program for the period October 1, 2008 through September 30, 2009. The Ohio Department of Health has provided \$203,085.58 for the lease of real property to be used as clinic space for the WIC Program.

Property Owner	Square Feet	Price per Sq ft	Contract Compliance
77-83 Outerbelt Street, LLC	2,860	\$12.50	200344671
Scott Family Legacy, LLC	2,900	\$14.20	880491953
Beaumont 4522, LLC	2,550	\$10.75	287323903
PLM Company	3,145	\$10.76	311416454
Bruce Williamson	2,892	\$14.00	281341970
Tom Zanetos	1,630	\$12.04	278143514
Ohio State University	360	\$13.33	311340739

Emergency action is requested in order to continue these leases and to avoid any delays in providing program services.

FISCAL IMPACT: The contracts cited above are entirely funded by the grant. This grant does not generate revenue or require a City match.

Title

To authorize and direct the Director of Finance and Management Department to enter into lease contracts with seven property owners for the lease of clinic space for the WIC program, for the period October 1, 2008 through September 30, 2009; to authorize a total expenditure of \$203,085.58 from the Health Department Grants Fund; and to declare an emergency. (\$203,085.58)

Body

WHEREAS, the City desires, for the benefit of the Department of Health, to enter into lease contracts with

various property owners for the rental of real property, in order to provide services for the Women, Infants and Children program; and,

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

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

SECTION 1. That the Director of the Finance and Management Department is hereby authorized and directed to enter into contracts for the provision of rental space for seven WIC clinics for the period October 1, 2008 through September 30, 2009.

SECTION 2. That to pay the costs of said contracts, the expenditure of \$203,085.58, is hereby authorized from the Health Department Grants Fund, Fund No. 251, Division No. 50-01, as follows:

Object					
<u>Property Owner</u>	<u>OCA</u>	<u>Level 01&03</u>		<u>Amount</u>	
77-83 Outerbelt St., LLC	508116	03	3301	\$35,750.00	
Scott Family Legacy, LLC	508116	03	3301	\$41,180.00	
Beaumont 4522, LLC	508116	03	3301	\$27,412.50	
PLM Company	508116	03	3301	\$33,840.00	
Bruce Williamson		508116	03 3301	\$40,477.88	
Tom Zanetos	508116	03	3301	\$19,625.20	
Ohio State University	508116	03	3301	\$4,800.00	

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

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

Legislation Number: 1547-2008

Drafting Date: 09/24/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Board of Health has been awarded a grant from the Ohio Department of Health to fund the Women, Infants and Children (WIC) Program for the period October 1, 2008 through September 30, 2009. The Columbus Health Department has been designated as the primary grantee agency and administrator for all WIC programs in Franklin County. The grant funds awarded provide for a contract with Nationwide Children's Hospital for \$455,497, for the operation of a WIC clinic at their facility. The contract compliance number for Nationwide Children's Hospital is 31-4379441. Children's Hospital is contract compliant through June 2, 2010.

This contract was awarded in compliance with Section 329.27 of the Columbus City Code.

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

FISCAL IMPACT: The Women, Infants and Children Program is entirely funded by the Ohio Department of Health. This program does not generate any revenue or require a City match.

Title

To authorize and direct the Board of Health to enter into a contract with Nationwide Children's Hospital for the provision of a WIC clinic; to authorize the expenditure of \$455,497 from the Health Department Grants Fund; to waive the provisions for competitive bidding; and to declare an emergency. (\$455,497)

Body

WHEREAS, The Board of Health has designated the Columbus Health Department as primary grantee agency and fund administrator for all WIC programs in Franklin County; and,

WHEREAS, Nationwide Children's Hospital will staff and operate a WIC clinic in accordance with State WIC guidelines; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to enter into this contract for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into a contract with Nationwide Children's Hospital for the provision of a WIC clinic for the period of October 1, 2008 through September 30, 2009, in an amount not to exceed \$455,497.

SECTION 2. That for the contract stated above, the sum of \$455,497 is hereby authorized to be expended from the Health Department Grants Fund, Fund No. 251, Grant No. 508116, Division No. 50-01, OCA Code 508116, Object Level One 03, Object Level Three 3351.

SECTION 3. 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 4. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

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

Legislation Number: 1549-2008

Drafting Date: 09/25/2008

Current Status: Passed

ExplanationBackground:

The Recreation and Parks Department desires to enter into a lease agreement with the Jewish Community Center of Greater Columbus in accordance with Section 329.29.1 of the Columbus City Codes, 1959, to lease the premises known as the east shore of Hoover Reservoir and adjacent to the Jewish Community Center Day Camp and Recreation Area, extending from the common property line between the City of Columbus and the Jewish Community Center to the prevailing waters edge. Terms of the lease shall be for a period of one (1) year beginning October 17, 2008, and shall continue for nine (9) consecutive one-year terms expiring on October 17, 2018, pending agreement by both parties.

The Jewish Community Center of Greater Columbus has leased this property from the City of Columbus for over ten (10) years for the purpose of conducting and operating programs at the Jewish Community Center as well as for boat storage for their summer programs.

Emergency action is requested so that occupancy can be put under a lease for legal and liability purposes.

Title

To authorize the Director of Recreation and Parks to enter into a lease agreement with the Jewish Community Center of Greater Columbus for the property known as the east shore of Hoover Reservoir and adjacent to the Jewish Community Center Day Camp and Recreation Area, for a period of one (1) year with nine (9) consecutive one (1) year renewal options, and to declare an emergency. (\$0.00)

Body

WHEREAS, the City of Columbus owns certain real property commonly known as the east shore of Hoover Reservoir and adjacent to the Jewish Community Center Day Camp and Recreation Area, extending from the common property line between the City of Columbus and the Jewish Community Center to the waters edge; and

WHEREAS, on behalf of the City of Columbus, Ohio, the Director of Recreation and Parks desires to enter into a lease agreement with the Jewish Community Center of Greater Columbus in accordance with Section 329.29.1 of the Columbus City Codes, 1959, for a period of one (1) year, commencing October 17, 2008 and ending October 17, 2009 with nine (9) consecutive one (1) year renewal options pending agreement by both parties; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department, in that is immediately necessary to authorize the Director to enter into a lease agreement with the Jewish Community Center of Greater Columbus so that occupancy can be put under a lease for legal and liability purposes thereby preserving the public health, peace, property, safety, and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Recreation and Parks is hereby authorized to execute those documents approved by the Department of Law, Division of Real Estate, necessary to enter into a lease agreement by and between the City of Columbus, Ohio and the Jewish Community Center of Greater Columbus for lease of the property known as the east shore of Hoover Reservoir and adjacent to the Jewish Community Center Day Camp and Recreation Area, extending from the common property line between the City of Columbus and the Jewish Community Center to the waters edge.

Section 2. That this lease agreement complies with Section 329.29.1 of the Columbus City Codes, 1959.

Section 3. That the terms and conditions of the lease shall be approved in form by the City Attorney's office and shall include the following:

- a). That the lease shall be for a period of one (1) year commencing October 17, 2008 through October 17, 2009 and shall be automatically renewable for an additional nine (9) years.
- b). That the Lessee fees are based on docks, stakes, moorings, boat racks, boat

trailer storage and small vessels stored on parkland and shall be as follows:

	<u>Docks</u>	<u>Storage</u>
1st Year (2008)	\$230.00	\$130.00 per boat

- c). Such other terms and conditions as are required and/or approved by the City Attorney's office.

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

Legislation Number: 1550-2008

Drafting Date: 09/25/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The AmerisourceBergen Drug Corporation Enterprise Zone Agreement (EZA) was authorized by City Council on September 16, 2002, and was entered into effective July 14, 2003. City Council approved the first amendment to the AmerisourceBergen EZA on December 6, 2004, which added the Fifth Third Leasing Company to the EZA and allowed the personal property exemptions granted to the AmerisourceBergen Drug Corporation under the EZA to extend to personal property leased from the Fifth Third Leasing Company and/or any assignee or successor lessor subsequently identified in writing to the City's Director of Development. City Council approved the second amendment to the AmerisourceBergen EZA on November 12, 2007, which reduced the job creation requirement from 64 jobs to 19 jobs, to make a commensurate reduction in the payroll requirement for the new jobs, and to eliminate the personal property tax abatement for 2008.

The 2008 Columbus Tax Incentive Review Council (TIRC) reviewed the AmerisourceBergen Enterprise Zone project on August 19, 2008, and recommended that the City (1) amend the overall job level to 204 from the current level of 219 with 8 of those being new and 196 being retained with commensurate modification of new job payroll; and (2) should the new level of total jobs (204) not be achieved by the end of 2008 (as per their 2008 Annual Report) then the abatement will be reduced to 50% from the current 75%. This legislation will authorize amendment of the EZA to reflect the TIRC recommendation. It is anticipated that the company will be able to maintain good compliance in future years with the reduced overall job level requirement. The term of the real property tax abatement is not modified by this amendment and is expected to run through 2013.

This legislation is presented as an emergency measure in order to meet the deadline under state law for City Council to vote on TIRC recommendations.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with AmerisourceBergen Drug Corporation: and to declare an emergency.

Body

WHEREAS, the Columbus City Council approved the Enterprise Zone Agreement with AmerisourceBergen Drug Corporation on September 16, 2002 by Ordinance No. 1350-02 and entered into effective July 14, 2003; and

WHEREAS, the Enterprise Zone Agreement with AmerisourceBergen Drug Corporation was subsequently amended to include the Fifth Third Leasing Company by Ord. No. 2046-04, approved by City Council on December 6, 2004; and

WHEREAS, the Enterprise Zone Agreement with AmerisourceBergen Drug Corporation was again subsequently amended to reduce the job creation requirement to 19 jobs, with a commensurate reduction in the payroll requirement, and to eliminate the personal property tax abatement for 2008 by Ord. No. 1646-2007, approved by City Council on November 12, 2007; and

WHEREAS, the Enterprise Zone Agreement with AmerisourceBergen Drug Corporation (the "EZA") provides for a 75%/10-Year tax abatement on real property improvements and new personal property, requires a project investment of \$43,275,000, including approximately \$19.5 million in new personal property and requires the retention of 200 jobs and the creation of 19 new jobs; and

WHEREAS, the project has met the real and personal property investment goals of the EZA but job creation and retention have fallen short, with only 8 jobs created and 189 jobs retained, as of December 31, 2007, compared to the job creation goal of 19 and job retention goal of 200; and

WHEREAS, the Tax Incentive Review Council (the "TIRC") met on August 19, 2008 and recommended that the City amend the EZA to reduce the job creation requirement from 19 jobs to 8 jobs, to make a commensurate reduction in the payroll requirement for the new jobs, to reduce the job retention requirement from 200 jobs to 196 jobs, and that should these new job levels not be achieved by the end of 2008 that the abatement be reduced to 50% from the current 75%; and

WHEREAS, the City desires to amend the EZA to reflect the recommendations of the TIRC; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on the TIRC's recommendations to comply with the sixty (60) day deadline for City Council action imposed by imposed by R.C. Section 5709.85, all for the preservation of the public health, property, safety and welfare;
NOW, THEREFORE,

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

Section 1. That the Director of the Department of Development is hereby authorized to amend the AmerisourceBergen Drug Corporation Enterprise Zone Agreement (EZA) to reduce the job creation requirement from 19 jobs to 8 jobs, to make a commensurate reduction in the payroll requirement for the new jobs, to reduce the job retention requirement from 200 jobs to 196 jobs, for an overall job level of 204 jobs, and that should these new job levels not be achieved by the end of 2008 that the that the Director of Development is then authorized to again amend the Enterprise Zone Agreement with AmerisourceBergen Drug Corporation to reduce the abatement to 50% from the current 75%.

Section 2. For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 1551-2008

Drafting Date: 09/25/2008

Current Status: Passed

Explanation

BACKGROUND: The 2008 Columbus Tax Incentive Review Council (TIRC) reviewed the Columbus Wood Products Enterprise Zone project on August 19, 2008, and recommended that the City should consider amending the Enterprise Zone Agreement (EZA) between the City and Columbus Wood Products LLC, Continental Millworks Company, LLC, 1800 Fifth Ave. Holdings, LLC, and Nacht Holdings, LLC (EZA# 023-05-06) - collectively known as "Enterprise" - to allow the full time jobs that are generated by tenants at the project site to be counted towards the full time job creation commitment set forth in the EZA.

Columbus City Council approved the EZA by Ordinance No. 1082-2005, adopted June 23, 2005. The project entailed the renovation of an 117,000 square foot facility located at 1800 East Fifth Avenue to accommodate the relocation and expansion of Columbus Wood Products, LLC and Continental Millworks, LLC. Nacht Holdings, LLC, is the employer of record for all of the retained and newly created jobs covered under the current EZA. The EZA granted a 65%/7-Year abatement on real property improvements and personal property investment with a commitment of \$2.4M in for real property improvements, \$70K for personal property investment, the retention of 98 full-time jobs, and the creation of 21 new permanent full-time jobs.

Enterprise has satisfied the real and personal property investment goals but due to soft market conditions is facing job retention and creation difficulties. Their job creation timeframe runs to the end of 2008 with a job creation goal at that time of 21 new permanent full-time jobs. As of December 2007, Enterprise had created 5 jobs, 6 jobs short of the interim end-of-2007 goal of 11 (45% attainment), and had retained 81 jobs, 17 jobs short of the retention goal of 98 (83% attainment), for an overall level of 86 jobs, 23 jobs short of the overall (interim) goal of 109 (79% attainment). However, as of August 2008, Enterprise reported 103 jobs at the project site with 17 of these being full-time employees of tenants located at the project site. It was suggested at the 2007 TIRC that tenant jobs could be included in the total job count and recommended by the 2008 TIRC to amend the EZA to allow these tenant jobs to be counted towards the full time job creation commitment set forth in the EZA. The present legislation will amend the EZA with realistic terms that will afford the project a good chance to be viewed as compliant in future reviews.

This legislation is presented as an emergency measure in order to meet the deadline under state law for City Council to vote on TIRC recommendations.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with Columbus Wood Products LLC, Continental Millworks Company, LLC, 1800 Fifth Ave. Holdings, LLC, and Nacht Holdings, LLC; and to declare an emergency.

Body

WHEREAS, the Columbus City Council approved the Enterprise Zone Agreement with Columbus Wood Products LLC, Continental Millworks Company, LLC, 1800 Fifth Ave. Holdings, LLC, and Nacht Holdings, LLC (the "EZA") on June 23, 2005 by Ordinance No. 1082-2005; and

WHEREAS, the EZA requires an investment of \$2.4M in real property improvements, \$70K in personal property investment, the retention of 98 full-time jobs, and the creation of 21 new permanent full-time permanent jobs; and

WHEREAS, the project has met the real and property investment goals but has not met the retained and new job levels required by the EZA; and

WHEREAS, the Tax Incentive Review Council (TIRC) met on August 19, 2008 and recommended that the City should consider allowing the full time jobs that are generated by tenants at the project site to be counted towards the full time job creation commitment set forth in the EZA; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on the TIRC's recommendations to comply with the sixty (60) day deadline for City Council action imposed by imposed by R.C. Section 5709.85, all for the preservation of the public health, property, safety and welfare; **NOW, THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized to amend the Enterprise Zone Agreement with Columbus Wood Products LLC, Continental Millworks Company, LLC, 1800 Fifth Ave. Holdings, LLC, and Nacht Holdings, LLC to allow the full time jobs that are generated by tenants at the project site to be counted towards the full time job creation commitment.

Section 2. For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 1552-2008

Drafting Date: 09/25/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND:

This legislation authorizes the Director of Public Service to enter into a contract in an amount up to \$1,284,810.60 for the Northland Park Avenue Roadway Improvement project and to pay construction inspection costs up to \$216,500.00. This improvement will construct new roadway, sidewalks, water lines, storm sewers, and street lighting. The work will be performed from November 1, 2008 to July 31, 2009. The estimated Notice to Proceed date is November 1, 2008. The contractor has been given 150 days to complete the construction of the project.

Northland Park Avenue involves the construction of a new street between two existing roads, Tamarack Boulevard and Northland Ridge Boulevard. The curb ramps required at the intersections have already been built with the other streets; thus none are needed for this project. Approximately 1330 lineal feet of sidewalk will be added.

The project was let by the Transportation Division and was advertised in the City Bulletin, Dodge Reports, and by the Builders Exchange. Four (4) bids were received (3 majority, 1 minority) and tabulated on June 5, 2008 as follows:

Trucco Construction (low)	\$1,284,810.60
McDaniel's Construction *	\$1,334,072.59
George J. Igel & Co.	\$1,364,317.20
Shelly and Sands, Inc.	\$1,426,525.80

* Minority

Award is to be made to Trucco Construction Company, Inc. c.c. # 31-1293605 (expiring August 18, 2010), as the lowest, best, most responsive and most responsible bidder.

2. FISCAL IMPACT:

Funding for this project is budgeted within the Streets and Highways G.O. Bonds Fund and the Northland and Other Acquisitions Fund for this work.

3. EMERGENCY DESIGNATION

Emergency action is requested for this project so work can begin this construction season.

the Northland and Other Acquisitions Fund; to authorize the expenditure of \$1,501,310.60 from the Streets and Highways G.O. Bonds Fund and the Northland and Other Acquisitions Fund; to authorize the Director of Public Service to enter into a contract with Trucco Construction Company, Inc. for construction of the Northland Park Avenue Improvement project for the Division of Transportation; and to declare an emergency.(\$1,501,310.60).

Body**WHEREAS**, bids were received and tabulated on June 5, 2008, for the Northland Park Avenue Improvement project and a satisfactory bid has been received; and

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

WHEREAS, it is necessary to authorize the appropriation and transfer of funds for the project to proceed; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Transportation Division in that the contract should be awarded immediately so that the work may proceed without delay, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

Section 1. That the 2008 Capital Improvements Budget established within ordinance 0690-2008 be and hereby is amended due to cancellations as follows:

Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount

590131-100000 / Miscellaneous Development (Carryover) / \$144,810.00 (Carryover) / \$101,272.00 (Carryover) / \$246,082.00 (Carryover)

530801-100000 / Downtown Streetscape (Carryover) / \$914,241.00 (Carryover) / \$11.00 (Carryover) / \$914,252.00 (Carryover)

Section 2. That the 2008 Capital Improvements Budget established within ordinance 0690-2008 be and hereby is amended to provide funding for this project as follows:

Fund / Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount

704 / 530801-100000 / Downtown Streetscape (Carryover) / \$914,252.00 (Carryover) / (\$400,000.00) (Carryover) / \$514,252.00 (Carryover)

704 / 590131-100000 / Miscellaneous Development (Carryover) / \$246,082.00 (Carryover) / \$400,000.00 (Carryover) / \$646,082.00 (Carryover)

735 / 440113-100000 / Gowdy Field (Carryover) / \$105,000.00 (Carryover) / (\$105,000.00) (Carryover) / \$0 (Carryover)

735 / 440019-100000 / Whittier Peninsula (Carryover) / \$55,000.00 (Carryover) / (\$55,000.00) (Carryover) / \$0 (Carryover)

735 / 44-01 / 441735 / Northland Mall (Carryover) / \$1,180,280.00 (Carryover) / \$160,000.00 (Carryover) / \$1,340,280.00

Section 3. That the transfer of monies within the Streets and Highways G.O. Bonds Fund, Fund 704 and the Northland and Other Acquisition Fund, Fund 735 be authorized as follows:

TRANSFER FROM:

Fund / Dept-Div / Project # / Project / Object Level One/Object Level Three Codes / OCA Code

704 / 59-09 / 704 / 530801 / Downtown Streetscape / 06/6600 / 530801 / \$400,000.00

735 / 44-01 / 440113 / Gowdy Field / 06/6600 / 735113 / \$105,000.00

735 / 44-01 / 440019 / Whittier Peninsula / 06/6600 / 735019 / \$55,000.00

TRANSFER TO

Fund / Dept-Div / Project # / Project / Object Level One/Object Level Three Codes / OCA Code

704 / 59-09 / 590131 / Miscellaneous Development / 06/6600 / 590131 / \$400,000.00

735 / 44-01 / 441735 / Northland Mall / 06/6600 / 441735 / \$160,000.00

Section 4. That for the purpose of paying the cost of the contract and inspection the sum of \$1,501,310.60 or so much thereof as may be needed, is hereby authorized to be expended as follows:

Fund / Dept-Div / Project # / Project / O.L. 01-03 Codes / OCA Code / Amount
704 / 59-09 / 590131 / Miscellaneous Development / 06-6631 / 590131 / \$431,031.30
735 / 44-01 / 441735 / Northland Mall / 06-6631 / 441735 / \$1,070,279.30

Section 5. That the Director of Public Service be and is hereby authorized to enter into a contract with Trucco Construction Company, Inc., for the construction of the Northland Park Avenue roadway improvement project in the amount of \$1,284,810.60, for the Division of Transportation in accordance with the specifications and plans on file in the office of the Director of Public Service, which are hereby approved; and to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$216,500.00.

Section 6. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

Section 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1553-2008

Drafting Date: 09/25/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Street Sweeper Broom Refills for Fleet Management. The term of the proposed option contract would be two (2) years through November 30, 2010 with the right to extend for two (2) additional years subject to mutual agreement by both parties. The Purchasing Office opened formal bids on August 21, 2008.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003000. Thirteen (13) bids were solicited; Two (2) bids were received.

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

United Rotary Brush CC#480945667 (Expires 8-21-10)

ODB CC#540715588 (Expires -28-09)

Total Estimated Annual Expenditure: \$30,000.00

These companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Purchasing UTC Contract Account. Fleet Management 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 two (2) contracts for the option to purchase Street Sweeper Broom Refills with United Rotary Brush Corporation and ODB, to authorize the expenditure of two (2) dollars to establish the contracts from the Purchasing/UTC Fund, and to declare an emergency. (\$2.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on August 21, 2008 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, because the Street Sweeper Broom Refills are used to repair and maintain street sweepers, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division in that it is immediately necessary to enter into a contract(s) for an option to purchase Street Sweeper Broom Refills, 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 contracts for an option to purchase Street Sweeper Broom Refills in accordance with SA003000 thru November 30, 2010 with the right to extend for two years:

United Rotary Brush Corporation, (Primary) Items: 2, 3, 4, and 5 (Secondary) Items: 1: Amount: \$1.00
ODB, (Primary) Items: 1 (Secondary) Items: 2, 3, 4, and 5: Amount: \$1.00

SECTION 2. That the expenditure of \$2.00 is hereby authorized from Purchasing UTC Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2140, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 1554-2008

Drafting Date: 09/25/2008

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation Background:

Council, by Ordinance No. 2356-98 and 2357-98 passed on September 14, 1998, 2093-01 and 2092-01 passed on December 17, 2001 approved the creation of a tax increment financing districts to provide funding for public improvements in the Arena District area.

The attached ordinance authorizes the Director of Development to enter into a Reimbursement Agreement with NWD Investments, LLC to finance the construction of future public improvements necessary for the continued development of the Arena District area.

Fiscal Impact:

The City has foregone the real property tax revenue that it would have received from development within the Arena District area. Instead, that revenue has been diverted to Municipal Public Improvement Tax Increment Equivalent Fund's: 404 "PenSite TIF", 405 "NWD Offsites TIF", 415 "Pen West East TIF", 416 "Pen West West TIF" held by the City. That

revenue has been and will continue to be used to support outstanding bonds and to pay for future public improvements benefiting the Arena area.

TitleTo authorize the Director of Development to enter into a Reimbursement Agreement with NWD Investments, LLC to provide for the construction and reimbursement of public improvements benefiting and serving the Arena District area.

Body**WHEREAS**, pursuant to Ohio Revised Code Sections 5709.40, 5709.42 and 5709.43, this Council by its Ordinance No. 2356-98 and 2357-98 passed on September 14, 1998, 2093-01 and 2092-01 passed on December 17, 2001 (the "Original TIF Ordinances"), approved the creation of a tax increment financing to provide funding for public improvements in the Arena District area by exempting from taxation the Improvement (as that term is defined in Ohio Revised Code Section 5709.40) to certain parcels of real property in that area (the "Initial Property"), requiring the owners of the Initial Property to make service payments in lieu of taxes and designating the types of public improvements to be made to benefit the Initial Property; and

WHEREAS, NWD Investments, LLC (the "Developer") and the City have agreed to enter into a reimbursement agreement (the "Reimbursement Agreement") under which the Developer would be reimbursed for its payment of the costs of further TIF-eligible improvements in the Arena District from amounts available in the TIF Funds, including interest at an ~~market~~ interest rate **as established in the Agreement by the City Auditor** for its payment of the costs (after providing for the payment of debt service on the Outstanding Bonds and all other amounts required to be paid under the Trust Agreement securing the Outstanding Bonds); and

WHEREAS, this Council desires to authorize the City to enter into the proposed Reimbursement Agreement with the Developer to provide for those public improvements supporting that future development; and

WHEREAS, **with the construction of the parking garage associated with the proposed new grocery store in the Arena District being subject to the receipt of TIF funds described hereafter, it is the intent of the City that any agreement shall not unduly restrict public parking and that the operator shall inform the director of the Department of Development and City Council of any methods or differential charges used to allow public parking in this facility; and**

WHEREAS, **if the TIF revenue produced by this reimbursement agreement exceeds the amount needed to reimburse NWD Investments, LLC for identified projects then the assignment of additional projects or disposition of excess funds shall be subject to approval by City Council; and**

WHEREAS, **it is the intent of the City that Giant Eagle and its Lessor at 777 Neil Avenue, Columbus, Ohio, shall negotiate in good faith a reversion of the lease to the Lessor of the existing square footage, prior to vacating the leased space, with a condition providing that a traditional supermarket limited to the existing square footage shall not occupy the reverted lease space vacated by Giant Eagle. In no event shall the lease space be permitted to go dark or unoccupied for an unreasonable amount of time, and Giant Eagle shall cooperate with the City and Lessor on any new occupant. The Lessor and Giant Eagle shall negotiate all terms and conditions in accordance with all provisions of federal, state and local laws and ordinances; and**

WHEREAS, as part of the Reimbursement Agreement, it is necessary to expand the use of remediation funds set forth in Section X(C) of that certain Capital Improvements Project Development and Reimbursement Agreement for Nationwide Arena District, dated as of September 15, 1998, amended as of January 1, 2001 and August 1, 2003 (the "Original Agreement"); and **NOW THEREFORE,**

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

Section 1. The Director of Development be and hereby is, authorized and directed to execute the Reimbursement Agreement along with any changes or amendments thereto not substantially adverse to the City and approved by the Director, 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 the City, shall be evidenced conclusively by the execution thereof by the Director.

Section 2. The Director of Development be and hereby is, authorized to execute one or more agreements (including any amendments or supplements thereto) for the construction of TIF eligible improvements for which reimbursement will be made to the Developer pursuant to the Reimbursement Agreement. Those agreements (including any amendments or supplements thereto) shall be in a form, and shall contain such terms and conditions, as are approved by the Director and are consistent with the purposes of this Ordinance and the Reimbursement Agreement, provided that the approval of that form and those terms and conditions by the Director, and the character of that form and those terms and conditions as being consistent with the purposes of this Ordinance and the Reimbursement Agreement, shall be evidenced conclusively by the execution thereof by the Director.

Section 3. **The Director of Development and other appropriate officers of the City shall, within ninety (90) days, prepare a walkability plan and an associated cost and construction schedule to connect the proposed Arena District**

grocery store to the intersection of Goodale Street and Neil Avenue.

Section 3 4. The Director of Development or other appropriate officers of the City are authorized to execute such other agreements and instruments and to take all actions as may be necessary to implement this Ordinance and the transactions contemplated by the Reimbursement Agreement.

Section 4 5. The Director of Development is authorized to amend the Original Agreement with Nationwide Arena LLC to expand the use of remediation funds set forth in Section X(C) of the Original Agreement.

Section 5 6. That all agreements (including any changes, amendments or supplements thereto) authorized by this Ordinance shall be subject to review and approval by the City Attorney as to form.

Section 6 7. This Council hereby waives the requirements of Chapter 329 of the City Codes with respect to any agreement entered into pursuant to this Ordinance.

Section 7 8. The service payments in lieu of taxes and property tax rollback payments deposited in the TIF Fund shall be deemed appropriated for the purposes set forth in the Reimbursement Agreement and authorized to be expended therefrom in accordance with the Reimbursement Agreement, and subject to vouchers approved by the Director of Development the City Auditor is hereby authorized to make payments to the Developer or its designee from the TIF Funds in accordance with the Reimbursement Agreement.

Section 8 9. Except as provided on this Ordinance, all other provisions of the TIF Ordinances shall remain in full force and effect.

Section 9 10. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1557-2008

Drafting Date: 09/26/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Formal bids were solicited by the Purchasing Office for various tree species for the street tree planting program by the Forestry Section of the Recreation and Parks Department. Bids were opened for SA003009 on September 18, 2008. A total of three (3) bids were received. The bidders were Acorn Farms, Inc. (Majority), Surface Nursery, Inc. (Majority) and J.C. Bakker & Sons Ltd. (Majority). Two bidders will be awarded portions of the contract. They are Acorn Farms, Inc. of Galena, Ohio for \$27,090.50 and Surface Nursery, Inc. of Gresham, Oregon for \$1,228.75. (The award to Surface Nursery, Inc. will not require legislation.) All awards are based on the best, responsive, and responsible bid that meet specifications.

The Contract Compliance number for Acorn Farms, Inc. is #31-0986421 and the contract compliance is effective through 11/21/09.

Title

To authorize the Director of Finance and Management to enter into contract with Acorn Farms, Inc. for the purchase of various trees for the street tree planting program, to authorize the expenditure of \$27,090.50 from the Recreation and Parks Tree Replacement Fund, and to declare an emergency. (\$27,090.50)

Body

WHEREAS, the Purchasing Office received bids on September 18, 2008 to obtain street trees for the Forestry Section of the Recreation and Parks Department; and

WHEREAS, a purchase order will be issued in accordance with the terms and specifications of the bid solicitation on file in the Purchasing Office; and

WHEREAS, 1,890 bare root tree stock items will be added to the Recreation and Parks Tree Nursery stock where they will grow and mature until they are ready to be transplanted; and

WHEREAS, the trees will be planted at various street tree locations to help restore and preserve the tree canopy of the City of Columbus in accordance with the Mayor's Green Initiative Program; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said purchase order so that the live plant material can be reserved and available for an early spring, 2009 shipment and for the preservation of public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Finance and Management be and is hereby authorized and directed to enter into a contract with Acorn Farms, Inc., for street trees for the Recreation and Parks Department, in accordance with the specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$27,090.50 or so much thereof as may be necessary, be and is hereby authorized from the Recreation and Parks Tree Replacement Fund, as follows, to pay the cost thereof.

Fund Type: Tree Replacement Fund
Dept. No.: 51
Fund No.: 234
Object Level 3: 2271
OCA Code: 516781
Amount: \$27,090.50

SECTION 3. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this legislation.

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

Legislation Number: 1558-2008

Drafting Date: 09/26/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to enter into contract for the Office of Construction Management with Ultimax Inc., for the renovation (Phase 1) of the interior offices at 743 West Third Avenue. This building is a Police Division building, formerly used by SWAT. It is to house Police Substation No. 1, thereby necessitating renovations. The renovation will allow the Police Division to move from a leased facility, currently located on West Nationwide Avenue. The move of this substation to a City-owned facility will eliminate lease costs.

Ordinance 0650-2008, passed on July 23, 2008, authorized architectural services for the design renovation of interior

offices at 743 West Third Avenue. This ordinance will authorize the replacement of flooring, drywall repair and painting, caulking, replacement of the bathroom sink, countertop, locker repair and painting, replacement of the exterior door and minor landscaping.

At a subsequent date, Phase II will occur. Phase I and II were bid separately. Phase I will allow renovation of the facility in a timely fashion, allowing the Police Division to move from the leased space before the end of the lease. Phase II will occur after the Police Division has relocated. Phase II will include removing the enclosed garage, filling in the walls and creating additional space. In addition, a weight room, an additional locker room, and storage room will be constructed. Heating and cooling will be added in the newly constructed spaces; no additional plumbing is required.

Formal bids were solicited and four companies submitted bids on September 22, 2008 as follows (0 MBE, 1 +FBE):

Ultimax, Inc.	\$46,000.00
2K General	\$49,900.00
Tyevco, Inc.	\$50,602.00
Bomar Construction +	\$56,910.00

The Office of Construction Management recommends the bid award be made to the most responsive and responsible and best bidder, Ultimax, Inc.

EMERGENCY ACTION is requested so that needed renovations can be completed as soon as possible, thereby allowing Police Substation No. 1 to move from a rented facility, resulting in cost savings to the City.

Ultimax, Inc. Contract Compliance Number 31-1684389, Expiration date 07/13/2009.

FISCAL IMPACT: Sufficient funding is available in the Safety Voted Bond Fund- Police Facility Renovation. The cost of this contract is \$46,000.00.

Title

To authorize the Finance and Management Director to enter into contract for the Office of Construction Management with Ultimax, Inc., for the renovation (Phase 1) of interior offices at 743 West Third Avenue; to authorize the expenditure of \$46,000.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$46,000.00)

Body

WHEREAS, it is necessary to accomplish the renovation (Phase 1) of interior offices at 743 West Third Avenue, and

WHEREAS, it is necessary to renovate said space so that Police Substation No. 1 can move from a leased facility to this building, and

WHEREAS, Ultimax Inc., is the most responsive, responsible, and best bidder to complete the renovation, and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to enter into contract with Ultimax, Inc., for the renovation (Phase 1) of interior offices at 743 West Third Avenue so that Police Substation No. 1 can move from a leased facility, thereby reducing lease costs for the preservation of the public health, peace, property, safety, and welfare, now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to enter into contract for the Office of Construction Management with Ultimax Inc., for the renovation (Phase 1) of interior offices at 743 West Third Avenue.

SECTION 2. That the expenditure of \$46,000.00 or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-03

Fund: 701
Project: 330021
OCA: 644476
Object Level 1: 06
Object Level 3: 6620
Amount: \$46,000.00

SECTION 3. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

Legislation Number: 1560-2008

Drafting Date: 09/26/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Title

To authorize the Director of Finance and Management, in furtherance of the authority granted to the Director of Development to enter into a reimbursement agreement for future public improvements in the Arena District, to enter into a real estate purchase and sale contract with NWD Investments, LLC for the sale of 2.447 acres of the City owned land located at the southeast Corner of Neil Avenue and Vine Street, and to the extent they may be applicable, to waive the Land Review Commission requirements of the Columbus City Codes.

Body

WHEREAS, the City of Columbus desires to enter into a purchase and sale agreement with NWD Investments, LLC, for the sale of 2.447 acres of the City owned land at the southeast corner of Neil Avenue and Vine Street; and

WHEREAS, ordinance No. 2069-2007 authorized the Director of Finance and Management to advertise the property and enter into negotiations with interested parties; and of the property was offered for sale through public notice; and

WHEREAS, the property was offered for sale through public notice 0016-2008; and

WHEREAS, the Directors of Finance and Management and Development have selected NWD Investments, LLC to acquire and redevelop the 2.447 acres, consistent with the Director of Development's reimbursement agreement for public improvements in the Arena District; and

WHEREAS, the sale price of the 2.447 acres property is \$2,000,000 dollars; and **NOW THEREFORE**,

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

Section 1. That the Director of Finance and Management be and hereby is authorized, in furtherance of the authority

granted to the Director of Development to enter into a reimbursement agreement for future public improvements in the Arena District, to enter into a purchase and sale contract with NWD Investments, LLC as approved by the Department of Law, Real Estate Division, necessary for the sale of that City owned real property located at the southeast corner of Neil Avenue and Vine Street.

Section 2. That the balance set forth in Section One to be received by the City shall be deposited in Fund 725.

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, Section 328.01 (*Land Review Commission*) to the extent that it may apply to this transaction with regards to this ordinance.

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

Legislation Number: 1561-2008

Drafting Date: 09/26/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The City of Columbus, Ohio is engaged in the demolition of the current Sludge Pump Station as a part of its **Hap Cremean Water Plant Sludge Pump Station Renovations and Electrical Upgrades, Project**. The City desires to grant Columbus Southern Power Company (AEP) a temporary utility easement so that the utility company may temporarily relocate some of its over head electrical lines in order to accommodate the safe demolition of the current pump station. Upon completion of the construction, the temporary distribution line will be removed from the ground and the over head electrical lines will be reinstalled. After investigation it has been determined by the Department of Public Utilities that the granting of the easement will not adversely affect the City and should be allowed. The Real Estate Division, Department of Law has determined that the granting of the easement will benefit the City and therefore there should be no charge for the easement. The following ordinance authorizes the Director of the Department of Public Utilities to execute a temporary utility easement and any ancillary documents.

Fiscal Impact: N/A

Emergency Justification: Emergency action is requested as not to delay the construction of the new Sludge Pump Station at Hap Cremean Water Plant, which will benefit the City.

Title

To authorize the Director of the Department of Public Utilities to grant the Columbus Southern Power Company (AEP) a temporary utility easement in order to temporarily relocate certain over head electrical lines for the safe renovation of the Sludge Pump Station at Hap Cremean Water Plant 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 is owner of that real property known as the Hap Cremean Water Treatment Plant; and

WHEREAS, the City of Columbus, Ohio is engaged in the construction of a new Sludge Pump Station at Hap Cremean Water Plant; and

WHEREAS, the City desires to grant Columbus Southern Power Company (AEP) a temporary utility easement so that AEP may temporarily relocate some of its over head electrical lines in order to accommodate the safe demolition of the current pump station; and

WHEREAS, upon completion of the construction, the temporary distribution line will be removed from the ground and the over head electrical lines will be reinstalled; and

WHEREAS, after investigation, it has been determined by the Department of Public Utilities that the granting of the easement will benefit the City and therefore should be granted at no charge; 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 temporary utility easement and any ancillary documents necessary to 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 a temporary utility easement as approved by the Real Estate Division, Department of Law, necessary to grant to Columbus Southern Power Company an temporary utility easement over, across and under the following described real property, to-wit:

0.134 acres

Situated in the State of Ohio, County of Franklin, City of Columbus, being in Blendon Township (Township 2 North, Range 17 West), United States Military Lands, and being a 10 foot wide strip of land lying in the Hap Cremean Water Treatment Plant Property owned by the City of Columbus and further described as follows:

Beginning at the intersection of the north line of an existing 100-foot wide AEP easement that runs easterly across the property, with the south line of an existing 100-foot wide AEP easement that runs southeasterly across the property, said point being the **TRUE POINT OF BEGINNING**;

Thence S 89°58'33" W along said easterly easement line a distance of 28.52 feet to a point;

Thence N 69°29'50" W a distance of 380.35 feet to a point;

Thence S 41°12'23" W a distance of 177.34 feet to a point on said easterly easement line;

Thence S 89°58'33" W along said easterly easement line a distance of 13.30 feet to a point;

Thence N 41°12'23" E a distance of 193.01 feet to a point on the south line of said southeasterly easement;

Thence S 69°29'50" E along said easement line a distance of 413.97 feet to the **TRUE POINT OF BEGINNING**.

Containing 0.134 acres, more or less, and being based on a survey for the City of Columbus by Dynotec, Inc. This description was prepared and reviewed on September 19, 2008 by Joseph S. Bolzenius, Registered Surveyor #7526.

Basis of bearings is the Hap Cremean WTP grid coordinate system. This property is the same as described in Franklin County Instrument Vol. 1729 at Page 204 and in the Auditor's parcel number 600-150029.

FRANKLIN COUNTY TAX PARCEL NUMBER:

600-150029

Prior Instrument Reference: D.B. Vol. 1729, Pg. 204.
Recorder's Office, Franklin County, Ohio.

Section 2. That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (*Land Review Commission*) and Section 329.29 (sale of City owned reality) to the extent that they may apply to this transaction with regards to this ordinance only.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is

hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1563-2008

Drafting Date: 09/26/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Need: The Columbus Health Department has a need to update the audio-visual system in the auditorium at its 240 Parsons Avenue facility. On September 17, 2008, Solicitation No. SO029987 was placed on the City of Columbus Vendor Services website for eight days. All vendors registered with the City for audio-visual supplies and services were solicited for bids. The solicitation stated that Columbus Public Health is seeking bids for the immediate purchase of misc. audio visual equipment to be integrated into an existing system at 240 Parsons Avenue. And that all items in the bid would be integrated into an existing AV system and that the successful bidder would be responsible for all installation and ensuring a fully functioning system.

Tape Central, Inc., a local, female-owned business, was the only bidder. Their contract compliance number is 311656101 and expires on June 5, 2010. This capital construction service contract is being awarded to Tape Central, Inc., in the amount of \$7,458 as the lowest, responsive, responsible bidder in accordance with Section 329.08 of the Columbus City Code.

Because the bids are only valid for 45 days from the bid closing date (valid through Nov. 9), this legislation is submitted as an emergency. The total amount of this expenditure is \$7,458.00.

Fiscal Impact: This legislation includes a transfer of funds within the Voted 1999, 2004 Health Department Bonds Fund, Fund No. 706, and an amendment to the 2008 Capital Improvements Budget.

TitleTo authorize the Board of Health to enter into a contract with Tape Central, Inc., for the purchase of audio-visual equipment and services for the 240 Parsons Avenue facility; to amend the 2008 Capital Improvements Budget; to authorize a transfer of \$54,471.39 within the Voted 1999, 2004 Health Department Bonds Fund; to authorize the expenditure of \$7,458.00 from the Voted 1999, 2004 Health Department Bonds Fund; and to declare an emergency. (\$7,458.00)

Body

WHEREAS, there is a need for updated audio-visual equipment and services in the auditorium at the Health Department's 240 Parsons Avenue facility; and

WHEREAS, bids were sought through the City's Vendor Services webpage, via Solicitation No. SO029987, and only one vendor responded, Tape Central, Inc.; and

WHEREAS, the need for this upgraded equipment and services is critical to the efficient operations of the auditorium within the 240 Parsons Avenue facility; and

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditure and future expenditures; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Voted 1999, 2004 Health Department Bonds Fund; and

WHEREAS, an emergency exists in the daily operations of the Department of Health in that it is immediately necessary to enter into a contract for the purchase of audio-visual equipment and services for the Health Department's 240 Parsons Avenue facility for the immediate preservation of the public peace, property, health, safety and welfare, now therefore

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into a contract with Tape Central, Inc., in the amount of \$7,458 for the purchase of audio-visual equipment and services for the Health Department's 240 Parsons Avenue facility.

SECTION 2. That the City Auditor is hereby authorized to transfer \$54,471.39 within the Department of Health, Dept/Div. No. 50-01, Voted 1999, 2004 Health Department Bonds Fund, Fund No. 706, Object Level One 06, Object Level Three 6620, as follows:

Project No. | Project Name | OCA Code | change

500501 | Westside Perinatal Clinic Renovation | 706501 | -\$21,754.97
570042 | ECCO Family Health Center | 457021 | -\$32,716.42
570053 | Blind School Renovation | 501713 | +\$54,471.39

SECTION 3. That the 2008 Capital Improvements Budget is hereby amended as follows:

Project No. | Project Name | Current Authority | Revised Authority | change

500501-100000 | Westside Perinatal Clinic Renovation | \$21,755 | \$ - 0- | -\$21,755
570042-100000 | ECCO Family Health Center | \$32,716 | \$ - 0- | -\$32,716
570053-100000 | Blind School Renovation | \$112,163 | \$166,634 | +\$54,471

SECTION 4. That the expenditure of \$7,458.00 is hereby authorized from the Voted 1999, 2004 Health Department Bonds Fund, Fund No. 706, Project No. 570053-100000, Department of Health, Division No. 50, Object Level One 06, Object Level Three 6620, OCA No. 501713.

SECTION 5. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 6. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

SECTION 7. That for 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 and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1564-2008

Drafting Date: 09/26/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a contract with Utility Truck Equipment, Inc. for the purchase of two 55' Bucket Trucks in the amount of \$334,930.00; to authorize the transfer of funds and an expenditure of \$334,930.00 within the Voted Street Lighting and Electricity Distribution Improvement Fund; and to amend the 2008 Capital Improvements Budget.

2. CONTRACT AWARD: The Director of Public Utilities publicly opened three (3) formal bids on September 4, 2008. Bids were received from: Altec Industries, Inc. - \$334,280.00; Utility Truck Equipment, Inc. - \$334,930.00; and FYDA Freightliner. - \$338,822. The lowest bidder, Altec Industries, Inc. did not meet more than five (5) of the the required

specifications which would significantly alter the safety and usability of the trucks.

The lowest and best bid was from Utility Truck Equipment, Inc. in the amount of \$334,930.00. Their Contract Compliance Number is 31-0989420 (expires 12/6/2009, Majority). Additional information regarding all bidders, description of work, contract time frame and detailed amounts can be found on the attached Legislation Information Form.

3. FISCAL IMPACT: This legislation includes a transfer of funds within the Voted Street Lighting and Electricity Distribution Improvement Fund. An amendment to the 2008 CIB is also necessary.

Emergency Designation: It is requested that this ordinance be handled in an emergency manner as this bid will expire in December. Failure to execute a contract before December will result in the need to rebid, with a probability of higher vehicle costs.

Title

To authorize the Director of Public Utilities to execute a contract with Utility Truck Equipment Inc. for the purchase of two (2) 55' Bucket Trucks in the amount of \$334,930.00; to authorize the transfer of funds and an expenditure of \$334,930.00 within the Voted Street Lighting and Electricity Distribution Improvement Fund; to amend the 2008 Capital Improvements Budget; and to declare an emergency. (\$334,930.00)

Body

WHEREAS, the Division of Power and Water requires two 55' Bucket Trucks to complete capital improvement street lighting projects throughout the City of Columbus; and

WHEREAS, three bids for two (2) 55' foot insulated aerial bucket trucks with a cab and chassis minimum Gross Vehicle Weight (GVW) rating of 33,000 pounds, equipped with utility bodies were received and publicly opened in the offices of the Director of Public Utilities on September 4, 2008; and

WHEREAS, said bids have been tabulated and evaluated and an award is recommended to Utility Truck Equipment, Inc. as the lowest responsive and responsible bidder in the amount of \$334,930.00; and

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditure; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Voted Street Lighting and Electricity Distribution Improvement Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water, Department of Public Utilities, in that it is immediately necessary to authorize the Finance Director to enter into a contract for two 55' Bucket Trucks, in an emergency manner as vehicles are needed to replace older units that are in disrepair and unsafe to drive, 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 City Auditor is hereby authorized to transfer \$334,930.00 within the Division of Power and Water, Dept/Div. No. 60-07, Voted Street Lighting and Electricity Distribution Improvement Fund, Fund No. 553, Object Level One 06, Object Level Three 6652, as follows:

Project No. | Project Name | OCA Code | change

670791 | Franklin County Court House | 553791 | -\$334,930.00

670637 | Electricity Equipment Purchases | 670637 | +\$334,930.00

SECTION 2. That the 2008 Capital Improvements Budget is hereby amended as follows:

Project No. | Project Name | Current Authority | Revised Authority | (change)

670791-100000 | Franklin County Court House | \$420,000| \$85,070 | -\$334,930

670637-100000 | Electricity Equipment Purchases | \$0 | \$334,930 | +\$334,930

SECTION 3. That the Director of Public Utilities be and hereby is authorized to award and execute a contract with Utility Truck Equipment Inc., 23893 U.S. Route 23 South, Circleville, OH 43113, for the purchase of two (2) 2009 International Durastar 4300 with a 2008 Versalift VN-55 Insulated Aerial Tower and 2008 Dakota Northlander 150 Body to include the bucket liner option and hanging basket step option; in the amount of \$334,930.00; in accordance with the terms and conditions of the contract on file in the Office of the Division of Power and Water.

SECTION 4. That said company shall deliver the vehicles to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power and Water.

SECTION 5. That for the purpose of paying the cost of the contract, the following expenditure, or as much thereof as may be needed is hereby authorized as follows: Division of Power and Water, Dept./Div. No. 60-07, Voted Street Lighting and Electricity Distribution Improvement Fund, Fund No. 553, Project 670637, OCA Code 670637, Object Level One 06, Object Level Three 6652, Amount \$334,930.00.

SECTION 6. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

SECTION 7. 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 8. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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

Legislation Number: 1566-2008

Drafting Date: 09/29/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Department of Development is proposing to enter into a Columbus Downtown Office Incentive with KLH Engineers, PSC. KLH Engineers, founded in 1955, provides mechanical, electrical, plumbing, fire protection, lighting design, communication and information technology services, and commissioning. KLH has designed more than 8,000 projects both regionally and nationally for retailers, schools, universities, healthcare providers, municipalities, financial institutions and office facilities. Recently completed projects in Columbus include Electric Corporate Headquarters (LEED Gold Certification), and Teays Valley School District (LEED Silver Certified Elementary School). The company's headquarters are located in Ft. Thomas, Kentucky with a satellite office in Dayton, Ohio. The new positions will create approximately \$840,000 in additional payroll and approximately \$16,800 annually in City income tax revenue. Based on this estimate, KLH Engineers would qualify for the Columbus Downtown Office Incentive of an amount equal to fifty percent (50%) of the payroll taxes paid on the new positions or \$8,400 each year for three (3) years. The Development Department recommends granting the Columbus Downtown Office Incentive program to KLH Engineers, PSC.

This legislation is required to be an emergency in order for KLH Engineers, PSC to begin investing and creating jobs as quickly as possible.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of Development to enter into a Columbus Downtown Office Incentive agreement with KLH Engineers, PSC as provide in Columbus City Council Resolution 0088X-2007, adopted June 4, 2007; and to declare an emergency.

Body

WHEREAS, the City desires to increase employment opportunities and encourage establishment of new jobs in the City in order to improve the overall economic climate of the City and its citizens; and

WHEREAS, Resolution 0088X-2007, adopted June 4, 2007, authorized the Department of Development to establish the Columbus Downtown Office Incentive program as amended; and

WHEREAS, the Department of Development has received a completed application for the Columbus Downtown Office Incentive program from KLH Engineers, PSC; and

WHEREAS, KLH Engineers, PSC estimates they will create 14 new positions at Two Miranova Place, Suite 280, Columbus, Ohio with a projected additional payroll of \$840,000 generating estimated City of Columbus income tax revenue of \$16,800 annually; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into a Columbus Downtown Office Incentive agreement with KLH Engineers, PSC to begin investing and creating jobs as quickly as possible, all for the immediate preservation of the public health, peace, property, safety and welfare; **NOW, THEREFORE**,

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

- Section 1.** Council authorizes the Director of Development to enter into a Columbus Downtown Office Incentive agreement with KLH Engineers, PSC, pursuant to Columbus City Council Resolution 0088X-2007, for an annual cash payment equal to fifty percent (50%) of the amount of City withholding tax withheld on new employees for a term of three (3) years on the estimated addition of 14 new positions at Two Miranova Place, Suite 280 Columbus, Ohio.
- Section 2.** This additional employment at KLH Engineering, PSC is the result of creating 14 new positions in the Downtown as defined in Columbus City Code Title 33 Section 3359.03 downtown district boundary.
- Section 3.** As provided in the program guidelines ownership of the project site qualifies KLH Engineering, PSC for a three (3) year incentive term. The term beginning in calendar year 2009, with the incentive payment made in the second quarter of the following year based on actual City of Columbus income tax withholding paid by the new positions for the preceding year.
- Section 4.** Each year of the term of the agreement with KLH Engineering, PSC that a payment is due, the City's obligation to pay the incentive is expressly contingent upon the passing of an ordinance appropriating and authorizing the expenditure of monies sufficient to make such payment and the certification of the City Auditor pursuant to Section 159 of the Columbus City Charter.
- Section 5.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, the ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after the passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1567-2008

Drafting Date: 09/29/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Board of Health has been awarded a grant from the Ohio Department of Health to fund the Women, Infants and Children (WIC) Program for the period October 1, 2008 through September 30, 2009. The grant funds awarded provide for a janitorial service contract for an amount not to exceed \$28,680. Solicitation SA003015 was bid on the City's vendor services website. An evaluation of all bids received was performed and it was determined that Key Cleaning Connection, LLC was the lowest responsive and responsible bidder. The contract compliance number for Key Cleaning Connection, LLC is 31-1681060. Key Cleaning Connection, LLC is contract compliant through February 12, 2009.

This contract was awarded in compliance with Section 329.11 of the Columbus City Code.

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

FISCAL IMPACT: The Women, Infants and Children Program is entirely funded by the Ohio Department of Health. This program does not generate any revenue or require a City match.

Title

To authorize and direct the Board of Health to enter into a contract with Key Cleaning Connection, LLC for janitorial services at five WIC offices; to authorize the expenditure of \$28,680 from the Health Department Grants Fund; and to declare an emergency. (\$28,680)

Body

WHEREAS, The Columbus Health Department WIC Program is in need of janitorial services at five WIC offices; and,

WHEREAS, solicitation SA003015 was bid on the City's vendor services website; and,

WHEREAS, an evaluation of all bids received was performed and it was determined that Key Cleaning Connection, LLC was the lowest responsive and responsible bidder; and,

WHEREAS, this ordinance is being submitted as an emergency measure so that timely procurement of needed services will allow the services to proceed without delay; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to enter into this contract for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into a contract with Key Cleaning

Connection, LLC for janitorial services at five WIC clinics for the period of October 1, 2008 through September 30, 2009, in an amount not to exceed \$28,680.

SECTION 2. That for the contract stated above, the sum of \$28,680 is hereby authorized to be expended from the Health Department Grants Fund, Fund No. 251, Grant No. 508116, Division No. 50-01, OCA Code 508116, Object Level One 03, Object Level Three 3396.

SECTION 3. That this contract is in compliance with Section 329.11 of the Columbus City Code.

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

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

Legislation Number: 1570-2008

Drafting Date: 09/29/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

A. Need: The Ohio EPA requires this legislation which authorizes the Director of Public Utilities to apply for, accept, and enter into two (2) Water Pollution Control Loan Fund (WPCLF) supplemental loan agreements totaling approximately \$4,751,000, for the completion of two Sanitary Sewer System projects as identified in Section 1., under the direction of the Sewerage & Drainage Division. These Capital Improvements Projects are being financed through the Ohio Water Pollution Control Loan Fund program. This loan program is jointly administered by the Ohio EPA's Division of Environmental and Financial Assistance, and the Ohio Water Development Authority (OWDA). The WPCLF provides below-market interest rate loans for municipal wastewater treatment improvements.

B. Emergency Designation: In order to obtain OWDA board approval of the supplemental loan agreements on October 30, 2008, a certified copy of this authorizing legislation must be submitted to the Ohio EPA and the OWDA as a part of each loan application and prior to the OWDA board meeting on October 30, 2008. The earliest effective date of this ordinance insures compliance with the OWDA loan program requirements and thereby expediting the construction project completion.

2. FISCAL IMPACT

Budgeted Amount: There is sufficient budget authority in the 2008 Sewer System Operating Fund for application fee expenditures. These loans will be paid off over a 20-year period from sewerage system fees (dedicated source of repayment). Sewerage fee increases have been projected and planned in anticipation of these projects and loans.

Title

To authorize the Director of Public Utilities to apply for, accept, and enter into two (2)) Ohio Water Pollution Control Loan Fund Supplemental Loan Agreements during the year 2008 with the Ohio Water Development Authority and the Ohio Environmental Protection Agency in order to complete the construction of sewerage system wastewater treatment facilities; to designate a dedicated repayment source for the loans; and to declare an emergency.

Body

WHEREAS, the Department of Public Utilities has submitted two supplemental loan applications to the Ohio EPA under the Ohio Water Pollution Control Loan Fund (WPCLF) program for additional funds to finance the completion of two Capital Improvements Projects under the Division of Sewerage and Drainage, which financial assistance will be of help in reducing total project costs to the City's sewerage customers; and

WHEREAS, the WPCLF loan application and loan agreement documents require the City to submit to the Ohio EPA a certified copy of the approved City Council legislation which authorizes the Director of the Public Utilities Department to apply for and subsequently execute the WPCLF agreement; and

WHEREAS, this legislation must be approved by City Council and a certified copy must be submitted to the Ohio EPA and OWDA prior to the October 30, 2008 OWDA board meeting as part of the loan application and loan agreement approval process, in order to provide additional funds to complete these two projects as scheduled, therefore an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to execute two WPCLF Supplemental Loan Agreements with the OWDA and the Ohio EPA 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 apply for, accept, and enter into two (2) Water Pollution Control Loan Fund Supplemental Loan Agreements, during the year 2008, with the Ohio Water Development Authority and the Ohio Environmental Protection Agency for the additional financing to complete the construction of two (2) Division of Sewerage and Drainage projects, as described with the "not to exceed" construction project costs in parenthesis, as follows:

1. Southerly Wastewater Treatment Plant Digester Rehabilitation, CIP No. 650353, WPCLF No. CS392277-01-1 (\$4,301,000).
2. Southerly Wastewater Treatment Plant New Headworks, Phase 3, CIP No. 650352, WPCLF No. CS39276-03-1 (\$450,000)

Section 2. That Sewerage System Service Charges is hereby authorized to be the dedicated source of repayment for the Water Pollution Control Loan Fund Agreements.

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

Drafting Date: 09/29/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

The City of Columbus is engaged in the Tuttle Crossing Boulevard project. This project will reconstruct 0.70 miles of Tuttle Crossing Boulevard from Wilcox Road east to I-270. It will include installation of wider roadways, raised median, a closed drainage system, curb and gutter, street lighting, bicycle paths and sidewalks. This is a Franklin County/ City of Dublin / City of Columbus joint project with Columbus being responsible for the acquisition of any additional right-of-way and for the payment of reimbursable utility relocation expenses within the Columbus corporate limits. Previous legislation, in the amount of \$750,000 to pay for right-of-way acquisition and reimbursable utility relocation expenses was passed on 4/5/2006 (0517-2006). Right-of-way acquisition expenses exceeded the original legislated amount leaving insufficient funds to pay for reimbursable utility relocation expenses. This legislation authorizes the Director of Public Service to reimburse AT&T (Contract Compliance number: 36-3264367, expiring 8/18/10) in an amount up to \$124,621.36 for that purpose.

2. FISCAL IMPACT

Monies to pay for these costs in the amount of \$124,621.36 are available due to cancellation of encumbrances from completed projects within the Streets and Highways G.O. Bonds Fund.

3. EMERGENCY DESIGNATION

Emergency action is requested to provide reimbursement to AT&T at the earliest possible time as these relocations have been completed since 2007.

Title To authorize the Director of Public Service to reimburse AT&T for utility relocation costs incurred in conjunction with the Tuttle Crossing Boulevard project for the Division of Transportation; to authorize the expenditure of \$124,621.36 from the Streets and Highways G.O. Bonds Fund, and to declare an emergency. (\$124,621.36)

Body WHEREAS, the City is engaged in the Tuttle Crossing Boulevard project in cooperation with Franklin County and the City of Dublin; and

WHEREAS, the City is responsible for the payment of reimbursable utility relocation expenses required to be performed in conjunction with the project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Transportation, in that it is immediately necessary to authorize this expenditure of funds to reimburse utility companies for utility relocations as relocations have been completed since 2007 ; now, therefore

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

Section 1. That the 2008 Capital Improvements Budget established within ordinance 0690-2008 be and hereby is amended due to cancellations as follows:

Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount

530103-100000 / Arterial Street Rehabilitation (Carryover) / \$1,418,106.00 (Carryover) / \$236,771.00 (Carryover) / \$1,654,877.00 (Carryover)

Section 2. That the expenditure of \$124,621.36, or so much thereof as may be necessary, be and hereby is authorized from Fund 704, the Streets and Highways G.O. Bonds Fund, Department 59-09, Transportation Division, Object Level One Code 06, Object Level Three Code 6631, OCA Code 644385 and Project 530103 to provide for reimbursement to AT&T for utility relocation expenses.

Section 3. That the Director of Public Service be and hereby is authorized to pay utility relocation costs to AT&T.

Section 4. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

Legislation Number: 1575-2008

Drafting Date: 09/29/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. **BACKGROUND:**

A. **Need.** This legislation authorizes the Director of Public Utilities to modify the construction contract with Kokosing Construction Company, Inc. for three sanitary sewer improvement projects:

- a. Atwood Terrace/Northridge Rd. Relief Sewer
- b. Weldon Ave. Sanitary Relief Sewer
- c. Lenore Ave./Huy Rd. Sanitary Relief Sewer

The modification amount requested under this ordinance is \$68,490.61. The contract total including this modification is \$4,318,216.86. These additional monies will pay for the remaining contractor balances owed that are associated with these completed projects. Work was performed by the Contractor under the original contract but after work was completed, OWDA declined to pay for some of the items. The remaining contingency (or non-eligible monies) for these projects was mistakenly closed out by Transportation under their 1990 Dr E project which was included in this bid. Therefore, the money that was left in the contract to pay for this work is no longer available.

B. **Contract Compliance No.:** 311023518-001 (MAJ) (Expires 03/14/2010)

C. **Emergency Designation:** The Division of Sewerage and Drainage is requesting City Council to designate this ordinance an emergency measure in order to allow for the immediate payment to the contractor for this work that has already been completed.

2. **FISCAL IMPACT:**

This ordinance authorizes the transfer of funds within the Voted Sanitary Sewer Bond Fund (664) for the purpose of providing the necessary funding required for this expenditure. There will also be an amendment to the 2008 Capital Improvements Budget to provide sufficient budget authority for the current project. This legislation will authorize the expenditure of \$68,490.61 within the Voted Sanitary Sewer Bond Fund.

Title

To authorize the Director of Public Utilities to execute a final contract modification with Kokosing Construction Company, Inc. for the North Linden Area Sanitary and Roadway Improvement Projects; to authorize the transfer of \$68,193.46 from within the Voted Sanitary Sewer Bond Fund; to amend the 2008 Capital Improvements Budget; to authorize the expenditure of \$68,490.61 within the Voted Sanitary Sewer Bond Fund for the Division of Sewerage and Drainage; and to declare an emergency. (\$68,490.61).

WHEREAS, Contract No. EL008696 was authorized by Ordinance No.0716-2006, as passed by Columbus City Council on April 24, 2006 for purposes of authorizing the Director of Public Utilities to enter into a construction contract with Kokosing Construction Company, Inc. for the North Linden Area Sanitary and Roadway Improvement Project; and

WHEREAS, it is necessary to modify this contract to provide additional monies to cover the cost of completed contract work which exceeds the available contingency amounts provided in the contract, due to the mistakenly closed funds by Transportation; and

WHEREAS, it is necessary to authorize the transfer of funds within the Voted Sanitary Sewer Bond Fund to provide sufficient funding for the aforementioned project expenditure; and

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, it is necessary for City Council to authorize the expenditure of funds from Voted Sanitary Sewer Bond Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to modify the construction contract with Kokosing Construction Company, Inc. for the Linden Area Sanitary and Roadway Improvement Project, in order to allow for the immediate payment to the contractor for work that has already been completed; for the immediate preservation of the public health, peace, property, and safety; **Now, Therefore,**

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

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. EL008696 with Kokosing Construction Company, Inc., 886 McKinley Avenue, Columbus, Ohio 43222 for construction of the Linden Area Sanitary and Roadway Improvement Project, in order to pay for the completed project work, in accordance with the terms and conditions as shown in the modification on file in the office of the Division of Sewerage and Drainage.

Section 2. That the City Auditor is hereby authorized and directed to transfer \$68,193.46 for the Linden Area Sanitary and Roadway Improvement Project from within the Voted Sanitary Sewer Bond Fund (664) as follows:

FROM:

Proj. No. | Proj. Name | OCA | OL3 | Amount

650253 | JPWWTP Disinfection | 664253 | 6630 | \$10.38
650344 | SWWTP Support Facilities | 664344 | 6630 | \$14.56
650350 | WWTF Renovations and Rehab | 664350 | 6630 | \$38.09
650489 | Big Run Sanitary Subtrunk | 664489 | 6630 | \$37,934.54
650636 | Forest Street Sewer Improvements | 664636 | 6630 | \$1,099.92
650669 | Leland/Milton Area Sanitary | 664669 | 6630 | \$11,623.57
650675 | Clinton Heights Area Sanitary Sewer Improv. | 664675 | 6630 | \$12,668.75
650700 | Portage Grove Area | 664700 | 6630 | \$4,803.65

TOTAL: -\$68,193.46

TO:

Proj. No. | Proj. Name | OCA | OL3 | Amount

650651 | Atwood Terrace/Northridge Rd. Relief Sewer | 664651 | 6630 | \$1,114.86
650656 | Weldon Ave. Sanitary Relief Sewer | 664656 | 6630 | \$5,729.64
650657 | Lenore Ave./Huy Rd. Sanitary Relief Sewer | 664657 | 6630 | \$61,348.96

TOTAL: +\$68,193.46

Section 3. That the 2008 Capital Improvements Budget Ordinance No. 0690-2008 is hereby amended as follows, to create

budget authority for prior cancellation and to provide sufficient budget authority for the execution of the construction contract stated herein.

Creation for current contract:

664 | 650344-100000 | SWWTP Support Facilities | \$0.00 | \$15 | (+\$15)
664 | 650675-100000 | Clinton Heights Area Sanitary Sewer Improv. | \$0.00 | \$12,669 | (+\$12,669)
664 | 650700-100000 | Portage Grove Area | \$0.00 | \$4,804 | (+\$4,804)

Transfer for current contract:

Fund | Sub Fund | Fund Name | Current | Revised | (Change in Authority)

664 | 650253-100000 | JPWWTP Disinfection | \$11 | \$0.00 | (-\$11)
664 | 650350-100000 | WWTF Renovations and Rehab | \$3,152,039 | \$3,152,000 | (-\$39)
664 | 650344-100000 | SWWTP Support Facilities | \$15 | \$0.00 | (-\$15)
664 | 650489-100000 | Big Run Sanitary Subtrunk | \$112,376 | \$76,034 | (-\$37,935)
664 | 650636-100000 | Forest Street Sewer Improvements | \$1,100 | \$0.00 | (-\$1,100)
664 | 650669-100000 | Leland/Milton Area Sanitary | \$11,624 | \$0.00 | (-\$11,624)
664 | 650675-100000 | Clinton Heights Area Sanitary Sewer Improv. | \$12,669 | \$0.00 | (-\$12,669)
664 | 650700-100000 | Portage Grove Area | \$4,804 | \$0.00 | (-\$4,804)
664 | 650651-100000 | Atwood Terrace/Northridge Rd. Relief Sewer | \$0.00 | \$1,117 | (+\$1,117)
664 | 650656-100000 | Weldon Ave. Sanitary Relief Sewer | \$297 | \$6,027 | (+\$5,730)
664 | 650657-100000 | Lenore Ave./Huy Rd. Sanitary Relief Sewer | \$33,495 | \$94,844 | (+\$61,350)

Section 4. That for the purpose of paying the cost of the construction contract modification, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows; Div. 60-05 | Fund No. 664 | OBJLVL3 6630:

Project No. | Project Name | OCA | Amount

650651 | Atwood Terrace/Northridge Rd. Relief Sewer | OCA Code 664651 | Amount \$1,114.86.
650656 | Weldon Ave. Sanitary Relief Sewer | OCA Code 664656 | Amount \$6,026.79.
650657 | Lenore Ave./Huy Rd. Sanitary Relief Sewer | OCA Code 664657 | Amount \$61,348.96

Section 5. That the City Auditor is hereby authorized 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 are no longer required for said project; except that no transfer shall be made from a project by monies from more than one source.

Section 6. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

Section 7. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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 which shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1576-2008

Drafting Date: 09/30/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Aftermarket Auto Parts for Fleet Management. The term of the proposed option contract would be from the date of execution by the City through June 30, 2010 with the right to extend for two (2)

additional years subject to mutual agreement by both parties. The Purchasing Office opened formal bids on July 24, 2008.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA002969. One Hundred and Two Bids (102) bids were solicited; Four (4) bids were received.

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

NAPA Auto Parts CC#580254510 (Expires 3-7-10)
Smyth Automotive Inc. CC#310870629 (Expires 1-31-10)
Total Estimated Annual Expenditure: \$2,500,000.00

These companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Purchasing UTC Contract Account. Fleet Management 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 two (2) contracts for the option to purchase Aftermarket Auto Parts with NAPA Auto Parts and Smyth Automotive Inc., to authorize the expenditure of two (2) dollars to establish the contracts from the Purchasing/UTC Fund, and to declare an emergency. (\$2.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on July 24, 2008 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, because the Aftermarket Auto Parts are used to repair and maintain City vehicles, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division in that it is immediately necessary to enter into a contract(s) for an option to purchase Aftermarket Auto Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contracts for an option to purchase Aftermarket Auto Parts in accordance with SA002969 thru June 30, 2010 with the right to extend for two years:

NAPA Auto Parts, (Primary) All Items: Amount: \$1.00
Smyth Automotive Inc., (Secondary) All Items: Amount: \$1.00

SECTION 2. That the expenditure of \$2.00 is hereby authorized from Purchasing UTC Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2140, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 1577-2008

Drafting Date: 09/30/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a contract with Rebuilding Together Central Ohio to support the operation of the Chores Program. The contract will provide \$44,500 from the Community Development Block Grant Fund.

The Chores Program provides minor home maintenance and repair services to low and low/moderate-income elderly and disabled homeowner-occupants in the City of Columbus. Examples of program services include replacement or repair of leaking faucets and commodes, faulty light fixtures and switches, loose or missing sections of porch decking or steps and installation of handrails, smoke detectors and deadbolt locks. Eligible homeowners may receive up to \$1,000 in home repairs within one calendar year. This program will help about 50 households.

Emergency action is requested to allow program services to continue without interruption.

FISCAL IMPACT: Funds for this expenditure are allocated from the 2008 Community Development Block Grant Fund.

Title

To authorize the Director of the Department of Development to enter into a contract with Rebuilding Together Central Ohio for the Chores Program; to authorize the expenditure of \$44,500 from the Community Development Block Grant Fund; and to declare an emergency. (\$44,500.00)

Body

WHEREAS, the Director of the Department of Development desires to enter into a contract with Rebuilding Together Central Ohio to fund the Chores Program; and

WHEREAS, the Chores Program will provide minor home maintenance and repair services to low and moderate-income elderly and disabled homeowner-occupants in the City of Columbus; and

WHEREAS, Rebuilding Together Central Ohio is a non-profit organization; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to enter into contract with Rebuilding Together Central Ohio so that vital program services can continue uninterrupted, all for the preservation of the public health, peace, property, safety and welfare; and **NOW THEREFORE,**

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

Section 1. That the Director of the Department of Development is hereby authorized to enter into a contract with

Rebuilding Together Central Ohio to fund the Chores basic home maintenance and repair program.

Section 2. That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959, as amended.

Section 3. That for the purpose as stated in Section 1, the expenditure \$44,500.00 or so much thereof as necessary, be and is hereby authorized to be expended from the Department of Development, Department No. 44-10, Fund 248, Subfund 001, Object Level One 03, Object Level Three 3337, OCA 448524.

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

Legislation Number: 1579-2008

Drafting Date: 09/30/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance provides an additional \$64,000.00 to prevent inspection deficits for 5 projects within the Division of Transportation Capital Improvement Program. These projects include Taylor Station Road Widening, 2008 ODOT Urban Paving Project, Concrete Rehab 2008, ADA Curb Ramps - South High, Hope Avenue Reconstruction.

These projects require additional construction inspection funds for varying reasons including project modifications due to expanded scope, unforeseen conditions, weather, construction change orders, etc.

Fiscal Impact: Funding for these projects has been made available from cancelled construction inspection encumbrances for construction contracts that have been completed.

This legislation utilizes existing funding consistent with where the original construction inspection expenses were incurred.

Emergency action is requested to provide construction inspection funds for these projects in the interest of maintaining proper accounting and fund integrity in a timely manner.

Title To authorize the appropriation and transfer of funds within the East Broad Street Growth Area Fund; to authorize the expenditure of \$20,000 from the East Broad Street Growth Area Fund and \$44,000.00 from the Streets and Highways G.O. Bonds Fund for outstanding construction inspection charges for the Division of Transportation; to authorize the Director of Public Service to pay these construction inspection charges; and to declare an emergency. (\$64,000.00)

Body WHEREAS, capital improvement projects undertaken by the Division of Transportation generally include an inspection component; and

WHEREAS, the amount encumbered for inspection is ordinarily an estimate based on the project's construction expense; and

WHEREAS, the actual inspection amounts charged are subject to many variables including but not limited to modifications to contracts due to expanded project scope, unforeseen conditions, weather, construction change orders, and so on; and

WHEREAS, in order to prevent a net inspection deficit, additional construction inspection funds must be encumbered; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Transportation, Public Service Department, in that it is immediately necessary to provide additional funds to prevent inspection deficits on various projects in order to maintain proper accounting and Fund integrity in a timely manner, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

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

Section 1. That the sum of \$20,000.00 be and hereby is appropriated from the unappropriated balance of the East Broad Street Growth Area Fund, Fund 774, 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, 2008, to the Transportation Division, Department No. 59-09, Object Level One Code 06, Object Level Three Code 6631, OCA Code 774006 and Project 774006.

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

Section 3. That the Public Service Director be and hereby is authorized to increase construction inspection encumbrances totaling \$64,000.00 for the Transportation Division as follows:

Fund / project no. / project / existing encumbrance / OCA Code / additional inspection required

704 / 530282 / 2008 ODOT Urban Paving Project / EA039719/002 / 644385 / \$15,000.00
704 / 530103 / Concrete Rehab 2008 / EA039723/002 / 644385 / \$18,000.00
704 / 530282 / ADA Curb Ramps - South High / EA039708 / 644385 / \$10,000.00
704 / 530282 / Hope Avenue Reconstruction / EA039730/002 / 644385 / \$1,000.00
774 / 774005 / Taylor Station Road / EA031528/002 / 774005 / \$20,000.00

Total \$64,000.00

Section 4. That for the purpose of paying these construction inspection costs, the sum of \$64,000.00, or so much thereof as may be needed, is hereby authorized to be expended as follows:

Fund / project no. / project / O.L. 01-03 Code / OCA Code / amount

704 / 530282 / Resurfacing / 06-6631 / 644385 / \$26,000.00
704 / 530103 / Arterial Street Rehab / 06-6631 / 644385 / \$18,000.00
774 / 774006 / Mt. Carmel Health Systems / 06-6631 / 774006 / \$20,000.00

Total \$64,000.00

Section 5. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

Legislation Number: 1585-2008

Drafting Date: 10/01/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Division of Police needs to purchase furniture for the Strategic Response Bureau (SRB) which will move to a new location at 1120 Morse Road in January 2009. The building on Morse Road is currently undergoing renovations. The office furniture has a six to eight week lead time for delivery. The Division of Police would like to have the office furniture in time for the move to the new SRB location at 1120 Morse Road. SRB currently leases office space. The lease is due to expire on March 1, 2009.

Bid Information: The State of Ohio established STS contracts # 7771401308, 7771400908 and 778710E which expire

11/30/2011 with King Business Interiors, Inc. A quotation was obtained from King Business Interiors, Inc. based on the state contract in the amount of \$277,182.42.

This company is not debarred according to the Federal excluded parties listing or prohibited from being awarded a contract according to the Auditor of State unresolved findings for recovery certified search.

Contract Compliance No.: 31-1624533; expires 12/17/2009

Emergency Designation: Emergency legislation is requested in order to expedite the purchases so that all furniture may be ordered and delivered by the first of the year for occupancy of the building.

FISCAL IMPACT: The Division of Police budgeted \$300,000 in the 2008 Capital Improvements Budget (CIB) for furniture for the Strategic Response Bureau (SRB). This ordinance authorizes the expenditure of \$277,182.42 from the Safety Capital Improvement Fund for the purchase of office furniture for the SRB building at 1120 Morse Road.

Title

To authorize and direct the Finance and Management Director to contract for the purchase of furniture from King Business Interiors, Inc. for the Division of Police; to authorize the expenditure of \$277,182.42 from the Safety Capital Improvement Funds; and to declare an emergency. (\$277,182.42)

BodyWHEREAS, the Division of Police, Department of Public Safety needs to purchase furniture for the new building for Strategic Response Bureau; and

WHEREAS, there is a State of Ohio contract for purchase of this furniture with King Business Interiors, Inc.; and

WHEREAS, City agencies are permitted to purchase off of State of Ohio contracts per Ordinance #0582-1987.

WHEREAS, the funding source for this purchase will come from the Safety Capital Improvement Fund; and

WHEREAS, an emergency exists in the daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into contract for the purchase of furniture for 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 enter into contract with King Business Interiors, Inc. for the purchase of furniture in accordance with The State of Ohio contract STS7771401308, 7771400908 and 778710E.

SECTION 2. That the expenditure of \$277,182.42 or so much thereof as may be needed, be and the same is hereby authorized as follows:

| DIV 30-03 | FUND 701 | OL1 06 | OL3 6640 | PROJECT 330021 | OCA 644476 |

SECTION 3. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

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

Legislation Number: 1590-2008

Drafting Date: 10/01/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

This ordinance authorizes the appropriation of \$84,000 and reflects the anticipated expenses for fiscal year 2008 within the Franklin County Municipal Court's fund for dispute resolution. The Franklin County Municipal Court instituted its

pre-filing mediation program for small claims cases in 1984; the program provides mediation services for individuals and business who wish to resolve their disputes and avoid filing a small claims case. Currently, this program schedules 2,500 mediations annually. Another type of service, which is for businesses and government agencies attempting to collect on accounts payable, is the accounts mediation program that helps businesses resolve hundreds of cases each year.

To support this effort, the Franklin County Municipal Court instituted a special project cost, as authorized by the Ohio Revised Code, § 1901.26 (B)(1). The project cost is a \$15.00 per case charge that covers up to five checks per debtor. It is expected that the program will generate \$75,000 in revenue annually.

Funds are to be used to assist in the support of dispute resolution program efforts within the Small Claims Division, not to supplant existing funds. The intent of these funds is to provide for the purchase of services and other similar small claims-related expenses not currently available to the Court's small claims services department.

EMERGENCY: Emergency action is requested to allow uninterrupted payments to vendors.

Title

To authorize the appropriation of \$84,000 for 2008 from the unappropriated balance of the Franklin County Municipal Court Judges dispute resolution fund for all anticipated expenses associated with the enhancement of small claim services; and to declare an emergency. (\$84,000)

Body

Whereas, an appropriation of these funds is necessary in order to continue with the enhancement of small claim services and the payment thereof; and

Whereas, an emergency exists in the usual daily operation of the Franklin County Municipal Court Judges in that it is immediately necessary to undertake said activities, in order for the small claim department to commence expending these funds, all for the immediate preservation of the public health, safety and welfare; now therefore;

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

Section 1. That the sum of \$84,000 be and is hereby appropriated from the unappropriated balance of the special revenue fund, fund 226, subfund 002, and from all monies estimated to come into said fund from any and all sources unappropriated for any other purposes during the fiscal year ending December 31, 2008, to the Franklin County Municipal Court Judges, department number 2501, oca code 226210, as follows: object level 1 - 03, \$84,000.

Section 2. That monies appropriated in Section 1 shall be paid upon the recommendation of the Manager of Small Claims/Dispute Resolution and upon the order of the Administrative and Presiding Judge, and that no order shall be drawn or 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 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: 1591-2008

Drafting Date: 10/01/2008

Current Status: Passed

Explanation

BACKGROUND: For the option to purchase Heavy Duty OEM Specialty Vehicle Services for Fleet Management. The term of the proposed option contract would be from the date of execution by the City up to and including September 30, 2010 with the right to extend for two (2) additional years subject to mutual agreement by both parties. The Purchasing Office opened formal bids on September 4, 2008.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003016. Ninety Three Bids (93) bids were solicited; Five (5) bids were received.

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

Advantech Service & Parts, LLC CC#202190846 (Expires 4-15-10)

Horton Emergency Vehicles CC#352018529 (Expires 3-7-10)

Nortrax-Great Lakes Inc. CC#311160782 (Expires 4-12-09)

Vogelpohl Fire Equipment, Inc. CC#611166058 (Expires 9-9-10)

Kaffenbarger Truck Equipment CC#310802979 (Expires 10-2-10)

Total Estimated Annual Expenditure: \$215,000.00

These companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Purchasing UTC Contract Account. Fleet Management 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 (5) contracts for the option to purchase Heavy Duty OEM Specialty Vehicle Services with Advantech Service & Parts LLC, Horton Emergency Vehicles, Nortrax-Great Lakes, Inc., Vogelpohl Fire Equipment, Inc. and Kaffenbarger Truck Equipment Company, to authorize the expenditure of five (5) dollars to establish the contracts from the Purchasing/UTC Fund, and to declare an emergency. (\$5.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on September 4, 2008 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, because the Heavy Duty OEM Specialty Vehicle Services are used to repair and maintain City vehicles, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division in that it is immediately necessary to enter into a contract(s) for an option to purchase Heavy Duty OEM Specialty Vehicle Services, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contracts for an option to purchase Heavy Duty OEM Specialty Vehicle Services in accordance with SA003016 thru September 30, 2010 with the right to extend for two years:

Advantech Service & Parts LLC, Item 1: Amount: \$1.00
Horton Emergency Vehicles, Item 2: Amount: \$1.00
Nortrax-Great Lakes Inc., Item 3: Amount: \$1.00
Vogelpohl Fire Equipment, Inc., Item 5: Amount: \$1.00
Kaffenbarger Truck Equipment Company, Item 6: Amount: \$1.00

SECTION 2. That the expenditure of \$5.00 is hereby authorized from Purchasing UTC Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2140, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 1592-2008

Drafting Date: 10/01/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Topsoil. The term of the proposed option contract would be through June 30, 2012. The contract may be extended for one (1) additional one year subject to mutual agreement by both parties. The Purchasing Office opened formal bids on September 18, 2008.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 Solicitation SA003033; 17 (MAJ:14; MBE:3) bids were solicited; One (1) (MAJ:1) bid was received.

The Purchasing Office is recommending award of contract to the lowest, responsive, responsible and best bidder as follows:

Ready to Haul, LLC; CC# 770622755 (Expires: 9/10/2010)

Total Estimated Annual Expenditure: \$100,000.00

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

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Purchasing UTC Contract Account.

Title

To authorize and direct the Finance & Management Director to enter into one (1) UTC contract for the option to purchase Topsoil with Ready to Haul, LLC; to authorize the appropriation and expenditure of one (1) dollar to establish the contract from the Purchasing UTC Fund, and to declare an emergency. (\$1.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on September 18, 2008 and selected the lowest, responsive, responsible and best bid. One (1) bid was received; 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, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into one (1) contract for an option to purchase Topsoil to ensure uninterrupted supply of materials, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contract for an option to purchase Topsoil through June 30, 2012 with the option to extend for one (1) additional year in accordance with Solicitation SA003033; Ready to Haul, LLC; as follows:

Ready to Haul, LLC; Awarded all items; Amount, \$1.00.

SECTION 2. That the appropriation and expenditure of \$1.00 is hereby authorized from Purchasing UTC Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2271, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 1593-2008

Drafting Date: 10/01/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

This legislation is to appropriate supplemental grant funds from the Ohio Department of Aging, Franklin County Office on Aging and U.S. Department of Housing and Urban Development, as administered by the Central Ohio Area Agency to carry on various services for the balance of 2008 and for 2009.

Emergency action is requested in order to continue services beyond December 31, 2008, without service interruption as stipulated in the various grant requirements.

Fiscal Impact:

The fiscal impact of this ordinance will be to reduce the Recreation and Parks Grant Fund's unappropriated balance of \$11,695,439.00. This appropriation will enable the Recreation and Parks Department to continue those programs as required by the granting agencies for the balance of 2008 and 2009.

To authorize a supplemental appropriation in the amount of \$11,695,439.00 from the unappropriated balance of the Recreation and Parks Grant Fund to the Recreation and Parks Department for the operation of various grant programs administered by the Central Ohio Area Agency on Aging, and to declare an emergency. (\$11,695,439.00)

Body

WHEREAS, it is necessary to appropriate grant funds so that the Central Ohio Area Agency on Aging of the Recreation and Parks Department can provide services beyond FY 2008 without service interruption, thus this measure is being submitted as emergency legislation; and

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 for the preservation of public health, peace, property, safety, and welfare; now, therefore

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

Section 1. That from the unappropriated monies in the 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, 2008, the sum of \$11,695,439.00 is appropriated to the Recreation and Parks Department, Department No. 51, as follows:

GRANT: TITLE IIID - DISEASE PREVENTION

PROJECT NO:	518318	OCA CODE:	514059	OBJECT LEVEL ONE:	01	AMOUNT:	\$60,000.00
PROJECT NO:	518318	OCA CODE:	514059	OBJECT LEVEL ONE:	02	AMOUNT:	\$2,000.00
PROJECT NO:	518318	OCA CODE:	514059	OBJECT LEVEL ONE:	03	AMOUNT:	\$33,000.00
TOTAL BY PROJECT: \$95,000.00							

GRANT: TITLE IIIA - ADMINISTRATION

PROJECT NO:	518324	OCA CODE:	514497	OBJECT LEVEL ONE:	01	AMOUNT:	\$264,975.00
PROJECT NO:	518324	OCA CODE:	514497	OBJECT LEVEL ONE:	02	AMOUNT:	\$30,000.00
PROJECT NO:	518324	OCA CODE:	514497	OBJECT LEVEL ONE:	03	AMOUNT:	\$220,000.00
PROJECT NO:	518324	OCA CODE:	514497	OBJECT LEVEL ONE:	05	AMOUNT:	\$7,000.00
PROJECT NO:	518324	OCA CODE:	514570	OBJECT LEVEL ONE:	01	AMOUNT:	\$182,000.00
TOTAL BY PROJECT: \$703,975.00							

GRANT: TITLE IIIB - SOCIAL SERVICES

PROJECT NO:	518301	OCA CODE:	514505	OBJECT LEVEL ONE:	01	AMOUNT:	\$302,000.00
PROJECT NO:	518301	OCA CODE:	514505	OBJECT LEVEL ONE:	02	AMOUNT:	\$5,000.00
PROJECT NO:	518301	OCA CODE:	514505	OBJECT LEVEL ONE:	03	AMOUNT:	\$1,648,494.00
PROJECT NO:	518301	OCA CODE:	514505	OBJECT LEVEL ONE:	05	AMOUNT:	\$10,000.00
TOTAL BY PROJECT: \$1,965,494.00							

GRANT: TITLE IIIC/USDA - NUTRITION

PROJECT NO:	518303	OCA CODE:	514513	OBJECT LEVEL ONE:	03	AMOUNT:	\$3,079,432.00
PROJECT NO:	518303	OCA CODE:	514513	OBJECT LEVEL ONE:	05	AMOUNT:	\$15,000.00
TOTAL BY PROJECT: \$3,094,432.00							

GRANT: TITLE IIIE-CAREGIVER SUPPORT

PROJECT NO:	518307	OCA CODE:	518307	OBJECT LEVEL ONE:	01	AMOUNT:	\$150,000.00
PROJECT NO:	518307	OCA CODE:	518307	OBJECT LEVEL ONE:	02	AMOUNT:	\$10,000.00
PROJECT NO:	518307	OCA CODE:	518307	OBJECT LEVEL ONE:	03	AMOUNT:	\$600,000.00
PROJECT NO:	518307	OCA CODE:	518307	OBJECT LEVEL ONE:	05	AMOUNT:	\$3,000.00
TOTAL BY PROJECT: \$763,000.00							

GRANT: SENIOR BLOCK GRANT - SOCIAL SERVICES

PROJECT NO: 518315 OCA CODE: 514539 OBJECT LEVEL ONE: 01 AMOUNT: \$140,000.00
PROJECT NO: 518315 OCA CODE: 514539 OBJECT LEVEL ONE: 03 AMOUNT: \$856,482.00
TOTAL BY PROJECT: \$996,482.00

GRANT: LONG-TERM CARE OMBUDSMAN

PROJECT NO: 518308 OCA CODE: 514547 OBJECT LEVEL ONE: 03 AMOUNT: \$400,000.00
TOTAL BY PROJECT: \$400,000.00

GRANT: CONGREGATE HOUSING SERVICES PROGRAM

PROJECT NO: 518002 OCA CODE: 514273 OBJECT LEVEL ONE: 01 AMOUNT: \$333,386.00
PROJECT NO: 518002 OCA CODE: 514273 OBJECT LEVEL ONE: 02 AMOUNT: \$15,000.00
PROJECT NO: 518002 OCA CODE: 514273 OBJECT LEVEL ONE: 03 AMOUNT: \$75,000.00
PROJECT NO: 518002 OCA CODE: 514273 OBJECT LEVEL ONE: 05 AMOUNT: \$2,000.00
TOTAL BY PROJECT: \$425,386.00

GRANT: SERVICE COORDINATION

PROJECT NO: 518482 OCA CODE: 512202 OBJECT LEVEL ONE: 01 AMOUNT: \$38,000.00
PROJECT NO: 518482 OCA CODE: 512202 OBJECT LEVEL ONE: 02 AMOUNT: \$3,000.00
PROJECT NO: 518482 OCA CODE: 512202 OBJECT LEVEL ONE: 03 AMOUNT: \$5,000.00
TOTAL BY PROJECT: \$46,000.00

GRANT: VOLUNTEER GUARDIAN

PROJECT NO: 518018 OCA CODE: 514117 OBJECT LEVEL ONE: 01 AMOUNT: \$95,000.00
PROJECT NO: 518018 OCA CODE: 514117 OBJECT LEVEL ONE: 02 AMOUNT: \$5,000.00
PROJECT NO: 518018 OCA CODE: 514117 OBJECT LEVEL ONE: 03 AMOUNT: \$20,000.00
TOTAL BY PROJECT: \$120,000.00

GRANT: FRANKLIN COUNTY SENIOR OPTIONS

PROJECT NO: 518335 OCA CODE: 514554 OBJECT LEVEL ONE: 01 AMOUNT: \$2,565,000.00
PROJECT NO: 518335 OCA CODE: 514554 OBJECT LEVEL ONE: 02 AMOUNT: \$110,000.00
PROJECT NO: 518335 OCA CODE: 514554 OBJECT LEVEL ONE: 03 AMOUNT: \$325,000.00
TOTAL BY PROJECT: \$3,000,000.00

GRANT: HEAP

PROJECT NO: 518020 OCA CODE: 512814 OBJECT LEVEL ONE: 01 AMOUNT: \$7,670.00
PROJECT NO: 518020 OCA CODE: 512814 OBJECT LEVEL ONE: 03 AMOUNT: \$21,000.00
TOTAL BY PROJECT: \$28,670.00

GRANT: TITLE IV - CHRONIC DISEASE

PROJECT NO: 518310 OCA CODE: 518310 OBJECT LEVEL ONE: 01 AMOUNT: \$11,000.00
PROJECT NO: 518310 OCA CODE: 518310 OBJECT LEVEL ONE: 03 AMOUNT: \$38,000.00
PROJECT NO: 518310 OCA CODE: 518310 OBJECT LEVEL ONE: 05 AMOUNT: \$8,000.00
TOTAL BY PROJECT: \$57,000.00

TOTAL APPROPRIATION: \$11,695,439.00

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

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

Legislation Number: 1594-2008

Drafting Date: 10/02/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation1. BACKGROUND

The Transportation Division is responsible for maintaining the City's roadway system. To accomplish this mission the Division requires two skid steer loaders with trailers and attachments. Skid steer loaders are highly versatile pieces of equipment that are used in almost all aspects of the Transportation Division's mission. This includes, but is not limited to, roadway cutouts and milling, material movement, snow and ice removal, trenching, landscaping, and work site clean up. This purchase is consistent with the division's equipment purchase program.

Bids were advertised in the City Bulletin and were received by the Purchasing Office on August 28, 2008 for Bid SA003010 for the purchase of two skid steer loaders with trailers as follows:

<u>Vendor</u>	<u>Unit Bid</u>	<u>Bid Amount</u>	<u>Status</u>
Air Equipment Rental Corp.	Gehl 6640	\$116,327.82	Majority
Ohio CAT	Caterpillar 268B MA11	\$149,506.00	Majority
Southeastern Equipment Co.	Case 465	\$154,520.00	Majority

Air Equipment Rental Corporation, contract compliance number 34-1722192(expiring 4/23/10) met the specifications and was judged to be the lowest, best, most responsive and most responsible bidder. In addition to the two skid loaders with trailers the division will also be purchasing attachments; one construction bucket, two pick-up brooms, two brooms, one planer, one hydraulic breaker, one set of pallet forks, and one combination bucket. Their bid price for two units with trailers and attachments is \$116,327.82.

2. EMERGENCY DESIGNATION

This legislation is requested to be heard as an emergency to ensure that the skid steer loaders with trailers and attachments are available for immediate use.

3. FISCAL IMPACT

Funds are available for this expenditure due to cancellation of encumbrances from completed projects from the Streets and Highways G.O. Bonds Fund.

Title To amend the 2008 C.I.B.; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$116,327.82 from the Streets and Highways G.O. Bonds Fund; to authorize the Director of Finance and Management to enter into a contract for the purchase of two skid steer loaders with trailers and attachments from Air Equipment Rental Corporation for the Division of Transportation; and to declare an emergency. (\$116,327.82)

Body **WHEREAS**, the Division of Transportation is responsible for maintaining the City's roadway system, and

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

WHEREAS, funds are budgeted and available in the Streets and Highways G.O. Bonds Fund for this expense, and

WHEREAS, an emergency exists in the usual daily operations of the Transportation Division in that it is immediately necessary to purchase two skid steer loaders with trailers and attachments 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 2008 Capital Improvements Budget established within ordinance 0690-2008 be and hereby is amended due to cancellations as follows:

Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount

530161-100000 / Roadway Improvements (Carryover) / \$6,450,999.00 (Carryover) / \$35,746.00 (Carryover) / \$6,486,745.00 (Carryover)

Section 2. That the 2008 Capital Improvements Budget established within ordinance 0690-2008 be and hereby is amended to provide funding for this project as follows:

Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount

530161-100000 / Roadway Improvements (Carryover) / \$6,486,745.00 (Carryover) / (\$116,328.00) (Carryover) / \$6,370,417.00 (Carryover)
530020-100000 / Street Equipment (Carryover) / \$726,800.00 (Carryover) / \$116,328.00 (Carryover) / \$843,128.00 (Carryover)

Section 3. That the transfer of monies within the Streets and Highways GO Bonds Fund, Fund 704 be authorized as follows:

TRANSFER FROM:

Fund / Project # / Project / Object Level One/Object Level Three Codes / OCA Code

704 / 530161 / Roadway Improvements / 06/6600 / 644385 / \$116,327.82

TRANSFER TO

Fund / Project # / Project / Object Level One/Object Level Three Codes / OCA Code

704 / 530020 / Street Equipment / 06/6600 / 644385 / \$116,327.82

Section 4. That the sum of \$116,327.82 or so much thereof as may be needed is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund, No. 704, Dept./Div. 59-09, O.L. 01-03 Codes, 06-6651, OCA Code 644385, Project Number 530020.

Section 5. That the Director of Finance and Management be and hereby is authorized to enter into a contract with Air Equipment Rental Corporation, 8200B Memorial Drive, Plain City, Ohio 43064 for the purchase of two skid loaders with trailers and attachments in accordance with the specifications on file in the Purchasing Office.

Section 6. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

Section 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1596-2008

Drafting Date: 10/02/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Purchasing Office bid Original Equipment Manufacturer (OEM) truck parts; however, eight necessary bidders did not bid on the line items established within the bid (Solicitation No. SA002995). Therefore this ordinance authorizes the Finance and Management Director to issue blanket purchase orders for OEM truck parts and supplies for the Fleet Management Division without the use of formal competitive bidding in order to establish a supply chain for these truck parts and to prevent a disruption of services provided by the City.

Purchasing, in cooperation with Fleet Management, is in the process of rebidding these items but it is critical to maintain a supply chain for these truck parts in order to continue operations while this rebidding process is under way. It is estimated the re-bid will be completed and Universal Term Contracts will be available before the end of this year.

Fiscal Impact: The Fleet Management Division 2008 operating budget contains approximately \$4 million for the purchase of automotive parts and supplies. This ordinance authorizes the expenditure of \$86,200.00. Fleet has spent \$703,373.00 to date on its current contracts.

Emergency action is requested to ensure vendors are compensated for parts that need to be ordered while awaiting the re-bid.

Title

To authorize the Finance and Management Director to issue blanket purchase orders for OEM truck parts and supplies for the Fleet Management Division; to authorize the expenditure of \$86,200.00 from the Fleet Management Services Fund; to waive the competitive bidding requirements of the Columbus City Codes; and to declare an emergency. (\$86,200.00)

Body

WHEREAS, the purchase of OEM truck parts and supplies were formally bid by the Purchasing Division and did not receive enough responsive bidders for the Fleet Management Division to acquire adequate parts; and

WHEREAS, it is in the best interest of the City of Columbus to waive formal competitive bidding requirements for the purchase of these automotive parts and supplies; and

WHEREAS, formal bids were taken for these truck parts and supplies and not enough responsive bidders were found; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Fleet Management Division, in that it is immediately necessary to arrange for these part purchases until the formal bid process has been re-done and a vendor has been awarded the contract, 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 authorized to establish blanket purchase orders for OEM truck parts and supplies without benefit of formal competitive bidding provided the blanket purchase orders are certified from the Auditor's Certificate established by this ordinance.

SECTION 2. That the vendors and amounts for parts and supplies authorized by SECTION 1 of this ordinance will be certified from the Auditor's Certificate as follows:

<u>VENDOR</u>	<u>CC#</u>	<u>EXPIRES</u>	<u>OL3</u>
Center City	31-1048371	03/11/10	2284
Southeastern Equipment	34-1503254	03/14/09	2284
Nortrax-Great Lakes	31-1160782	04/12/09	2284
WW Williams	31-1024851	09/08/10	2284
Burdick	31-1232766	06/20/09	2284
Bell Eqpt	38-1941706	12/01/08	2284
Franklin Equipment	42-1751501	09/03/10	2284

SECTION 3. That the sum of \$86,200.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, is hereby authorized to be expended as follows:

Division: 45-05
Fund: 513
OCA Code: 451347

Object Level 1: 02
Object Level 3: 2284
Amount: \$86,200.00

SECTION 4. That in accordance with Section 329.27 of the Columbus City Codes, the Columbus City Council finds it in the best interest of the City of Columbus to waive formal competitive bidding requirements as they pertain to the action authorized in SECTION 1 of this ordinance and that Sections 329.06 and 329.07 of the Columbus City Codes are hereby waived.

SECTION 5. That for the reasons set forth 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: 1598-2008

Drafting Date: 10/02/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase OEM Truck Parts for Fleet Management. The term of the proposed option contract would be from the date of execution by the City up to and including September 30, 2010 with the right to extend for two (2) additional years subject to mutual agreement by both parties. The Purchasing Office opened formal bids on August 21, 2008.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA002995). Eighty Eight Bids (88) bids were solicited; Seven (7) bids were received.

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

Schodorf Truck Body & Equipment CC#314416487 (Expires 4-23-10)
Sutphen Corporation CC#310671786 (Expires 3-3-10)
Columbus Peterbilt CC#341285858 (Expires 9-9-10)
Germain Ford CC#311742492 (Expires 5-9-09)
Bob McDorman Chevrolet CC#310714139 (Expires 9-25-10)
Kaffenbarger Truck Equipment Company CC#310802979 (Expires 10-2-10)
The McLean Company CC#340762688 (Expires 5-19-10)
Total Estimated Annual Expenditure: \$175,000.00

These companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Purchasing UTC Contract Account. Fleet Management 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 seven (7) contracts for the option to purchase OEM Truck Parts with Schodorf Truck Body & Equipment, Sutphen Corporation, Columbus Peterbilt, Germain Ford, Bob McDorman Chevrolet, Kaffenbarger Truck Equipment, and The McLean Company, to authorize the expenditure of seven (7) dollars to establish the contracts from the Purchasing/UTC Fund, and to declare an emergency. (\$7.00).

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on August 21, 2008 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, because the OEM Truck Parts are used to repair and maintain City vehicles, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Fleet Management Division in that it is immediately necessary to enter into a contract(s) for an option to purchase OEM Truck Parts, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contracts for an option to purchase OEM Truck Parts in accordance with SA002995 thru September 30, 2010 with the right to extend for two years:

- Schodorf Truck Body & Equipment, Items 5, 18, and 46: Amount: \$1.00
- Sutphen Corporation, Item 9: Amount: \$1.00
- Columbus Peterbilt, Item 13 (Primary), Item 11, 12, 14, and 23: Amount: \$1.00
- Germain Ford, Item 19: Amount: \$1.00
- Bob McDorman Chevrolet, Item 27: Amount: \$1.00
- Kaffenbarger Truck Equipment Company, Item 35, 43, 44, and 45: Amount \$1.00
- The McLean Company, Item 13 (Secondary), Item 37, 48, and 52: Amount \$1.00

SECTION 2. That the expenditure of \$7.00 is hereby authorized from Purchasing UTC Contract Account, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2140, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 1609-2008

Drafting Date: 10/06/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: Ordinance 1497-2007 authorized the City Auditor to transfer \$1,000,000.00 from the Special Income Tax Fund to the Development Revolving Loans/Grants Fund for the purpose of providing assistance to low income homeowners for the operation of the Roof Repair Plus! Program. It has been determined that the City needs to expand the

use of funds beyond roof and roof-related repairs to include prioritized home repairs provided through the Home Safe and Sound Program. Examples of eligible Home Safe and Sound repairs include structural, mechanical and housing code items that create unsafe and unsanitary housing conditions for individuals and families. This legislation will amend both the Title and Section 4 of Ordinance 1497-2007 to include Home Safe and Sound home repair activities as eligible expenditures for the Development Revolving Loans/Grants Fund.

Emergency action is necessary to allow for payment of projects currently underway at this time.

FISCAL IMPACT: This legislation will expand the activities eligible for expenditure. No additional funds are necessary.

Title

To amend Ordinance 1497-2007, passed October 15, 2007, to include Home Safe and Sound home repair activities as eligible expenditures for the Development Revolving Loans/Grants Fund; and to declare an emergency.

Body

WHEREAS, on October 15, 2007, Columbus City Council passed Ordinance 1497-2007 authorizing the City Auditor to transfer \$1,000,000.00 from the Special Income Tax Fund to the Development Revolving Loans/Grants Fund for the purpose of providing assistance to low income homeowners for the operation of the Roof Repair Plus! Program; and

WHEREAS, since then, it has been determined that the City needs to expand the use of funds beyond roof repairs to include prioritized home repairs provided through the Home Safe and Sound Program; and

WHEREAS, this legislation will amend both the Title and Section 4 of Ordinance 1497-2007 to include Home Safe and Sound prioritized home repair activities as eligible expenditures for the Development Revolving Loans/Grants Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to amend said ordinance to allow for payment of projects currently underway, thereby preserving the public health, peace, property, safety, and welfare; and **NOW, THEREFORE**,

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

Section 1. That the Title of Ordinance 1497-2007 be and is hereby amended to read as follows:

To authorize and direct the City Auditor to transfer \$1,000,000.00 from the Special Income Tax Fund to the Development Revolving Loans/Grants Fund; to authorize the expenditure of \$1,000,000 from the Development Revolving Loans/Grants Fund for the purpose of providing assistance to low income homeowners for the operation of the Roof Repair Plus! and Home Safe and Sound programs; and to declare an emergency. (\$1,000,000)

Section 2. That Section 4 of Ordinance 1497-2007 be and is hereby amended to read as follows:

That the Director of the Department of Development is hereby authorized to provide assistance through the Roof Repair Plus! and Home Safe and Sound programs, as administered by the Housing Division, to eligible low and moderate income homeowners for roof and other prioritized home repairs critical to preserving the housing stock.

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 approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1615-2008

Drafting Date: 10/07/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Finance and Management to establish blanket purchase orders for the Division of Sewerage and Drainage to obtain Liquid Sodium Bisulfite and to waive the provisions of Columbus City Code Section 329. The amount of this legislation is cover the cost of loads through October.

BACKGROUND

The City currently has an established Universal Term Contract FL003373 with JCI Jones Chemicals Inc. for Liquid Sodium Bisulfite. The Sewerage and Drainage plants seasonally feed Liquid Sodium Bisulfite through the end of October. Sulfur Dioxide is a major component in the JCI Jones' Liquid Sodium Bisulfite production process and the largest domestic manufacturer of Sulfur Dioxide. Calabrain Corporation declared a force majeure following Hurricane Ike. The result is that JCI Jones Chemicals is unable to provide any additional Liquid Sodium Bisulfite this season since Calabrain Corporation can not deliver.

As continued treatment of sewage is imperative to the health and welfare of the citizens of Columbus, informal bids were solicited from other manufacturing sources. All bidders whom had historically provided responsive bids to the City were contacted and asked to provide pricing and availability. Those vendors contacted were:

Bonded Chemicals, Inc., 2645 Charter Street, Columbus, OH 43228 \$0.165 / lb
PVS Chemical Solutions, Inc, 10900 Harper Avenue, Detroit, MI 48213 \$0.1635 / lb

These companies were also contacted however no product was available:

Calabrian Corporation, 3333 Warrenville Road, Suite 200, Lisle, IL 60532
JCI Jones Chemicals, Inc., 2500 Vanderhoof Road, Barberton, OH 44203

With local credit (1%) Bonded Chemicals is the lowest bid received. There is approximately 11 pounds to the gallon and 4,250 gallons per truckload.

In order to comply with the National Pollution Discharge Elimination Systems (NPDES) permits governing Jackson Pike and Southerly Wastewater Treatment Plants, it is necessary that the effluent flow to the Scioto River be de-chlorinated prior to discharge. Liquid Sodium Bisulfite is an approved agent for this purpose. The chemical is fed into the wastewater treatment process through October 31.

SUPPLIER: Bonded Chemicals (61-1162384); Expires 8-18-10

FISCAL IMPACT: \$26,600.00 is required for the purchase of loads to feed through October. The Division of Sewerage and Drainage has spent \$105,000.00 so far in fiscal year 2008. \$155,000.00 was spent in 2007

Emergency legislation is being requested so that the disinfecting of the wastewater can continue through October and the supply chain is not be interrupted so that the NPDES permit is not violated

Title

To authorize the Director of Finance and Management to establish Blanket Purchase Orders with Bonded Chemicals for the purchase of Liquid Sodium Bisulfite for the Division of Sewerage and Drainage, to authorize the expenditure of \$26,600.00 from the Sewerage System Operating Fund, to waive the competitive bidding provisions of Columbus City Code, 1959; and to declare an emergency. (\$26,600.00)

WHEREAS, the City currently has established Universal Term Contract FL003373 with JCI Jones Chemicals Inc. for Liquid Sodium Bisulfite, and

WHEREAS, Sulfur Dioxide is a major component in the JCI Jones' Liquid Sodium Bisulfite production process and the largest domestic manufacturer of Sulfur Dioxide, Calabrain Corporation, declared a force majeure following Hurricane Ike, and

WHEREAS, The result is that JCI Jones Chemicals is unable to provide any additional Liquid Sodium Bisulfite this season and continued treatment of sewage is imperative to the health and welfare of the citizens of Columbus, informal bids were solicited from other manufacturing sources, and

WHEREAS, the Purchasing Office solicited and received informal bids and an award was made to Bonded Chemicals; and

WHEREAS, the Ohio EPA requires that effluent material be disinfected by the wastewater treatment plants prior to being discharged into the waterways, and

WHEREAS, Liquid Sodium Bisulfite is an approved chlorine solution used for the disinfection process, and

WHEREAS, the blanket purchase orders will be issued in accordance with informal bids received by the Purchasing Office, and

WHEREAS, it is in the best interest of the City that the competitive bidding provisions of Columbus City Code Chapter 329 be waived, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is immediately necessary to establish blanket purchase orders so that the disinfecting of the wastewater can continue through October and the supply chain is not be interrupted so that the NPDES permit is not violated with Bonded Chemicals for Liquid Sodium Bisulfite for the immediate preservation of the public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Finance and Management be and is hereby authorized to establish blanket purchase orders for the purchase of Liquid Sodium Bisulfite with Bonded Chemicals for the Division of Sewerage and Drainage, in accordance with informal bids received by Purchasing Office.

Section 2. That the expenditure of \$26,600.00 or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund, Fund No. 650, as follows, to pay the cost thereof.

Southerly Wastewater Treatment Plant

OCA: 605055
Object Level 1: 02
Object Level 3: 2204
Amount: \$16,500.00

Jackson Pike Wastewater Treatment Plant

OCA: 605022
Object Level 1: 02
Object Level 3: 2204
Amount: \$10,100.00

Section 3. That this Council finds it in the best interest of the City of Columbus to waive the competitive bidding provisions of Columbus City Code Chapter 329.

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

Legislation Number: 1623-2008

Drafting Date: 10/08/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The need exists to enter into an Enterprise Zone Agreement with 1 Spring, LLC and a Jobs Growth Incentive with Barrio, Ltd. The Ohio Enterprise Zone law O.R.C. Section 5709.62 (3) requires the City to enter into a Council-approved agreement between the City and participating companies.

1 Spring, LLC will be the developer of this project. Barrio, Ltd. (Barrio) will be an upscale casual restaurant featuring tapas (small plates) located at the corner of Spring and High in the "Mile on High District". Barrio will be the first of its kind in Columbus, a true Tapas bar and lounge featuring authentic dishes from all over South America and Spain with a seating capacity of 200 patrons. The restaurant will be open 7 days a week with brunch, lunch and dinner. The front two-thirds of the building will include two floors of full service dining, bar and lounge. The back one-third will be an authentic tapas bar. Sidewalk dining will be accommodated on both High and Spring Streets. The mezzanine area will include private dining terraces and be available for private events.

Spring 1, LLC and Barrio, Ltd. are requesting an Enterprise Zone abatement and a Jobs Growth Incentive from the City of Columbus to assist in the development of this project.

The Department of Development recommends a 75%/10 year tax abatement with 1 Spring, LLC on real property improvements and a Jobs Growth Incentive with Barrio, Ltd equal to 25% of new employees city income tax withholding in consideration of a proposed \$305,000 investment in real property improvements and the creation of 15 full-time permanent jobs. The proposal is consistent with Columbus Tax Incentive Policy under Central City projects.

Emergency action is requested of City Council in order to facilitate a project start date.

The Columbus Public School District has been advised of this project.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of Development to enter into an Enterprise Zone Agreement with 1 Spring, LLC for a tax abatement of seventy-five percent (75%) for a period of ten (10) years and a Jobs Growth Incentive Agreement with Barrio, Ltd. equal to 25% of new employees city income tax withholding in consideration of a proposed \$305,000 investment in real property improvements and the creation of 15 (fifteen) full-time permanent jobs; and to declare an emergency.

Body

WHEREAS, the Columbus City Council authorized the designation of the Enterprise Zone by legislation, Ordinance Number 779-85, dated April 22, 1985; and subsequently amended the Zone by Ordinance Nos. 2722-85 in 1986; 2080-89

in 1989; 1949-92, 2609-92 and 2249-92 in 1992; 1079-94 and 1228-94 in 1994; 2196-95 and 2817-95 in 1995; 533-99 in 1999; 1785-00 in 2000; 1464-02 in 2002; and 225-03 in 2003; and

WHEREAS, the Director of the Development Department of the State of Ohio determined that the Columbus Enterprise Zone as amended by the aforementioned Ordinances continued to contain the characteristics set forth in Section 5709.61(A) of the Ohio Revised and recertified said Zone in 1986, December 20, 1989, September 28, 1992, October 22, 1992, December 17, 1992, May 31, 1994, June 24, 1994, June 16, 1995, October 5, 1995, December 19, 1995, April 1, 1999, September 25, 2000, January 27, 2003 and most recently on August 19, 2003 as an "urban jobs and enterprise zone" under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, 1 Spring, LLC plans to invest \$305,000 to renovate the 6,500 square foot abandoned and vacant building at Spring & High Streets, previously occupied by Wendy's Restaurant to accommodate renovation and job creation; and

WHEREAS, Barrio, Ltd. agrees to create 15 (fifteen) new full time permanent jobs; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into agreements with 1 Spring, LLC and Barrio, Ltd. in order to facilitate a project start date, all 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 Development is hereby authorized to enter into an Enterprise Zone Agreement with 1 Spring, LLC and to provide therewith an exemption of seventy-five percent (75%) on real property improvements for a term of ten (10) taxable years and a Jobs Growth Incentive with Barrio, Ltd. for an amount equal to 25% of the new employees city withholding tax with the proposed \$305,000 investment and job creation.

Section 2. All tax incentive agreements will be signed by 1 Spring, LLC and Barrio Ltd. within ninety (90) days of passage of this ordinance, or this ordinance and the abatements and credits authorized herein are null and void.

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

Legislation Number: 1632-2008

Drafting Date: 10/08/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

This ordinance determines to proceed with the construction of a parking garage at the southeast corner of the intersection of Fourth and Elm Streets in Downtown Columbus, a portion of which will be funded by levying special assessments on the Special Benefit District described in the Petition attached to Resolution No. 0132X-2008,. The special assessments will be collected over 30 years in an amount equaling \$348,658.73 annually. This amount is \$16,341.27 less than the annual amount set forth in Resolution 0123X-2008 as a result of a recommended amendment by the Board of Revision in its report to City Council pursuant to Section 173 of the City Charter. It is anticipated that the reduction in this annual assessment will be offset by revenues from garage operations and if necessary TIF revenues from the Downtown TIF The City anticipates issuing bonds to pay for the construction of the parking garage, and the construction of the parking garage is set to begin in late 2008.

Title

An ordinance determining to proceed with the acquiring, constructing, installing, equipping, and improving of off-street parking facilities at the southeast corner of the intersection of Fourth and Elm Streets, acquiring interests in the site thereof,

together with all necessary and proper appurtenances, and determining that such action is necessary pursuant to Section 55(b) of the Charter of the City of Columbus.

Body

WHEREAS, this Council previously adopted Resolution 0132X-2008 (the "Resolution of Necessity") on July 14, 2008, which declared the necessity of acquiring, constructing, installing, equipping, and improving off-street parking facilities at the southeast corner of the intersection of Fourth and Elm Streets, and acquiring interests in the site thereof, together with all necessary and proper appurtenances, all as shown on the Plans and Specifications on file in the office of the Clerk of Council (the "Project"); and

WHEREAS, the Resolution of Necessity imposed Special Assessments on the Assessed Parcels in proportion to the special benefits conferred upon such Assessed Parcels from the Project in order to pay for a portion of the cost and expense of the Project; and

WHEREAS, certain Owners filed objections to their estimated Special Assessments, and a Board of Revision (the "Board of Revision") appointed by Resolution 0170X-2008 and acting in the pursuance of the Resolution of Necessity, met on October 7, 2008 and recommended approval of the estimated Special Assessments with an amendment, as set forth in the Board of Revision findings submitted to Council and on file with the City Clerk; and

WHEREAS, this ordinance is another in a series subsequent to Ordinance Nos. 0628-2007, 1167-2007, 1277-2007 and Resolution Nos. 0132X-2008 and 0170-2008 necessary to the construction of a public improvement such that action hereunder is deemed to be necessary pursuant to Section 55(b) of the Charter of the City of Columbus; NOW THEREFORE,

BE IT Ordained BY THE COUNCIL OF THE CITY OF COLUMBUS;:

Section 1. Capitalized terms not otherwise defined herein shall have the meaning assigned to each term in the Petition attached as Appendix A to the Resolution of Necessity.

Section 2. It is determined to proceed with the acquisition, construction, installation, equipping, and improving of the Project in accordance with the Resolution of Necessity and the Plans and Specifications.

Section 3. All claims for damages resulting from the Project that have been legally filed shall be inquired into after completion of the Project, and the City Attorney is hereby authorized and directed to institute legal proceedings in a court of competent jurisdiction to inquire into such claims in accordance with all legal requirements, including Sections 176 and 177 of the Charter.

Section 4. The estimated Special Assessments to be assessed in accordance with the Resolution of Necessity, as amended by the recommendation of the Board of Revision, are hereby adopted, and such Special Assessments shall be assessed in the manner set forth in the Resolution of Necessity in proportion to the special benefits conferred upon the Assessed Parcels from the Project.

Section 5. The Clerk of Council shall deliver a certified copy of this Ordinance to the County Auditor within 15 days after its passage.

Section 6. That for the reasons set forth in the preamble hereto, which is hereby made a part hereof, and in accordance with Section 55(b) of the Charter of the City of Columbus, this ordinance 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: 1638-2008

Drafting Date: 10/09/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance authorizes the purchase of the real property for the parking garage at the southeast corner of the intersection of Fourth and Elm Streets in Downtown Columbus. The real property is a 0.911 acre tract currently owned by Westwater Company. Capitol South Community Urban Redevelopment Corporation has negotiated a purchase agreement for the property and has agreed to assign the Purchase Contract to the City for the construction of the new parking garage.

Fiscal Impact

The funding for the purchase of the property will come from the Parking Garage Enterprise Fund. These funds were transferred from the Special Income Tax Fund and should be considered a temporary measure until bonds or notes are sold to reimburse the fund. Ordinance 0109-2008 appropriated \$15,000,000 for the 4th Street Parking Garage.

Title

To authorize the Director of Finance and Management to execute an Assignment of Real Estate Purchase Contract with Capitol South Community Urban Redevelopment Corporation; to authorize the purchase of real property under the Real Estate Purchase Contract; to authorize the expenditure of up to \$3,007,000; and determining that such actions are necessary pursuant to Section 55(b) of the Charter of the City of Columbus.

Body

WHEREAS, this Council previously adopted Resolution 0132X-2008 (the "Resolution of Necessity") on July 14, 2008, which declared the necessity of acquiring, constructing, installing, equipping, and improving off-street parking facilities at the southeast corner of the intersection of Fourth and Elm Streets, and acquiring interests in the site thereof, together with all necessary and proper appurtenances, all as shown on the Plans and Specifications on file in the office of the Clerk of Council (the "Project"); and

WHEREAS, Council passed Ordinance No.1632-2008 determining to proceed with the construction of the Project, including the acquisition of the real property for the garage; and

WHEREAS, Capitol South Community Urban Redevelopment Corporation, "Capitol South", has entered into a Real Estate Purchase Contract with Westwater Company, the owner of a 0.911 acre tract located at the southeast corner of North Fourth and Elm Streets, is willing to assign the purchase contract to the City; and

WHEREAS, it is necessary to authorize the Director of Finance and Management to enter into an Assignment of Real Estate Purchase Contract with Capitol South and to authorize the Director to purchase the real property pursuant to the terms and conditions of the Real Estate Purchase Contract; and

WHEREAS, this legislation is another in a series subsequent to Ordinance Nos. 0628-2007, 1167-2007, 1277-2007 and 1632-2008 and Resolution Nos. 0132X-2008 and 0170-2008 necessary to the construction of a public improvement such that action hereunder is deemed to be necessary pursuant to Section 55(b) of the Charter of the City of Columbus; NOW THEREFORE,

BE IT Ordained BY THE COUNCIL OF THE CITY OF COLUMBUS;

Section 1. That the Director of Finance and Management be, and hereby is, authorized to execute an Assignment of Real Estate Purchase Contract with Capitol South

Section 2. That the Director of Finance and Management be and hereby is authorized to purchase the real property subject to the terms and conditions of the Real Estate Purchase Contract in an amount not to exceed \$3,007,000.00.

Section 3. That the expenditure of \$3,007,000, or so much thereof as may be necessary, is hereby authorized for the Parking Garages Project from the Parking Garage Enterprise Fund No. 630, Subfund 004, OCA Code , 630104, Object level three 6601, for the purpose of acquiring the real property necessary for the Fourth and Elm parking garage.

Section 4. That for the reasons set forth in the preamble hereto, which is hereby made a part hereof, and in accordance with Section 55(b) of the Charter of the City of Columbus, this ordinance shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1639-2008

Drafting Date: 10/09/2008

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: This legislation authorizes the transfer of \$455,000 between object levels within and the supplemental appropriation of \$197,000 in the Photo Red Light Fund. This fund was established in 2005 through Ordinance No. 1015-2005 to receive deposits of revenue generated by the Photo Traffic Enforcement program. Proceeds from this revenue source are earmarked for expenditures related to public safety initiatives.

Funds were appropriated to this fund as part of the 2008 budget process, for overtime expenses associated with the police strike force initiative. However, funds were placed in the transfer object rather than the personnel object. Therefore, a transfer of \$455,000 is necessary. In addition, funds in excess of the original projection are available for appropriation to fund this important safety initiative.

Emergency action is requested to allow prompt posting of accounting documents.

FISCAL IMPACT: \$455,000 will be transferred between object levels within the Photo Red Light Fund and \$197,000 will be appropriated from the unappropriated balance in the fund to the personnel line item, both for overtime expenditures related to the strike force initiative within the Division of Police. Expenditure corrections will be done to redirect a portion of the cost of the strike force initiative to this fund.

TitleTo authorize a transfer of \$455,000 between object levels within the Photo Red Light Fund; to authorize the supplemental appropriation of \$197,000 in the Photo Red Light Fund; and to declare an emergency (\$652,000).

Body**Whereas,** the Photo Red Light fund was established in 2005 through Ordinance No. 1015-2005 to receive deposits of revenue generated by the Photo Traffic Enforcement program; and

Whereas, proceeds from this revenue were designated to be used for public safety initiatives; and

Whereas, funds were appropriated to this fund as part of the 2008 budget process, to fund overtime expenses associated with the police strike force initiative; and

Whereas, it is necessary to transfer these funds to the appropriate Object Level Three; and

Whereas, supplemental funds are available in the fund for police overtime expenses associated with the police strike force initiative; and

Whereas, expenditure corrections will be done to redirect a portion of the cost of the strike force initiative to this fund; and

Whereas, an emergency exists in the usual daily operation of the Department of Public Safety, Division of Police in that it is immediately necessary to transfer and appropriate the aforementioned funds, thereby preserving the public health, peace,

property, safety and welfare; **NOW, THEREFORE,**

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

Section 1. That the City Auditor is hereby authorized to transfer \$455,000 within the Photo Red Light Fund, Division 30-03, Fund No. 293, OCA Code 293001 from Object Level One 10, Object Level Three 5501 to Object Level One 01, Object Level Three 1131.

Section 2. That from the monies in the fund known as the photo red light fund, fund, 293, and from all monies estimated to come into said fund from any and all sources during the 12 months ending December 31, 2008, \$197,000 be and hereby are appropriated to Division 30-03, OCA 293001, Object Level One 01, Object Level Three 1131.

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

Legislation Number: 1655-2008

Drafting Date: 10/10/2008

Version: 1

Current Status: Passed

Matter Type: Ordinance

ExplanationBACKGROUND:

This Ordinance is one of a series of ordinances specifically, Ordinances No. 0628-2007, passed by Council on May 9, 2007, No. 1167-2007, passed July 25, 2007, No. 1277-2007, passed August 2, 2007, No. 0109-2008, passed February 4, 2008 and No. 0167-2008, passed February 4, 2008, all of which generally advance the development by the City of two parking garages to be located in Downtown Columbus, one in the area of Front and Rich Streets and the other in the area of 4th and Elm Streets.

This Ordinance provides for amending and restating the existing Guaranteed Maximum Price Contract under Section 186 of the Columbus City Charter between the City and Capitol South for the development, design and construction of the Front Street Parking Garage to include the development, design and construction of a Fourth Street Parking Garage. Because this contract is entered into under Section 186 of the Charter, competitive bidding is not required, and therefore it is necessary to waive the competitive bidding procedures of Chapter 329. Capitol South is uniquely positioned to serve as the design/builder of the Fourth Street Parking Garage due to its familiarity with the project and other redevelopment activities in the Downtown area and is prepared to serve without compensation, other than the reimbursement to Capitol South of the actual costs of development, design and construction, free from any profit or mark-up.

FISCAL IMPACT:

The funding for the contract with Capitol South will come from the Parking Garages Enterprise Fund. Ordinance No. 0109-2008 authorized a temporary transfer from the Special Income Tax Fund to the Parking Garages Enterprise Fund in order to provide funding for this Ordinance. The transfer from the Special Income Tax Fund is a temporary measure until the next bond/note sale occurs, at which time that fund will be reimbursed.

Title

To authorize the amendment and restatement of the existing Guaranteed Maximum Price Contract under Section 186 of the Columbus City Charter between Capitol South Community Urban Redevelopment Corporation and the City for the development, design and construction of the Front Street Parking Garage to include the development, design and construction of a Fourth Street Parking Garage, to authorize the expenditure of an amount not to exceed \$26,170,871, and

determining that such actions are necessary pursuant to Section 55(b) of The Charter of the City of Columbus.

Body

WHEREAS, Ordinance No. 0628-2007, passed on May 9, 2007, provided generally for the execution of a Parking Study by Capitol South that identifies, articulates and recommends practical strategies for making Downtown more competitive through improvements in the availability, value and convenience of Downtown parking; and

WHEREAS, Capitol South has, among other things, recommended the development of a parking garage in the vicinity of Fourth and Elm Streets to replace some of the approximately 1,000 surface parking spaces being lost to ongoing residential development in the area; and

WHEREAS, Capitol South has advised the City that the development of such parking garage will generally support the competitiveness of Downtown, encourage occupancy of Downtown buildings in the area, eliminate Downtown blight and deterioration and preserve and increase municipal income tax revenues; and

WHEREAS, Ordinance No. 1167-2007, passed July 25, 2007, provided generally for the use by Capitol South of certain monies to advance the development of two parking garages in Downtown Columbus, one in the area of Rich and Front Streets (the "Front Street Parking Garage") and the other in the area of 4th and Elm Streets (the "Fourth Street Parking Garage"); and

WHEREAS, Capitol South has advised the City that the Fourth Street Parking Garage will contain approximately 682 spaces and can be developed, designed and constructed on the property bounded by Fourth Street on the west, Elm Street on the north and One Neighborhood Condominium and properties of Gay Street Condominium LLC on the east and south (the "Fourth Street Garage Site") at a cost of \$12,260,617; and

WHEREAS, Capitol South has further advised that parking garages are routinely developed employing a design/build project delivery method, that such project delivery method for parking garages provides greater efficiency and flexibility, lower costs and, in general, greater value and has recommended that the City employ a variation of the design/build project delivery method to develop the Fourth Street Parking Garage; and

WHEREAS, Capitol South is prepared to serve as the design/builder of the Fourth Street Parking Garage without compensation, other than the reimbursement to Capitol South of the actual costs of development, design and construction, free from any profit or mark-up to Capitol South; and

WHEREAS, Capitol South and the City have, pursuant to the authority of Ordinance No. 0167-2008, passed February 4, 2008, entered into a Guaranteed Maximum Price Contract under Section 186 of the Columbus City Charter for the development, design and construction of the Front Street Parking Garage and Capitol South is willing to amend and restate such Contract to include the development, design and construction of the Fourth Street Parking Garage; and

WHEREAS, this Ordinance is another in a series of ordinances subsequent to Ordinances No. 0628-2007, passed by Council on May 9, 2007, No. 1167-2007, passed July 25, 2007, No. 1277-2007, passed August 2, 2007, No. 0109-2008, passed February 4, 2008 and No. 0167-2008, passed February 4, 2008, all relating to, and all necessary to pay for, the development, design and construction of the Front Street Parking Garage and Fourth Street Parking Garage, such that action hereunder is deemed to be necessary pursuant to Section 55(b) of the Columbus City Charter; **NOW**

THEREFORE,

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

Section 1. That the Director of Finance and Management be, and hereby is authorized to enter into an Amended and Restated Guaranteed Maximum Price Contract, pursuant to Section 186 of the Columbus City Charter, with Capitol South (the "Amended and Restated Guaranteed Maximum Price Contract") for the development, design and construction of the Front Street Parking Garage on the Front Street Garage Site and the Fourth Street Parking Garage on the Fourth Street Garage Site, and generally providing:

- (a) for payment by the City to Capitol South of the actual cost of the development, design and construction of the Front Street Parking Garage and the Fourth Street Parking Garage, all free from any profit or mark-up to Capitol South, but in no case of more than a Guaranteed Maximum Price of \$26,170,871, such amount being the estimated cost of \$14,510,254 for the Front Street Parking Garage plus the estimated cost of \$12,260,617 for the Fourth Street Parking Garage, less a credit of \$600,000 for costs paid or payable under authority of Ordinance 1167-2007;
- (b) for a separate accounting of costs incurred by the City with respect to each of the Front Street Parking Garage and the Fourth Street Parking Garage; and
- (c) for the provision of a performance bond, the award of work on a competitive basis, the payment of a prevailing wage, the withholding of City income tax and compliance with the ordinances made and provided for equal opportunity.

Section 2. That for the purpose of paying the cost of the Amended and Restated Guaranteed Maximum Price Contract, the sum of \$26,170,871 or so much thereof as may be needed, is hereby authorized to be expended from:

Parking Garages Enterprise Fund, Fund No. 630, Subfund 003 Front Street Garage, Dept-Div 45-01 Department of Finance and Management, Director's Office, OCA Code 630103, OL1-06, OL3-6601; and

Parking Garages Enterprise Fund, Fund No. 630, Subfund 004 Fourth Street Garage, Dept-Div 45-01 Department of Finance and Management, Director's Office, OCA Code 630104, OL1-06, OL3-6601; and

provided, that notwithstanding anything to the contrary in Ordinance No. 0109-2008, passed February 4, 2008, the City Auditor is authorized, from time to time, to transfer appropriated funds between Subfund 003 Front Street Garage and Subfund 004 Fourth Street Garage, to use the same for the payment of the actual costs incurred with respect to the Front Street Garage and Fourth Street Garage, respectively, and to take such other actions as are, in the opinion of the City Auditor, necessary to fully reconcile appropriated funds in such Subfunds with costs actually incurred and paid with respect to the Front Street Garage and Fourth Street Garage.

Section 3. That the competitive bidding procedures of Chapter 329 be, and hereby are waived for the procurement of the design and construction services under the Amended and Restated Guaranteed Maximum Price Contract for the Front Street Parking Garage and the Fourth Street Parking Garage.

Section 4. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

Section 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, and in accordance with Section 55(b) of the Charter of the City of Columbus, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

City RFPs, RFQs, and Bids

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CITY OF COLUMBUS FORMAL BID OPPORTUNITIES ARE UPDATED INSTANTLY AT:

<http://finance.columbus.gov/AboutUs/Purchasing/VSFB.asp>

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 \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSALS CALL THE LISTED DIVISION

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - October 28, 2008 11:00 am

SA003079 - R&P Martin Luther King HVAC Improvements

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 1111 East Broad Street., until 11:00 a.m. on Tuesday, October 28, 2008, and publicly opened and read immediately thereafter for:

Martin Luther King HVAC Improvements

The work for which proposals are invited consists of remedying the HVAC problems and piping the chiller and other such work as may be necessary to complete the contract in accordance with the plans and specifications

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders on 10/13/08 at Atlas Blueprint, 374 W. Spring St., Columbus, Ohio 43215, (614) 224-5149, www.atlasblueprint.com upon a non-refundable payment per bid set. Contact Atlas Blueprint for the cost. Payment shall be made payable to Atlas Blueprint.

Questions about the project should be directed to Ralph Kramer, Kramer Engineers, 233-6911 or Rick Miller, 645-3385

ORIGINAL PUBLISHING DATE: October 10, 2008

BID OPENING DATE - October 29, 2008 3:00 pm

SA003070 - CIP 610892 SCADA Upgrades & Improvements

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: Sealed proposals will be received by the Director of Public Utilities of the City of Columbus at the office of the Director of Public Utilities, 910 Dublin Road, Room 4002, Columbus, Ohio 43215 until 3:00 p.m., Local Time on Wednesday October 29, 2008, and publicly read at that hour in Department of Public Utilities Complex 910 Dublin Road, 1st Floor Auditorium, Columbus, OH 43215 for the following project: SCADA UPGRADE AND IMPROVEMENTS, SCIOTO FLOODWALL FLOOD GATES, CIP 610892

The work for which proposals are invited consists of The work, for which Proposals are invited includes, at each of (4) sites, Greenlawn Avenue Stoplog Gate, Harmon Avenue Stoplog Gate, Conrail West Stoplog Gate, and Rich Street Stoplog Gate, the installation of a new Telemetry and Control System, Intrusion Alarm System, Lightning Protection System, and all associated appurtenances required to make the monitoring station fully operational with the existing D.O.S.D.- S.C.A.D.A. System.

The work, for which Proposals are invited also includes, at each of (2) sites, McKinley Avenue Stoplog Gate and Souder Avenue Stoplog Gate, replacing the existing S.C.A.D.A. Control Panel, modification of the Intrusion Alarm and Telemetry Systems, installation of the Lightning Protection System, and all associated appurtenances required to make the monitoring station fully operational with the existing D.O.S.D.- S.C.A.D.A. System.

All PLC programming and modifications to the D.O.S.D.- S.C.A.D.A. system shall be by the owner

CLASSIFICATION: There is a Pre-Bid Conference for this bid. Prevailing wage rates apply. A 10% (ten percent) proposal bond and a 100% (One hundred percent) performance bond are required for this bid.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 22, 2008

BID OPENING DATE - October 30, 2008 11:00 am

SA003071 - Geologic Borings & Monitoring Wells UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: The City of Columbus, Division of Water, Parsons Avenue Water Plant is obtaining bids to establish an option contract for approximately twenty-five (25) subsurface geologic investigations (borings), installation of approximately fifteen (15) monitoring wells, and the abandonment of approximately ten (10) monitoring wells within the southern Central Ohio area. The purpose of the drilling is to obtain geologic information and/or monitoring well installations from various boring locations. The term of the resulting contract would be three (3) years, through December 31, 2011.

1.2 Classification: Geologic investigation borings will be performed via the Hollow Stem Auger (HSA) drilling method, though cable tool drilling may be required, and will commence at the ground surface and proceed down to wherever bedrock occurs. Monitoring well installations will also be performed primarily via the HSA drilling method and will commence at ground surface and proceed down to depths to be determined by the City at each site. The Contractor will be required to provide and install, as specified herein, all materials essential for the proper installation of monitoring well(s) and protective covering(s). Sampling of the subsurface geologic formations will occur every five (5) feet. A complete boring log will be submitted to the City at the completion of each boring. The Contractor will also be required to provide all materials necessary to complete the abandonment of monitoring wells.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 01, 2008

SA003075 - Griggs Reservoir Boathouse

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 1111 E. Broad Street., until 11:00 a.m. on Thursday, October 30, 2008, and publicly opened and read immediately thereafter for:

GRIGGS RESERVOIR BOATHOUSE

The work for which proposals are invited consists of the construction of a 22,000 square foot facility to house boats, showers, lockers, offices and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders on October 7, 2008 at Atlas Blueprint, 374 W. Spring St., Columbus, Ohio 43215, (614) 224-5149, www.atlasblueprint.com upon a non-refundable payment per bid set. Contact Atlas Blueprint for the cost. Payment shall be made to Atlas Blueprint.

Questions about the project should be directed to Mr. Thomas Matheny, architect @ 614-628-0300.

The estimate of cost for this project is \$4,104,000.

Proposals must be submitted on the proper forms, P-1 through P-36, contained in the Project Manual/Specifications. The Proposal section in its entirety must be submitted in a sealed envelope marked " Bid for Griggs Reservoir Boathouse."

ORIGINAL PUBLISHING DATE: October 07, 2008

SA003077 - POLICE/FURNITURE

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 SCOPE: It is the intent of the City of Columbus, Division of Police to purchase furniture for use in the Crimes Against Persons Bureau (CAP) offices. These units shall be installed on the 6th Floor of Police Headquarters, 120 Marconi Blvd., Columbus, OH, 43215. Bidder is expected to deliver product within 45 days of notification of award. If bidder will be unable to deliver within 45 days, bidder must supply delivery timeline in bid package.

1.2 CLASSIFICATION: The furnishings will be used in the Division of Police CAP offices. All furnishings must be able to disassemble, move and reassemble in their original configuration in the event that these offices are relocated. All furniture proposed must be equal to or better quality than brand and models specified herein. All furniture must be new.

1.3 A Pre-bid Conference will be held on Wednesday, October 15, 2008 at 9:00 a.m. (EST) in the City of Columbus, Division of Police Headquarters, 120 Marconi Blvd, Room 116, Columbus, OH 43215. All interested bidders are strongly urged to attend, as this is the only opportunity to take measurements and do a walk-through of this secured building. Failure to attend the Pre-Bid Conference will not disqualify a bidder; however, bidders shall comply with and be responsible for bid specifications and information discussed at the Pre-Bid Conference. Questions will be received in writing at the Pre-bid Meeting

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 17, 2008

SA003083 - ARC FLASH HAZARD ANALYSIS

REQUEST FOR STATEMENT OF QUALIFICATIONS

Arc Flash Analysis - NFPA 70E and IEEE 1584 for water booster stations, reservoir pumping stations and the 910 Dublin Road Complex

ORIGINAL PUBLISHING DATE: October 16, 2008

SA003082 - RFSQ - ARC FLASH ANALYSIS

REQUEST FOR STATEMENT OF QUALIFICATIONS

Arc Flash Analysis - NFPA 70E and IEEE 1584 for water booster stations, reservoir pumping stations and the 910 Dublin Road Complex

ORIGINAL PUBLISHING DATE: October 16, 2008

BID OPENING DATE - October 31, 2008 4:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003074 - Sexual Health / HOPWA Formula Grant

1.1 Scope: It is the intent of the City of Columbus, Department of Health, to obtain formal bids to establish community-based contracts within the seven (7) county Central Ohio EMSA for the purchase of an array of HUD-defined Housing Assistance for income eligible persons infected with HIV/AIDS for use in the EMSA to obtain/maintain affordable housing which impacts their health and wellness status from January 1, 2009 to December 31, 2010.

1.2 Classification: ***** (3 PARTS) *****

#1 - Very briefly describe the structure in which you are receiving bids (describe proposal page):

The City of Columbus - Columbus Public Health is announcing the availability of funds for a two (2) year competitive grant award from the U.S. Department of Housing and Urban Development's (HUD) Housing Opportunities for Persons with AIDS (HOPWA) Formula Grant Program, which is awarded to Columbus, Ohio to serve the Central Ohio EMSA. These funds are available to eligible grant applicants that are located in and providing services to people infected with HIV/AIDS living in the Central Ohio EMSA. The Central Ohio EMSA includes eight (8) counties: Delaware, Fairfield, Franklin, Licking, Madison, Morrow, Pickaway and Union County. The Central Ohio HOPWA FY 2008 Formula award was \$641,000.00, which is added to the total amount managed regionally to fund HIV/AIDS Housing Program Services. The first (1st) year of this grant cycle is 1/1/2009-12/31/09. Based upon the confirmed availability of federal funds, satisfactory program performance, measurable outcomes and documented continued community need, funded Project Sponsors are to be awarded a second year (1/1/2010-12/31/2010) of funds, at no less than the same funding level as the FY 2009 period, to continue their funded housing assistance program services. Columbus Public Health intends to make these funds available on a competitive basis in order to maximize all available funds, from all available funding sources. Maximizing the funds is especially important relative to the geographic area expected to be served as well as to address the range of HIV housing needs throughout the Central Ohio HIV/AIDS Housing Continuum of Care. Columbus Public Health determines the final award totals of all submitted applications, based upon current, documented community need priorities.

To respond to the "Request for Proposals for the 2009-2010 HOPWA Formula Grant Funds" agencies can access the complete Request for Proposals via Vendor Services for the City of Columbus Public Health Department.

<http://vendorservices.columbus.gov> Hard copies of the RFP can be picked-up at: Columbus Public Health, 240 Parsons Avenue, 2nd floor / Room 211, Columbus, Ohio 43215 or send an e-mail to <mailto:adageyi-gyampo@columbus.gov> to request an electronic copy or a postal service mailed copy. Completed proposals can not be submitted online. Deliver hard copy proposals to:

Attention: Adwoa Agyei-Gyampo
Columbus Public Health Information Desk, 1st floor lobby
240 Parsons Avenue
Columbus Ohio 43215 No later than 4:00 p.m. Friday, October 31, 2008

There are two (2) steps to applying for these funds; completion of the Vendor Services City of Columbus

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Administrative forms and the actual HOPWA RFP. This dual process is NEW. Applicants must do both - Apply via Vendor Services for the City of Columbus and submit a hard copy proposal. For additional information or to obtain Technical Assistance, please contact: Adwoa Agyei Gyampo, HIV Housing Coordinator, Columbus Public Health at 614-645-6847 or adagyei-gyampo@columbus.gov

#2 - List any vendor requirements to be able to bid (local place of business required, ability to service warranty, etc.).

Eligible grant applicants include:

Private, nonprofit organizations incorporated with the Ohio Secretary of State and granted 501 C (3) status by the Internal Revenue Service, including existent

Project Sponsors utilizing 2007-2008 HOPWA Program funds;

Units of local government;

Agencies must have a City of Columbus Contract Compliance Number, register with Vendor Services to obtain a number and the agency must be "Contract Compliance in Status Active."

#3 N/A

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 04, 2008

BID OPENING DATE - November 6, 2008 11:00 am

SA003084 - FLEET/OEM TRUCK PARTS, SUPPLIES, ACCESS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus to obtain proposals to establish a UTC contract(s) to supply original equipment manufacturing (OEM) Truck Parts, Supplies, and Accessories for various City vehicles up to and including April 30, 2011.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the option of purchase of the original equipment manufacturing (OEM) Truck parts, supplies, and accessories for various vehicles per bid document.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 17, 2008

SA003085 - POLICE/PORTABLE LIVE SCAN WORKSTATION

1.0 Scope and Classification

1.1 Scope: The City of Columbus, Division of Police is obtaining bids for the purchase of One (1) new and unused Portable Live Scan Fingerprint Workstation (Laptop Configuration). The workstation will be delivered to the City of Columbus Police Identification Unit, 120 Marconi Blvd, 4th Floor, Columbus, OH 43215.

1.2 Classification: The Portable Live Scan Workstation must be capable of scanning, capturing, storing, retrieving, printing and electronically transmitting fingerprint and palm print records to the Division's Automated Fingerprint Identification System. The successful bidder will be an authorized representative for all maintenance and support. The successful supplier will be required to provide a one-time (2-4 hour) on-site training session after delivery of equipment.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 18, 2008

SA003087 - E&C/SINGLE AXLE DUMP TRUCKS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Public Service Department to obtain formal bids to establish a contract for the purchase of four (4) single axle dump trucks with snow plows for use in the Street Maintenance Operations Section of the Transportation Division.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase, delivery, and warranty service of new and unused Single Axle Dump Trucks with Snow Plows.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 21, 2008

SA003089 - SEWERS& DRAINS/PLASMA MASS SPECTROMETER

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage, Surveillance Laboratory to solicit bids for one (1) ELAN 9000 Inductively Coupled Plasma Mass Spectrometer (ICP-MS) by Perkin Elmer LAS Inc. and supplies. The spectrometer will be used at the Surveillance Laboratory to conduct ultratrace analysis.

1.2 Classification: Bidders are requested to bid on one (1) ELAN 900 ICP-MS, supplies and one (1) year of support. Equipment must meet all specifications and be new and not refurbished. Bidders are asked to submit service information including personnel experience. Section 6.3 details information required to be submitted

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 21, 2008

SA003090 - TRANS/E&C/TANDEM AXLE TRUCKS

1.1 Scope: It is the intent of the City of Columbus, Public Service Department to obtain formal bids to establish a contract for the purchase of three (3) tandem axle dump trucks with snow plows for use in the Street Maintenance Operations Section of the Transportation Division.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase, delivery, and warranty service of new and unused Tandem Axle Dump Trucks with Snow Plows.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 22, 2008

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003091 - FLEET/AFTERMARKET TRUCK PARTS

1.1 Scope: It is the intent of the City of Columbus to obtain formal bids to establish an option contract(s) with a "Catalog" firm offer for sale of various Aftermarket truck parts for the Fleet Management Division. The City may purchase any item(s) or group of like item(s) in the catalog and/or price list from the successful bidder after a purchase order for the listed items is issued. The City estimates it will spend approximately two million, five hundred thousand dollars (\$2,500,000.00) annually under the terms of the resulting contract(s) through April 30, 2011.

1.2 Classification: The bidder shall submit its standard published catalog(s) and/or website which must identify parts with a price lists. The contract(s) resulting from this bid proposal will provide for the option of the purchase and delivery of Aftermarket Vehicle Parts for various City vehicles per bid document.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 22, 2008

BID OPENING DATE - November 7, 2008 5:00 pm

SA003086 - R&P HVAC Renovations Engineering Service

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Professional Services
REQUEST FOR PROPOSAL
Columbus Recreation & Parks Department

Proposals will be received at the Columbus Recreation and Parks Administrative Offices, 1111 East Broad Street, Columbus, Ohio 43205, until 5:00 P.M., Friday, November 7, 2008 for:

HVAC RENOVATIONS AT VARIOUS FACILITIES

Five (5) copies of each proposal are required for submittal.

Consultant shall provide architectural & engineering services to prepare plans and specifications for bidding for the installation of air conditioning units at Woodward Recreation Center, 5147 Karl Road, Columbus, Ohio 43229, Sawyer Recreation Center, 1056 Atcheson Street, Columbus, Ohio, 43203, Barnett Recreation Center, 1184 Barnett Road, Columbus, Ohio 43227, Schiller Recreation Center, 1069 Jaeger Street, Columbus, Ohio 43206, and Lazelle Woods Community Center, 8140 Sancus Boulevard, Columbus, Ohio, 43235. Work is to include the evaluation of existing HVAC systems and the addition of air conditioning systems. Services shall include the necessary field surveys, program development in conjunction with Department staff, reports, proposals, cost estimates, bid documents and construction administration services.

Project Budget: \$900,000, including consultant fees.

The format for procurement of these services will be per Section 329.12 of the Columbus City Code.
ORIGINAL PUBLISHING DATE: October 17, 2008

BID OPENING DATE - November 14, 2008 4:00 pm

SA003088 - 2009 HIV PREVENTION GRANT FUNDS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Department of Health, to obtain formal bids to establish community-based contracts for the purchase of an array of CDC-defined Effective Behavioral Interventions for eligible persons infected with or at risk for acquiring HIV/AIDS for implementation from January 1, 2009 to December 31, 2010.

1.2 Classification: ***** (3 PARTS) *****

#1 - Very briefly describe the structure in which you are receiving bids (describe proposal page):

The City of Columbus - Columbus Public Health is announcing the availability of funds for a one (1) year competitive grant award from the Centers for Disease Control (CDC) through the Ohio Department of Health (ODH) which is awarded to Columbus, Ohio to serve Franklin County. These funds are available to eligible grant applicants that are located in and providing services to people infected with or at risk for acquiring HIV/AIDS living in the Central Ohio. The FY 2009 award is for \$270,000.00. The grant cycle is 1/1/2009-12/31/09, based upon the confirmed availability of federal funds, satisfactory program performance, measurable outcomes and documented continued community need. Columbus Public Health intends to make these funds available on a competitive basis. Columbus Public Health determines the final award totals of all submitted applications, based upon current, documented community need priorities.

To respond to the "Request for Proposals for the 2009 Federal HIV Prevention Grant Funds" agencies can access the complete Request for Proposals via Vendor Services for the City of Columbus Public Health Department.

<http://vendorservices.columbus.gov> Hard copies of the RFP can be picked-up at: Columbus Public Health, 240 Parsons Avenue, 2nd floor / Room 211, Columbus, Ohio 43215 or send an e-mail to <mailto:lindal@columbus.gov> to request an electronic copy or a postal service mailed copy. Completed proposals can not be submitted online.

Deliver hard copy proposals to: Attention: Linda Laroche
Columbus Public Health Information Desk, 1st floor lobby
240 Parsons Avenue
Columbus Ohio 43215 No later than 4:00 p.m. Friday, November 14, 2008

There are two (2) steps to applying for these funds; completion of the Vendor Services City of Columbus Administrative forms and the actual HIV Prevention RFP. This dual process is NEW. Applicants must do both - Apply via Vendor Services for the City of Columbus and submit a hard copy proposal. For additional information or to obtain Technical Assistance, please contact: Linda Laroche, HIV Prevention Coordinator, Columbus Public Health at 614-645-6445 or lindal@columbus.gov

#2 - List any vendor requirements to be able to bid (local place of business required, ability to service warranty, etc.).

Eligible grant applicants include:

- ? Private, nonprofit organizations incorporated with the Ohio Secretary of State and granted 501 C (3) status by the Internal Revenue Service, including existent
- ? Project Sponsors utilizing 2005-2008 HIV Prevention Program funds;
- ? Units of local government;

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

? Agencies must have a City of Columbus Contract Compliance Number, register with Vendor Services to obtain a number and the agency must be "Contract Compliance in Status Active."

#3 - Add separate paragraphs if prebid exists, prevailing wage, bid bond, etc.

N/A

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: October 22, 2008

Public Notices

The link to the **Columbus City Health Code** pdf shall constitute publication in the City Bulletin of changes to the Columbus City Health Department's Health Code. To go to the Columbus City Health Code, click [here](#) (pdf).

The Columbus City Code's "**Title 7 -- Health Code**" is separate from the Columbus City Health Code. Changes to "Title 7 -- Health Code" are published in the City Bulletin. To go to the Columbus City Code's "Title 7 -- Health Code," click [here](#) (html).

**City of Columbus
City Bulletin Report**

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

Legislation Number: PN0012-2008

Drafting Date: 01/03/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2008 REGULAR MEETINGS OF COLUMBUS RECREATION AND PARKS COMMISSION

Contact Name: Chris Snyder

Contact Telephone Number: 645-7468

Contact Email Address: crsnyder@columbus.gov

Body

EXHIBIT A

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 9, 2008 -1111 East Broad Street, 43205

Wednesday, February 13, 2008 -1111 East Broad Street, 43205

Wednesday, March 12, 2008 -- 1111 East Broad Street, 43205

Wednesday, April 9, 2008 -- 1111 East Broad Street, 43205

Wednesday, May 14, 2008 - 1111 East Broad Street, 43205

Wednesday, June 11, 2008 - Whetstone Shelterhouse (Park of Roses) 4015 Olentangy Blvd., 43214

Wednesday, July 9, 2008 - Brentnell Recreation Center, 1280 Brentnell Avenue, 43219

August Recess - No meeting

Wednesday, September 10, 2008 -Raymond Golf Course, 3860 Trabue Rd., 43228

Wednesday, October 8, 2008 - Whetstone Recreation Center, 3923 N. High Street, 43214

Wednesday, November 12, 2008 - 1111 East Broad Street, 43205

Wednesday, December 10, 2008 - 1111 East Broad Street, 43205

Legislation Number: PN0020-2008

Drafting Date: 01/23/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title**Notice/Advertisement Title:** Brewery District Commission 2008 Meeting Schedule**Contact Name:** Brenda Moore**Contact Telephone Number:** 614-645-8620**Contact Email Address:** bgmoore@columbus.gov**Body**

The 2008 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 <<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
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December 20, 2008	January 3, 2008
January 24, 2008	February 7, 2008
February 21, 2008	March 6, 2008
March 20, 2008	April 3, 2008
April 17, 2008	May 1, 2008
May 22, 2008	June 5, 2008
June 19, 2008	July 3, 2008
July 24, 2008	August 7, 2008
August 21, 2008	September 4, 2008
September 18, 2008	October 2, 2008
October 23, 2008	November 6, 2008
November 20, 2008	December 4, 2008

Legislation Number: PN0022-2008**Drafting Date:** 01/23/2008**Version:** 1**Current Status:** Clerk's Office for Bulletin**Matter Type:** Public Notice**Title****Notice/Advertisement Title:** Victorian Village Commission 2008 Meeting Schedule**Contact Name:** Brenda Moore**Contact Telephone Number:** 614-645-8620**Contact Email Address:** bgmoore@columbus.gov**Body**

The 2008 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, 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 <<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 Deadline	Hearing Dates
December 27, 2008	January 10, 2008
January 31, 2008	February 14, 2008
February 28, 2008	March 13, 2008
March 27, 2008	April 10, 2008
April 24, 2008	May 8, 2008
May 29, 2008	June 12, 2008

June 26, 2008 July 10, 2008
July 31, 2008 August 14, 2008
August 28, 2008 September 11, 2008
September 25, 2008 October 9, 2008
October 30, 2008 November 13, 2008
November 27, 2008 December 11, 2008
December 24, 2008* January 8, 2009

The 2008 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, 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 <<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.

Business Meeting Dates

January 3, 2008
February 7, 2008
March 6, 2008
April 3, 2008
May 1, 2008
June 5, 2008
July 3, 2008
August 7, 2008
September 4, 2008
October 2, 2008
November 6, 2008
December 4, 2008

Legislation Number: PN0024-2008

Drafting Date: 01/23/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: German Village Commission 2008 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2008 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, Columbus, Ohio 43215. Copies of the agenda may be obtained by calling 645-8620 or by e-mail. 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
December 18, 2008 January 8, 2008*
January 22, 2008 February 5, 2008

February 19, 2008 March 4, 2008
March 18, 2008 April 1, 2008
April 22, 2008 May 6, 2008
May 20, 2008 June 3, 2008
June 17, 2008 July 1, 2008
July 22, 2008 August 3, 2008
August 19, 2008 September 9, 2008
September 23, 2008 October 7, 2008
October 21, 2008 November 4, 2008
November 18, 2008 December 2, 2008
December 23, 2008 January 6, 2009

The 2008 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 Street, 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 <<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.

Business Meeting Dates

January 29, 2008
February 26, 2008
March 25, 2008
April 29, 2008
May 27, 2008
June 24, 2008
July 29, 2008
August 26, 2008
September 30, 2008
October 28 2008
November 25, 2008
December 30, 2008

Legislation Number: PN0025-2008

Drafting Date: 01/23/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Historic Resources Commission 2008 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2008 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, 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 <<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

January 3, 2008 January 17, 2008
February 7, 2008 February 21, 2008
March 6, 2008 March 20, 2008
April 3, 2008 April 17, 2008
May 1, 2008 May 15, 2008
June 5, 2008 June 19, 2008
July 3, 2008 July 17, 2008
August 7, 2008 August 21, 2008
September 4, 2008 September 18, 2008
October 2, 2008 October 16, 2008
November 6, 2008 November 20, 2008
December 4, 2008 December 18, 2008
December 31, 2008* January 15, 2009

The 2008 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, 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 <<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.

Business Meeting Dates

January 10, 2008
February 14, 2008
March 13, 2008
April 10, 2008
May 8, 2008
June 12, 2008
July 10, 2008
August 14, 2008
September 11, 2008
October 9, 2008
November 13, 2008
December 11, 2008

Legislation Number: PN0026-2008

Drafting Date: 01/23/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Italian Village Commission 2008 Meeting Schedule

Contact Name: Brenda Moore

Contact Telephone Number: 614-645-8620

Contact Email Address: bgmoore@columbus.gov

Body

The 2008 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, 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 <<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

December 31, 2008* January 15, 2008
February 5, 2008 February 19, 2008
March 4, 2008 March 18, 2008
April 1, 2008 April 15, 2008
May 6, 2008 May 20, 2008
June 3, 2008 June 17, 2008
July 1, 2008 July 15, 2008
August 5, 2008 August 19, 2008
September 2, 2008 September 16, 2008
October 7, 2008 October 21, 2008
November 4, 2008 November 18, 2008
December 2, 2008 December 16, 2008

The 2008 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, 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 <<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.

Business Meeting Dates

January 8, 2008
February 12, 2008
March 11, 2008
April 8, 2008
May 13, 2008
June 10, 2008
July 8, 2008
August 12, 2008
September 9, 2008
October 14, 2008
November 11, 2008
December 9, 2008

Legislation Number: PN0060-2005

Drafting Date: 02/23/2005

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Published Columbus City Health Code

Contact Name: Richard Hicks

Contact Telephone Number: 654-6189

Contact Email Address: rickh@columbus.gov

Body"The Columbus City Health Code is updated and maintained by the Columbus Health Department.

To view the most current City Health Code, please visit:

<http://www.publichealth.columbus.gov/>

Legislation Number: PN0092-2008

Drafting Date: 04/16/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Health, Housing and Human Services Committee & Workforce Development Committee Meeting

Contact Name: James Ragland

Contact Telephone Number: (614) 645-8580

Contact Email Address: jcragland@columbus.gov

Body

Councilmember Tavares' Health, Housing and Human Services Committee / Workforce Development Committee meeting schedule is listed below. Meeting time and location is 5:30 p.m. in the Columbus City Council Chambers. A picture ID is needed to enter City Hall.

Meeting Chair: Councilmember Charleta B. Tavares

Agendas will be posted on the Columbus City Council Website (www.columbuscitycouncil.org) as soon as they are available.

2008

January 23, 2008

February 6, 2008

February 20, 2008

March 5, 2008

March 19, 2008

April 2, 2008

April 16, 2008

April 30, 2008

May 21, 2008

June 4, 2008

June 18, 2008

July 2, 2008

July 16, 2008

September 3, 2008

September 17, 2008

October 1, 2008

October 15, 2008

November 5, 2008

November 19, 2008

December 3, 2008

Meeting dates and times subject to change

Legislation Number: PN0144-2008

Drafting Date: 06/24/2008

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
COMPETITIVE EXAMINATION ANNOUNCEMENTS

Notice/Advertisement Title: Civil Service Commission Notice

Contact Name: Annette Bigham

Contact Telephone Number: 614-645-7531

Contact Email Address: eabigham@columbus.gov

Body

OFFICIAL NOTICE
CIVIL SERVICE COMMISSION
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 website at www.csc.columbus.gov <<http://www.csc.columbus.gov>> and is also posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area. Applicants interested in City jobs should check our website or visit the Commission offices.

Legislation Number: PN0161-2008

Drafting Date: 07/01/2008

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: REVISED 2008 REGULAR MEETINGS OF COLUMBUS RECREATION AND PARKS COMMISSION - CHANGE OF VENUE

Contact Name: Chris Snyder

Contact Telephone Number: 645-7468

Contact Email Address: crsnyder@columbus.gov

Body

EXHIBIT A

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 9, 2008 -1111 East Broad Street, 43205**
- Wednesday, February 13, 2008 -1111 East Broad Street, 43205**
- Wednesday, March 12, 2008 -- 1111 East Broad Street, 43205**
- Wednesday, April 9, 2008 -- 1111 East Broad Street, 43205**
- Wednesday, May 14, 2008 - 1111 East Broad Street, 43205**
- Wednesday, June 11, 2008 - Whetstone Shelterhouse (Park of Roses) 4015 Olentangy Blvd., 43214**
- Wednesday, July 9, 2008 - Brentnell Recreation Center, 1280 Brentnell Avenue, 43219**
- August Recess - No meeting**
- Wednesday, September 10, 2008 -~~Raymond Golf Course, 3860 Trabue Rd., 43228~~ 1533 Alum Industrial Drive, 43209**
- Wednesday, October 8, 2008 - Whetstone Recreation Center, 3923 N. High Street, 43214**
- Wednesday, November 12, 2008 - 1111 East Broad Street, 43205**
- Wednesday, December 10, 2008 - 1111 East Broad Street, 43205**

Legislation Number: PN0239-2008

Drafting Date: 10/15/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Hearing on City's Dog Parks and Leash Laws

Contact Name: John Ivanic

Contact Telephone Number: 614-645-6798

Contact Email Address: jpivanic@columbus.gov

Body

On Thursday, October 30, Councilmembers Boyce and Tyson will hold a hearing (part of regularly scheduled Recreation and Parks Committee Hearing for 10/30/08) to discuss the progress on our City's dog parks and leash laws. The hearing will be held at 5:30 in City Council Chambers in City Hall (90 West Broad Street). Speaker slips will be available from the Front Street security desk beginning at 8:00 am on the day of the hearing. There will be presentations from the Columbus Department of Recreation and Parks on our progress and future plans for dog parks throughout the City, as well as a discussion on the current status of a leash law in Columbus.

Date: Thursday, October 30, 2008

Time: 5:30 PM

Location:

City Hall

Columbus City Council Chambers

90 West Broad Street

Columbus, OH 43215

Free parking is available after 5 PM in the City Hall surface lot at Gay and Front Streets.

Legislation Number: PN0240-2008

Drafting Date: 10/16/2008

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 10/27/2008

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695

Contact Email Address: sezaccardi@columbus.gov

Body

REGULAR MEETING NO.56

CITY COUNCIL (ZONING)

OCTOBER 27, 2008

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

ZONING: BOYCE, CHR. CRAIG GINTHER O'SHAUGHNESSY TAVARES TYSON MENTEL

1479-2008

To rezone 2136 BETHEL ROAD (43220), being 0.51± acres located at the northwest corner of Bethel and Olentangy River Roads, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. (Rezoning # Z08-005)

Legislation Number: PN0241-2008

Drafting Date: 10/16/2008

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: CITY TREASURER CITY OF COLUMBUS OHIO APPLICATION FOR DEPOSIT OF PUBLIC MONEY

Contact Name: Thomas M. Isaacs

Contact Telephone Number: 614-645-6236

Contact Email Address: TMIsaacs@Columbus.gov

Body

Notice is hereby given in accordance with Chapter 321 of the Columbus City Codes, 1959 to all banks, building and loan or savings associations or companies located in Franklin County, Ohio duly organized under the laws of the State of Ohio or of the United States, that application for deposit of public money for fiscal year 2009 will be accepted by the Columbus Depository Commission at the Office of the Columbus City Auditor, Secretary of said Commission, until 2:00 p.m., Tuesday, December 9, 2008.

Said application shall determine the eligibility of the applicant to receive active and inactive deposits from the Columbus City Treasurer for the period beginning January 1, 2009 and ending December 31, 2009. Said

application shall be in such a form prescribed by the Commission and shall contain such information, as the Commission shall require.

Applications may be obtained from the Office of: Thomas M. Isaacs, City Treasurer, 90 West Broad Street, Columbus, Ohio 43215, and 645-6236.

All information and statements contained on said application shall be verified by affidavit.

Address envelope containing application to: Hugh J. Dorrian, Secretary, Columbus Depository Commission, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

By the order of the Columbus Depository Commission.

Thomas M. Isaacs, Chairperson
Hugh J. Dorrian, Secretary
Joel Taylor, Member

Legislation Number: PN0242-2008

Drafting Date: 10/22/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Service Director's Orders - Placement of Traffic Control Devices as Recommended by the Transportation Division - October 15, 2008

Contact Name: Patricia Rae Grove

Contact Telephone Number: (614) 645-7881

Contact Email Address: prgrove@columbus.gov

Body

Please see Public Service Director's Orders - Placement of Traffic Control Devices as Recommended by the Transportation Division - October 15, 2008.

Legislation Number: PN0245-2008

Drafting Date: 10/23/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 11/03/2008

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695

Contact Email Address: sezaccardi@columbus.gov

Body

REGULAR MEETING NO.58

CITY COUNCIL (ZONING)

NOVEMBER 3, 2008

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

ZONING: BOYCE, CHR. CRAIG GINTHER O'SHAUGHNESSY TAVARES TYSON MENTEL

1523-2008

To rezone 5719 WEST BROAD STREET (43228), being 4.38± acres located at the southeast corner of West Broad Street and Galloway Road, From: R, Rural District, To: CPD, Commercial Planned Development District (Rezoning # Z07-021).

1555-2008

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; and 3332.05, Area district lot width requirements of the Columbus City Codes; for the property located at 596-598 SOUTH OHIO AVENUE (43205), to permit an existing two-family dwelling on a lot that is less than fifty feet (50') wide in the R-3, Residential District (Council Variance # CV08-017).

Legislation Number: PN0312-2007

Drafting Date: 12/11/2007

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Matter Type: Public Notice

Title

Notice/Advertisement Title: 2008 Recreation and Parks Committee/Administration Committee Meeting Notice

Contact Name: Carl Williams

Contact Telephone Number: (614) 645-2933

Contact Email Address: CGWilliams@columbus.gov

Body

Council Member Priscilla R. Tyson will host a committee meeting on the dates listed below. Unless otherwise noted, the meetings will begin at 5:30 P.M. in City Council Chambers, located on the second floor of City Hall, 90 West Broad Street, Columbus, Ohio.

A valid picture ID is needed to enter City Hall. Members of the general public wishing to address the meeting must fill out a speaker slip. These speaker forms will be made available in Council Chambers from 5:30 until 6:00 P.M. on the day of the meeting.

Prior to the scheduled meeting, agendas and specific hearing related information can be found at:

http://www.columbuscitycouncil.org/tyson/committee_meetings

Thursday, January 24, 2008

Thursday, February 21, 2008

Thursday, March 27, 2008

Thursday, April 24, 2008

Thursday, May 29, 2008

Thursday, June 26, 2008 **NOTE: MEETING TIME 6:00 PM**

Thursday, July 24, 2008

Thursday, September 25, 2008

Thursday, October 30, 2008

Thursday, November 20, 2008

Meeting dates and times subject to change

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE
TRANSPORTATION DIVISION
EFFECTIVE DATE: OCTOBER 15, 2008

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine, based on studies conducted by and recommendations made by the Transportation Division, the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

SECTION 2105.09 TURNS AT INTERSECTIONS

Turn prohibitions shall be established as follows:

eastbound left turns at BROAD ST and 196 W BROAD ST/LECHNER AVE
Prohibition applies: All Times - All Days

PARKING REGULATIONS

The parking regulations on the 161 foot long block face along the S side of APLIN DR from BRANTLEY extending to HINES RD shall be

Range in feet	Code Section	Regulation
0 - 68	2105.17	NO PARKING 8AM - 4PM SCHOOL DAYS
68 - 161	2105.17	NO STOPPING ANYTIME

The parking regulations on the 262 foot long block face along the S side of APLIN DR from PENTON ST extending to SEDLEY ST shall be

Range in feet	Code Section	Regulation
0 - 262	2105.17	NO PARKING 8AM - 4PM SCHOOL DAYS

The parking regulations on the 265 foot long block face along the S side of APLIN DR from SUMNER DR extending to PENTON ST shall be

Range in feet	Code Section	Regulation
0 - 265	2105.17	NO PARKING 8AM - 4PM SCHOOL DAYS

The parking regulations on the 280 foot long block face along the S side of APLIN DR from SEDLEY ST extending to BRANTLEY DR shall be

Range in feet	Code Section	Regulation
0 - 280	2105.17	NO PARKING 8AM - 4PM SCHOOL DAYS

The parking regulations on the 306 foot long block face along the N side of FAIR AVE from GOULD RD extending to BROADLEIGH RD shall be

Range in feet	Code Section	Regulation
0 - 70	2105.17	NO STOPPING ANYTIME
70 - 263	2105.17	NO STOPPING 7AM-9AM / 2PM-4PM SCHOOL DAYS
263 - 306	2105.17	NO STOPPING ANYTIME

The parking regulations on the 322 foot long block face along the N side of FAIR AVE from BROADLEIGH RD extending to CHESTERFIELD RD shall be

Range in feet	Code Section	Regulation
0 - 45	2105.17	NO STOPPING ANYTIME
45 - 267	2105.17	NO STOPPING 7AM-9AM / 2PM-4PM SCHOOL DAYS
267 - 322	2105.17	NO STOPPING ANYTIME

The parking regulations on the 526 foot long block face along the E side of HAMILTON AVE from LONG ST extending to MARTIN LUTHER KING JR BLVD shall be

Range in feet	Code Section	Regulation
0 - 58	2105.17	NO STOPPING ANYTIME
58 - 121	2105.17	ONE HOUR PARKING 7AM - 6PM WEEKDAYS
121 - 167	2105.17	NO STOPPING ANYTIME
167 - 185		NAMELESS ALLEY
185 - 275	2105.17	NO STOPPING ANYTIME
275 - 414	2151.01	(STATUTORY RESTRICTIONS APPLY)
414 - 526	2105.17	NO STOPPING ANYTIME

The parking regulations on the 374 foot long block face along the N side of LONG ST from HAMILTON AVE extending to GARFIELD AVE shall be

Range in feet	Code Section	Regulation
0 - 104	2105.14	BUS STOP ONLY
104 - 210	2105.17	ONE HOUR PARKING 7AM - 6PM WEEKDAYS
210 - 347	2151.01	(STATUTORY RESTRICTIONS APPLY)
347 - 374	2105.17	NO STOPPING ANYTIME

The parking regulations on the 755 foot long block face along the E side of WEYANT AVE from PLYMOUTH AVE extending to ETNA ST shall be

Range in feet	Code Section	Regulation
0 - 70	2105.17	NO STOPPING ANYTIME
70 - 682	2105.17	NO STOPPING 8AM - 4PM SCHOOL DAYS
682 - 755	2105.17	NO STOPPING ANYTIME

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF: MARK KELSEY, PUBLIC SERVICE DIRECTOR