

Columbus City Bulletin



Bulletin #20
May 16, 2009

Proceedings of City Council

Saturday May 16, 2009



SIGNING OF LEGISLATION

(All legislation listed in this Bulletin was signed by Council President Michael C. Mentel, with the exception of ordinances 0532-2009 and 0543-2009 which were signed by President Pro Tem Hearcel F. Craig, on the night of the Council meeting, Monday, *May 11, 2009*; Mayor, Michael B. Coleman on Tuesday, *May 12, 2009*; and attested by the City Clerk, Andrea Blevins prior to Bulletin publishing.)

Revised Minutes from 4/20/09 Council Meeting are being republished in this edition of the City Bulletin due to omission in original published version.

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, May 11, 2009

5:00 PM

Columbus City Council

Columbus City Council

Journal

May 11, 2009

**REGULAR MEETING NO. 21 OF COLUMBUS CITY COUNCIL, MAY 11, 2009 at
5:00 P.M. IN COUNCIL CHAMBERS.**

ROLL CALL

Present: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller
and Paley

READING AND DISPOSAL OF THE JOURNAL

Dispense with the reading of the Journal and Approve

C0012-2009

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY
CLERK'S OFFICE AS OF WEDNESDAY MAY 6, 2009:

New Type: D1
To: Hootless LTD
DBA Tip Top Kitchen & Cocktail
73 E Gay St & Patio & Bsmt
Columbus OH 43215
Permit # 39616630005

New Type: D5
To: Surly Girls LTD
DBA Surly Girl Saloon
1126 N High St 1st Fl & Bsmt
Columbus OH 43201
Permit # 8705582

New Type: D1
To: LD Enterprises of Ohio Inc
DBA Sushi Ting
2875 Olentangy River Rd
Columbus OH 43202
Permit # 4949422

Transfer Type: D5, D6
To: Patio 5 on Front LLC

DBA After Five
 482 S Front St & 2 Patios
 Columbus OH 43215
 From: Brewery District Bar LLC
 DBA After Five
 482 S Front St & 2 Patios
 Columbus OH 43215
 Permit # 6744677

Advertise: 05/16/2009

Return: 05/26/2009

Read and Filed

RESOLUTIONS OF EXPRESSION

CRAIG

0061X-2009

To recognize and honor the Komen Columbus Race for the Cure and the Susan G. Komen for the Cure for their tireless efforts to raise the funding needed for research in order to end breast cancer once and for all.

Sponsors: Hearcel Craig, Andrew Ginther, A. Troy Miller, Eileen Y. Paley, Charleta B. Tavares, Priscilla Tyson and Michael C. Mentel

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0062X-2009

To recognize the efforts of Dr. William J. Hicks and The Ohio State University Comprehensive Cancer Center - Arthur G. James Cancer Hospital and Richard J. Solove Research Institute in their development of the Diversity Enhancement Program aimed at increasing general cancer awareness among African-Americans and other underserved minorities.

Sponsors: Hearcel Craig, Andrew Ginther, A. Troy Miller, Eileen Y. Paley, Charleta B. Tavares, Priscilla Tyson and Michael C. Mentel

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

FROM THE FLOOR

TYSON

0063X-2009

To congratulate the Northland Vikings Boys Basketball team on winning their first ever State Championship in Division I high school basketball.

Sponsors: Priscilla Tyson, Hearcel Craig, Andrew Ginther, A. Troy Miller, Eileen Y. Paley, Charleta B. Tavares and Michael C. Mentel

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

ADDITIONS OR CORRECTIONS TO THE AGENDA**FIRST READING OF 30-DAY LEGISLATION****PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. MILLER TAVARES
MENTEL**

0559-2009 FR To authorize the City Auditor to reestablish an encumbrance in the amount of \$18,241.68 with Korda Nemeth Engineering, Incorporated, for design of the Briggs Road Drainage Improvement project for the Division of Mobility Options; to authorize the expenditure of \$18,241.68 or so much thereof as may be needed from the Streets and Highways G.O. Bonds Fund. (\$18,241.68)

Read for the First Time

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

0658-2009 FR To authorize the Director of Development to enter into a five-year Jobs Growth Incentive agreement with Limbach Company LLC in consideration of the proposed investment of \$1,350,000, the relocation/retention of 110 full-time permanent employees and the creation of 35 full-time permanent positions.

Read for the First Time

0665-2009 FR To assess certain properties for the cost for demolishing structures found to be public nuisances.

Read for the First Time

0679-2009 FR To approve the Certified Local Government Grant for the preparation of an historic district nomination to the National Register of Historic Places for the commercial district of North Columbus for Funding Year 2009; and that the Historic Preservation Officer shall act as the Grant Project Coordinator.

Read for the First Time

0680-2009 FR To approve the Certified Local Government Grant for the repair of the historic tile roof of the Green Lawn Abbey mausoleum known as Green Lawn Abbey for Funding Year 2009; and that the Historic Preservation Officer shall act as the Grant Project Coordinator.

Read for the First Time

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

0568-2009 FR To authorize the Director of Public Utilities to enter into an agreement with Korda/Nemeth Engineering, Inc. for professional engineering services for the Near East Area Water Line Improvements Project; and to authorize the expenditure of \$134,179.00 from the Water Works Enlargement Voted Bonds Fund for the Division of Power and Water. (\$134,179.00)

Read for the First Time

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY

0667-2009 FR To amend Ordinance No. 1883-2008 to correct technical errors in the amended city code provisions relating to the provisions that allow articulated buses to be operated within the City of Columbus.

Sponsors: Hearcel Craig

Read for the First Time

ZONING: TYSON, CHR. CRAIG GINTHER MILLER PALEY TAVARES MENTEL

- 0611-2009** FR To rezone 4820 CENTRAL COLLEGE ROAD (43081), being 57.07± acres located north of the intersection of Central College Road and Caplinger Avenue, From: NE, Neighborhood Edge, and NG, Neighborhood General Districts, To: NE, Neighborhood Edge District (Rezoning # Z09-004).
Read for the First Time
- 0613-2009** FR To rezone 3034 EAST LIVINGSTON AVENUE (43227), being 0.53± acres located at the northeast corner of East Livingston Avenue and James Road, From: C-4, Commercial, and R-3, Residential Districts, To: CPD, Commercial Planned Development District (Rezoning # Z08-064).
Read for the First Time
- 0664-2009** FR To rezone 739 WEST THIRD AVENUE (43212), being 5.13± acres located at the southwest corner West Third Avenue and Olentangy River Road, From: R-1, Residential District, To: CPD, Commercial Planned Development District (Rezoning # Z09-002).
Read for the First Time

CONSENT ACTIONS**FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY**

- 0620-2009** CA To authorize the Director of the Department of Finance and Management to execute a Lease Amendment with Directions for Youth and Families Group, Inc. to modify the lease to provide for a renewal term of three (3) years in length, with the renewal term commencing on July 1, 2009 and terminating on June 30, 2012.
This Matter was Approved on the Consent Agenda.
- 0638-2009** CA To authorize and direct the Finance and Management Director to enter into contract for the option to purchase vehicle rental from Hertz Car Rental (Byers Car Rental, L.L.C.), to authorize the expenditure of one (1) dollar from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.

PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. MILLER TAVARES MENTEL

- 0549-2009** CA To accept various deeds for parcels of real property; to dedicate these parcels as public rights-of-way and to name said rights-of-way as Fifth Street, Walnut Street, Doherty Road, Fisher Road, Warner Road, Civic Center Drive, Bent Tree Boulevard, Federated Boulevard, Hamilton Road, Hall Road, Kenny Road, Godown Road, Jackson Pike, Central College Road, Olentangy River Road, West Broad Street, Mount Vernon Avenue, Hamilton Avenue and Orion Place.
This Matter was Approved on the Consent Agenda.
- 0557-2009** CA To accept the plat titled "Ashbrook Run Section I (includes and is a resubdivision of part of The Glen at Schirm Farms Section 2, Plat Book 108, Page 8)", from Ashbrook Run LLC, an Ohio limited liability company, by Village Communities Corporation, an Ohio corporation, Sole Member, by Donald R. Kenney, Manager and by The Glen At Schirm Farms, LLC, an

Ohio limited liability company, by Village Communities Corporation, an Ohio corporation, Sole Member, by Donald R. Kenney, Manager.

This Matter was Approved on the Consent Agenda.

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

0603-2009 CA To authorize the payment of \$5,602.08 for vacation time and benefits which have been accumulated in excess of the maximum amount established by salary ordinance for Fire Division personnel. (\$5,602.08)

This Matter was Approved on the Consent Agenda.

0636-2009 CA To authorize and direct the Chief of Police to enter into a grant agreement with the State of Ohio, Department of Natural Resources, Division of Watercraft, to authorize an appropriation of \$23,953.22 from the unappropriated balance of the General Government Grant Fund for the Division of Police for the operation of a Marine Patrol Program; and to declare an emergency. (\$23,953.22)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

0654-2009 CA To authorize the Director of the Department of Development to enter into various contracts for the provision of grass cutting services on City-owned property being held in the Land Bank; to authorize the expenditure of \$90,000 from the Land Management Fund; and to declare an emergency. (\$90,000)

This Matter was Approved on the Consent Agenda.

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

0433-2009 CA To authorize the Director of the Department of Technology to modify and renew a contract with Xerox Corporation for annual printer maintenance support services; to authorize the expenditure of \$77,966.88 from the Department of Technology, Information Services Fund; and to declare an emergency. (\$77,966.88)

This Matter was Approved on the Consent Agenda.

0606-2009 CA To authorize the Director of the Department of Technology to renew an existing contract with Environmental Systems Research Institute, Inc. for annual software maintenance and support services, to authorize the expenditure of \$81,724.96 from the Department of Technology Information Services Fund; and to declare an emergency. (\$81,724.96)

This Matter was Approved on the Consent Agenda.

JUDICIARY & COURT ADMINISTRATION: PALEY, CHR. CRAIG TYSON MENTEL

0367-2009 CA To authorize and direct the Franklin County Municipal Court Clerk to enter into a contract with Oracle USA, Inc. for maintenance and support in accordance with sole source procurement provisions of the Columbus City Codes; to authorize the expenditure of \$46,464.00 from the Municipal Court Clerk computer fund; and to declare an emergency. (\$46,464.00)

This Matter was Approved on the Consent Agenda.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- 0543-2009** CA To authorize the Director of the Department of Public Utilities to authorize and direct the City Auditor to deposit funds in the amount of \$762,768.75 into the State Treasury Asset Reserve of Ohio (Star Ohio) program for surety funds required for a construction permit to be issued for the Hap Cremean Water Plant Lagoon No. 2 Embankment Modifications Project; to authorize the appropriation and transfer of \$762,768.75 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$762,768.75 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water. (\$762,768.75)

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

Abstained: 1 - President Mentel

Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, Miller and Paley

- 0550-2009** CA To authorize the Director of Finance and Management to establish a Blanket Purchase Order with Siemens Water Technologies for the purchase of U.S. Filter/Envirex Parts from an established Universal Term Contract for the Division of Sewerage and Drainage, and to authorize the expenditure of \$25,000.00 from the Sewerage System Operating Fund. (\$25,000.00)

This Matter was Approved on the Consent Agenda.

- 0552-2009** CA To authorize the Director of Public Utilities to modify the contract for Specialty Maintenance Crafts with Righter Co., Inc. for the Division of Sewerage and Drainage; and to authorize the expenditure of \$170,000.00 from the Sewerage System Operating Fund. (\$170,000.00)

This Matter was Approved on the Consent Agenda.

- 0577-2009** CA To authorize the Director of Finance and Management to establish a blanket purchase order for Laboratory Supplies from an established Universal Term Contract with VWR Scientific Products for the Division of Sewerage and Drainage and to authorize the expenditure of \$15,000.00 from the Sewerage System Operating Fund (\$15,000.00)

This Matter was Approved on the Consent Agenda.

- 0600-2009** CA To authorize the Director of Public Utilities to execute a planned modification to the contract for HVAC Maintenance Services with Jim Skaggs dba Cornerstone Maintenance Services, Ltd. for the Division of Sewerage and Drainage; and to authorize the expenditure of \$ 136,315.90 from the Sewerage System Operating Fund. (\$136,315.90)

This Matter was Approved on the Consent Agenda.

HEALTH, HOUSING & HUMAN SVC'S: TAVARES, CHR. TYSON MILLER MENTEL

- 0624-2009** CA To authorize and direct the Board of Health to enter into a contract with Access 2 Interpreters, LLC for interpretation services; to authorize the total expenditure of \$50,000.00 from the Health Department Grants Fund; and to declare an emergency. (\$50,000.00)

This Matter was Approved on the Consent Agenda.

- 0630-2009** CA To authorize and direct the Columbus Health Department to accept grant funds from the Ohio Department of Health in the amount of \$80,997; to authorize the appropriation of \$80,997 from the Health Department Grants

Fund; and to declare an emergency, (\$80,997)

This Matter was Approved on the Consent Agenda.

- 0673-2009** CA To authorize the Director of the Department of Development to modify a contract with Buckeye IV Home Builders LTD by changing the contract period; 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 Tyson, including all the preceding items marked as having been approved on the Consent Agenda. The motion carried by the following vote:

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

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

FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY

- 0056X-2009** To provide for the submission to the electors of the City of Columbus at a special election to be held on August 4, 2009, an ordinance to increase the city income tax from a rate of two percent (2.0%) to a rate of two and one-half percent (2.5%) effective October 1, 2009, to amend sections 361.19, 361.21, and 361.24, Columbus City Codes, 1959, and to declare an emergency.

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. MILLER TAVARES MENTEL

- 0586-2009** To authorize the Director of Public Service to make payment to the Mid-Ohio Regional Planning Commission for staff support services rendered in connection with the State Capital Improvement Program and Local Transportation Improvement Program for the Division of Design and Construction; and to expend \$18,732.00 from the Streets and Highways G.O. Bonds Fund for this purpose. (\$18,732.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

- 0614-2009** To authorize the Director of the Department of Development to amend forty-one (41) currently active Enterprise Zone Agreements and five (5)

currently active Community Reinvestment Area Agreements held between the City of Columbus and various Enterprises for the purpose of eliminating language pertaining to personal property investment, and to dissolve six (6) other currently active Enterprise Zone Agreements that abate personal property tax only.

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

0532-2009

To authorize the Director of Public Utilities to execute a construction contract with Kokosing Construction Company, Inc., for the HCWP Lagoon No. 2 Embankment Modifications Project; to waive the provisions of competitive bidding; to authorize the appropriation and transfer of \$2,019,455.68 from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund; to authorize the appropriation and expenditure of \$2,019,455.68 within the Water Supply Revolving Loan Account Fund, and to authorize an amendment to the 2008 Capital Improvements Budget for the Division of Power and Water. (\$2,019,455.68)

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

Abstained: 1 - President Mentel

Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, Miller and Paley

0534-2009

To authorize the Director of Public Utilities to execute a construction contract with U.S. Utility Contractor Co. for the North High St. Circuit Conversion Project, Phase II for the Division of Power and Water (Power); to authorize the appropriation and transfer of \$216,919.00 from the Electricity Reserve Fund to the Voted Street Lighting and Electricity Distribution Improvement Fund; and to authorize the expenditure of \$216,919.00 from the Voted Street Lighting and Electricity Distribution Improvement Fund for the Division of Power and Water; and to amend the 2008 Capital Improvement Budget. (\$216,919.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0629-2009

To authorize the Director of Public Utilities to negotiate and enter into a contract for purchase power, to waive provisions of Columbus City Code relating to award of contracts through the request for proposal process, to authorize the expenditure of \$1.00 from the Electricity Operating Fund; and to declare an emergency. (\$1.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. TYSON MILLER MENTEL

0646-2009

To authorize the repeal of Ordinance 1960-2008, passed on December 15, 2008, to remove Gambit Investment, LLC's proposed project from the Home Again Program (Housing Preservation Fund); to authorize and direct the City Auditor to cancel the auditor certificate issued for that project; to authorize the Director of the Department of Development to modify the Home Again Program contract with The Affordable Housing Trust for Columbus and Franklin County; to authorize the expenditure of \$60,000 from the Housing Preservation Fund; and to declare an emergency (\$60,000)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0657-2009

To authorize the Director of the Development Department to enter into a contract with the Affordable Housing Trust for Columbus and Franklin County to facilitate the production of affordable housing and enhance home ownership opportunities in Columbus; to authorize the appropriation and expenditure of 0.43% (presently estimated at \$1,125,000) of the combined rates of 5.1% of the Hotel/Motel Excise Tax, less \$150,000; and to declare an emergency. (\$1,125,000)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0671-2009

To adopt the Homelessness Prevention and Rapid Re-Housing Program; to authorize the filing of the Homelessness Prevention and Rapid Re-Housing Program application with the U. S. Department of Housing and Urban Development; and to make a substantial amendment to the Consolidated Plan's 2008 Action Plan; and to declare an emergency.

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

Abstained: 1 - Tyson

Affirmative: 6 - Ginther, Ms. Tavares, Craig, President Mentel, Miller and Paley

RECESS

RECESSED: 6:31PM

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

RECONVENE

RECONVENED: 6:34PM

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

0553-2009

To authorize the Director of Recreation and Parks to enter into contract with three community agencies to provide After School programming services; to authorize the expenditure of \$79,500.00 from the Recreation and Parks Fund. (\$79,500.00)

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

Abstained: 3 - Craig, Tyson and Miller

Affirmative: 4 - Ginther, Ms. Tavares, President Mentel and Paley

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY

0674-2009

To increase the city income tax from a rate of two percent (2.0%) to a rate of two and one-half percent (2.5%) effective October 1, 2009, to amend sections 361.19, 361.21, and 361.24, Columbus City Codes, 1959, and to declare an emergency.

Sponsors: Michael C. Mentel

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

(TABLED INDEFINITELY)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

ADJOURNMENT

ADJOURNED: 6:37PM

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley



City of Columbus

Journal - Final

Zoning Committee

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

Priscilla Tyson, Chair; All Members

Monday, May 11, 2009

6:30 PM

Zoning Committee

Zoning Committee

Journal

May 11, 2009

REGULAR MEETING NO. 22 OF CITY COUNCIL (ZONING), MAY 11, 2009 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present: Mentel: Tavares: Ginther: Tyson: Craig: Paley and Miller

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

ZONING: TYSON, CHR. CRAIG GINTHER MILLER PALEY TAVARES MENTEL

0205-2009

To rezone 22-28 WEST POPLAR AVENUE (43205), being 0.19± acres located at the southeast corner of Park Street and West Poplar Avenue, From: AR-2, Apartment Residential District, To: CPD, Commercial Planned Development District (Rezoning # Z08-025).

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

Affirmative: Paley, Miller, Craig, Tyson, Ginther, Tavares and Mentel

1562-2008

To rezone 965 BETHEL ROAD (43214), being 0.45± acres located on the south side of Bethel Road, 250± feet west of Jasonway Avenue, From: R, Rural District, To: CPD, Commercial Planned Development District (Rezoning # Z07-034).

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

Abstained: Mentel

Affirmative: Paley, Miller, Craig, Tyson, Ginther and Tavares

(TABLED UNTIL 05/18/2008)

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

Abstained: Mentel

Affirmative: Paley, Miller, Craig, Tyson, Ginther and Tavares

ADJOURNMENT

ADJOURNED: 6:34PM

adjourn this Regular Meeting



City of Columbus
Journal - Final Revised
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.

Please Note: Revised Minutes from 4/20/09 Council Meeting are included herein. These revised minutes were re-published in City Bulletin #20 on May 16, 2009.

Monday, April 20, 2009

5:00 PM

Columbus City Council

Columbus City Council

Journal

April 20, 2009

REGULAR MEETING NO. 17 OF COLUMBUS CITY COUNCIL, APRIL 20, 2009 at 5:00 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

Present: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

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:

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

APPOINTMENT OF CITY TREASURER

A motion was made by Ginther, seconded by Miller, To move that Deborah Klie be appointed as City Treasurer effective Tuesday, April 21, 2009. The motion carried by the following vote:

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

C0010-2009

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY APRIL 15, 2009:

New Type: C1
To: Hudson St Pizza Inc
DBA Hudson St Pizza
686 E Hudson St
Columbus, Ohio 43211
Permit # 4044903

New Type: D5
To: Surly Girls Ltd
DBA Surly Girl Saloon
1126 N High St 1st & Bsmt
Columbus Ohio 43201
Permit # 8705582

Transfer Type: D5,D6
To: EL Condor Imports Ltd
Spankys Pub II
6115 3 E Livingston Av Bsmt & Patio
Columbus Ohio 43232
From: KJS Adventures LLC
6115 E Livingston Ave Bsmt & Patio
Columbus Ohio 43232
Permit # 24649190005

Transfer Type: C1,C2,D6
To: Smartways Inc
3663 Karl Rd
Columbus Ohio 43224
From: 3663 Karl Rd Inc
DBA Karl Rd Food Market
3663 Karl Rd
Columbus Ohio 43224
Permit # 8249617

New Type: D5
To: Cuisine of India Inc
8475 Sancus Blvd
Columbus Ohio 43240
Permit #1845243

New Type: D2
To: Chocolate Columbus LLC
DBA Chocolate Cafe
1855 Northwest Blvd
Columbus Ohio 43212
Permit #1458948

New Type:D1
To: Wine Shop Acquisition Inc
DBA Twisted Vine
1816 W 5th Av
Columbus Ohio 43212
Permit #9692004

New Type: D1
To: Curry & Kabab Inc
DBA Curry & Kabab
2412 N High St
Columbus Ohio 43202
Permit #1853420

Advertise: 04/18/2009
Return: 04/28/2009

Read and Filed

RESOLUTIONS OF EXPRESSION

TAVARES

0042X-2009 To Commemorate the 40th Anniversary of the Mid-Ohio Regional Planning Commission.

Sponsors: Charleta B. Tavares, Hearcel Craig, Andrew Ginther, A. Troy Miller, Eileen Y. Paley, Priscilla Tyson and Michael C. Mentel

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0043X-2009 To Recognize April 26 - May 2, 2009 as National Infant Immunization Week.

Sponsors: Charleta B. Tavares, Hearcel Craig, Andrew Ginther, Michael C. Mentel, A. Troy Miller, Eileen Y. Paley and Priscilla Tyson

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0044X-2009 In recognition of the Fourth Annual Prevention First Lobby Day.

Sponsors: Charleta B. Tavares, Eileen Y. Paley and Priscilla Tyson

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

Absent@vote: 1 - President Mentel

Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, Miller and Paley

TYSON

0036X-2009 To recognize the Columbus Association of Performing Arts (CAPA) on the occasion of its 40th anniversary.

Sponsors: Priscilla Tyson

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0045X-2009 To endorse Issue 1 and support the 2009 Metro Parks levy.

Sponsors: Priscilla Tyson, Hearcel Craig, A. Troy Miller, Eileen Y. Paley and Charleta B. Tavares

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

Absent@vote: 1 - Ginther

Affirmative: 6 - Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

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: 7 NEGATIVE: 0

FIRST READING OF 30-DAY LEGISLATION

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

0583-2009 FR To authorize the Director of the Department of Development to enter into an 8-year, 65% Job Creation Tax Credit agreement with Clear Saleing, Inc.

Read for the First Time

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

0470-2009 FR To authorize the Director of the Department of Technology to renew a contract with The Ohio State University/Ohio Supercomputer Center, for fiber network and broadband access and related services; and to authorize the expenditure of \$46,800.00 from the Department of Technology's Information Services Fund (\$46,800.00)

Read for the First Time

0504-2009 FR To authorize the Director of the Department of Technology to renew an existing contract, with Lawson Software, for annual maintenance and support services, associated with the Central Payroll and Human Resources Information Management System; to authorize the expenditure of \$124,468.49 from the Department of Technology's Information Services Fund. (\$124,468.49)

Read for the First Time

0519-2009 FR To authorize the Director of the Department of Technology to modify a contract with Decade Software Company LLC, for the Envision Windows software license and support services, on behalf of Columbus Public Health; to authorize the expenditure of \$78,300.00 from the Department of Technology's Information Services Fund. (\$78,300.00)

Read for the First Time

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

0488-2009 FR To authorize the Director of Public Utilities to execute planned contract modification #4 with Malcolm Pirnie, Inc., for Professional Program Management Services for the Division of Sewerage and Drainage's 2006-2010 Capital Improvements Program under the Wet Weather Management Plan; to authorize the transfer of \$0.99 and the expenditure of \$10,387,836.50 from within the Sanitary Sewer Revenue Bonds Fund; to authorize the transfer and appropriation of \$4,298,077.87 from the Sanitary Sewer Reserve Fund to the Voted Sanitary Sewer Bond Fund; to authorize the transfer of \$649,985.63 within the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$4,948,063.50 within the Voted Sanitary Sewer Bond Fund; to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$15,335,900.00).

Read for the First Time

0489-2009 FR To authorize the Director of Public Utilities to pay for subscription fees, for the right to use the IRTHNet Services with Irth Solutions Inc. for fiscal year 2008 for the for the Damage Prevention Section within the Division of

Sewerage and Drainage to authorize the expenditure of \$20,232.72 from the Sewerage System Operating Fund, \$18,046.65 from the Water Operating Fund; \$5,395.40 from the Storm Water Operating Fund, and \$2,837.23 from the Electricity Operating Fund. (\$46,512.00)

Read for the First Time

- 0491-2009** FR To authorize the Director of Public Utilities to pay subscription fees to subscribe with the Water Environment Research Foundation for Fiscal Year 2009 for use of the Utility Subscription Program for the Division of Sewerage and Drainage, and to authorize the expenditure of \$62,560.00 from the Sewerage System Operating Fund. (\$62,560.00)

Read for the First Time

- 0492-2009** FR To authorize the Director of Public Utilities to enter into a professional engineering services agreement with MS Consultants, Inc., for the Cherry St./Fourth St. Inflow Redirection Project; to authorize the transfer and expenditure of \$1,997,042.96 within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget for the Division of Sewerage and Drainage. (\$1,997,042.96)

Read for the First Time

- 0521-2009** FR To authorize the Director of Public Utilities to contract with General Temperature Control for Boiler Maintenance Services, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$120,260.00 from the Sewerage System Operating Fund. (\$120,260.00)

Read for the First Time

- 0535-2009** FR To authorize the Director of Public Utilities to enter into a service agreement with Madden Brothers Inc. for Yard Waste and Log Grinding Services for the Division of Sewerage and Drainage, to waive the provisions of competitive bids of the Columbus City Code, to authorize the expenditure of \$100,000.00 from the Sewerage System Operating Fund. (\$100,000.00)

Read for the First Time

- 0541-2009** FR To authorize the Director of Public Utilities to pay the State of Ohio Treasurer, Department of Natural Resources, for operation and maintenance services and water entitlement for the Alum Creek Reservoir, storage spaces #1 and #2, for the Division of Power and Water, to authorize the expenditure of \$1,190,440.02 from Water Systems Operating Fund. (\$1,190,440.02)

Read for the First Time

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

- 0451-2009** FR To authorize the Director of the Recreation & Parks Department to accept a grant and enter into an agreement with The Columbus Foundation to appropriate said funds to the Recreation & Parks Grant Fund. (\$75,000.00)

Read for the First Time

CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION

CRAIG

- 0046X-2009** CA To recognize Columbus Department of Public Service Assistant Director Mary Carran Webster for her years of service to the City of Columbus and its residents.

Sponsors: Hearcel Craig, Andrew Ginther, A. Troy Miller, Priscilla Tyson, Charleta B. Tavares, Eileen Y. Paley and Michael C. Mentel

This Matter was Adopted on the Consent Agenda.

MILLER

- 0039X-2009** CA To honor the Ingram family for their support of the Columbus community and to recognize the work of the American Red Cross of Greater Columbus.

Sponsors: A. Troy Miller

This Matter was Adopted on the Consent Agenda.

FINANCE: MENDEL, CHR. TAVARES CRAIG PALEY

- 0540-2009** CA To modify, increase and extend an existing contract with Abacus Corporation for temporary staffing services for imaging preparation and scanning for the Office of the City Auditor, Division of Income Tax; to authorize the expenditure of \$90,000; and to declare an emergency (\$90,000).

This Matter was Approved on the Consent Agenda.

SAFETY : GINTHER, CHR. PALEY CRAIG MENDEL

- 0339-2009** CA To authorize an appropriation of \$14,000.00 from the unappropriated monies in the Hazardous Material Incidents Reimbursement Fund for the Division of Fire, to provide funds for supplies, equipment, and maintenance services needed for hazardous material incidents, and to declare an emergency. (\$14,000.00)

This Matter was Approved on the Consent Agenda.

- 0397-2009** CA To authorize the Director of Finance and Management to enter into a contract with W L Bar, LLC for the purchase of Radiological Detection and Bomb Disposal Products, as well as training, for the Fire Division Bomb Squad in accordance with Sole Source Procurement Provisions, and to declare an emergency. (\$0.00)

This Matter was Approved on the Consent Agenda.

- 0423-2009** CA To authorize and direct the Finance and Management Director to issue a purchase order for medical supplies from an existing Universal Term Contract with Bound Tree Medical LLC , to authorize the expenditure of \$5,500.00 from the General Government Grant Fund, the appropriation and expenditure of \$5,232.94 from the Heartmobile Fund, and to declare an emergency. (\$10,732.94)

This Matter was Approved on the Consent Agenda.

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENDEL

- 0579-2009** CA To authorize the Director of the Department of Development to enter into a contract with the Columbus Partnership; to authorize the expenditure of \$25,000 from the General Fund; and to declare an emergency. (\$25,000)

This Matter was Approved on the Consent Agenda.

JUDICIARY & COURT ADMINISTRATION: PALEY, CHR. CRAIG TYSON MENTEL

- 0366-2009** CA To authorize and direct the Franklin County Municipal Court Clerk to modify and enter into the fourth year of a four year contract with Time Warner Cable for the provision of internet services and upgrade; to authorize an expenditure of \$20,890.00 from the Clerk's computer fund; and to declare an emergency. (\$20,890.00)

This Matter was Approved on the Consent Agenda.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- 0410-2009** 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, Edison Equipment, Graybar Electric Co., Inc., and Consolidated Electrical Distributors, Inc. for the Division of Power and Water; and to authorize the expenditure of \$259,498.50 from the Electricity Operating Fund. (\$259,498.50)

This Matter was Approved on the Consent Agenda.

- 0493-2009** CA To authorize the Director of Public Utilities to modify and increase the professional engineering services contract with ms consultants, inc. for the HCWP Lagoon Sludge Removal Project; to authorize the transfer of \$410,344.96 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and transfer of \$501,680.04 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$912,025.00 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water; and to declare an emergency. (\$912,025.00)

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

Abstained: 1 - President Mentel

Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, Miller and Paley

HEALTH, HOUSING & HUMAN SVC'S: TAVARES, CHR. TYSON MILLER MENTEL

- 0508-2009** CA To authorize the Board of Health to enter into a contract with Luminesce Consulting, LLC, for the provision of evaluation services for the Columbus Healthy Homes Project (CHHP); to authorize the expenditure of \$20,000 from the Health Department Grants Fund to pay the cost thereof; and to declare an emergency. (\$20,000)

This Matter was Approved on the Consent Agenda.

- 0539-2009** CA To authorize a supplemental appropriation from the unappropriated balance of the Health Department Grants Fund for a refund received for the Integrated Asthma Management Pilot Project, in the amount of \$115.00; and to declare an emergency. (\$115.00)

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

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

FINANCE: MENTEL, CHR. TAVARES CRAIG PALEY

0569-2009 To grant certain approvals for Capitol South Community Urban Redevelopment Corporation in connection with the Columbus Commons Project, and to declare an emergency.

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

Abstained: 1 - President Mentel

Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, Miller and Paley

0570-2009 To authorize the Director of Finance and Management to terminate certain agreements relating to the Columbus City Center Mall site, and to declare an emergency.

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

Abstained: 1 - President Mentel

Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, Miller and Paley

PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. MILLER TAVARES MENTEL

0438-2009 To authorize the Director of Public Service to enter into a guaranteed maximum cost reimbursement agreement pursuant to Section 186 of the Columbus City Charter with Lifestyle Communities, for public infrastructure improvements to be constructed in connection with the River South Phase I Part 2 project in the amount of \$605,415.14; to waive the formal competitive bidding requirements of the City Code with respect to said agreement and improvements contemplated therein; to amend the 2008 Capital Improvements Budget; to authorize the transfer of \$404,603.49 within the Streets and Highways G.O. Bonds Fund; and to authorize the expenditure of \$605,415.14 or so much thereof as may be needed from the Streets and Highways G.O. Bonds Fund for the Division of Design and Construction and the Electricity Permanent Improvement Fund for the Division of Power and Water for these improvements; and to declare an emergency. (\$605,415.14)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

0513-2009 To authorize the Director of Finance and Management to issue a purchase order for seven Ford Explorers for the Division of Fire from the State of Ohio Law Enforcement Support Office; to authorize and direct the Finance and Management Director to issue a purchase order to Parr Emergency Products in accordance with an universal term contract; to authorize the expenditure of \$221,921.00 from the General Fund; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$221,921.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0518-2009

To authorize the Finance and Management Director to modify a contract for the Office of Construction Management with URS Corporation - Ohio for professional services related to the construction of a new Police Division heliport; to authorize the expenditure of \$33,100.00 from the Safety Voted Bond Fund, and to declare an emergency. (\$33,100.00).

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0592-2009

To appropriate and authorize the City Auditor to transfer \$270,000 within the General Permanent Improvement Fund for the purchase of bullet proof vests for the Division of Fire; and to declare an emergency. (\$270,000.00)

Sponsors: Andrew Ginther and Michael C. Mentel

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

RECESSED: 6:30 P.M.

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

RECONVENED: 7:43 P.M.

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

0216X-2008

To resolve to approve the Big Darby Revenue Program.

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0561-2009

To authorize the Director of the Department of Development to enter into a Participation Agreement with Franklin County and Brown and Prairie Townships for the Big Darby Town Center Master Plan; to authorize the expenditure of up to \$50,000 from the Division of Sewerage and Drainage Fund; and to declare an emergency. (\$50,000)

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

Abstained: 1 - President Mentel

Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, Miller and Paley

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

0320-2008

To authorize the Director of Public Utilities to enter into contract with Franklin County to extend water and sewer service by the City of Columbus to certain areas within the Big Darby Accord Planning Area

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

Abstained: 1 - President Mentel

Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, Miller and Paley

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

Abstained: 1 - President Mentel

Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, Miller and Paley

0424-2009

To authorize the Director of Public Utilities to enter into a professional engineering services agreement with Brown & Caldwell Ohio, LLC, for the Town St./Fourth St. Inflow Redirection Project; to authorize the transfer and expenditure of \$1,762,305.17 within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$1,762,305.17)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0434-2009

To authorize the Director of Public Utilities to enter into a professional engineering services agreement with EMH&T, Inc., for the Mound Street east of Interstate 71 (e/o I-71) Sewer Separation Project; to authorize the transfer and expenditure of \$284,311.00 within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$284,311.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0564-2009

To authorize the Director of Public Utilities to enter into a reimbursement agreement with the Columbus Downtown Development Corporation (CDDC) in relation to the OSIS Stabilization and North Floodwall Repair; to authorize the transfer and appropriation of \$2,327,182.00 from the Sanitary Sewer Reserve Bond Fund to the Voted Sanitary Sewer Bond Fund; to authorize the expenditure of \$2,327,182.00 from the Voted Sanitary Sewer Bond Fund; to authorize an amendment to the 2008 Capital Improvements Budget; for the Division of Sewerage and Drainage; and to declare an emergency. (\$2,327,182.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

0429-2009

To authorize the Director of Finance and Management, on behalf of the Department of Technology to modify and extend an existing contract with Unisys Corporation for maintenance and support services; and to authorize the expenditure of \$23,742.00; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$23,742.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

HEALTH, HOUSING & HUMAN SERVICES: TAVARES, CHR. TYSON MILLER MENTEL

0548-2009

To authorize the Director of the Department of Development to enter into various contracts for the implementation of the Chores Program; to authorize the expenditure of \$100,000 from the Community Development Block Grant Fund; and to declare an emergency. (\$100,000.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0560-2009

To amend the 2009 Annual Consolidated Action Plan Budget and the Affordable Housing Opportunity Fund to allow for the expenditure of funds for the Emergency Repair Program; to authorize the Director of the Department of Development to increase the existing universal term contracts of various vendors in accordance with Columbus City Code to provide emergency home repairs to low and moderate-income households in Columbus; to authorize the transfer of \$200,000 within the Department of Development Community Development Block Grant Fund; to authorize the expenditure of \$200,000 from the Community Development Block Grant Fund; and to declare an emergency. (\$200,000)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

0445-2009 To authorize the appropriation, transfer and expenditure of \$77,300.00 within the Recreation and Parks Permanent Improvement Fund for park improvements, to authorize the Director of Recreation and Parks to enter into contract for the purchase of Crumb Rubber recycled materials, to waive the necessary competitive bidding requirements, to amend the 2008 CIB, and to declare an emergency. (\$77,300.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

0538-2009 To authorize and direct the Director of Recreation and Parks to enter into contract with Pavement Protectors dba M&D Blacktop Sealing for the Hayden Falls Boardwalk 2009 Project, to authorize the expenditure of \$64,140.00 from the Recreation and Parks Special Purpose Fund and \$15,000 from the Recreation and Parks Private Grant Fund; and to declare an emergency. (\$79,140.00)

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

ADJOURNMENT

ADJOURNED: 8:20 P.M.

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

Affirmative: 7 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel, Miller and Paley

(THERE WILL BE NO COUNCIL MEETING ON, MONDAY, APRIL 27, 2009. THE NEXT COUNCIL MEETING WILL BE ON MONDAY, MAY 4, 2009).

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: 0673-2009

Drafting Date: 04/29/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to modify contract EL009017 with Buckeye IV Home Builders LTD (Buckeye IV) by changing the contract start date from January 1, 2009 to January 1, 2008. The change will allow Buckeye IV to be reimbursed for expenses incurred through its housing acquisition and rehabilitation work.

Buckeye IV currently facilitates the production of affordable housing and the enhancement of home ownership opportunities in Columbus. Buckeye IV acquires and rehabilitates vacant houses to increase the supply of decent, safe, sanitary and affordable housing as well as to enhance neighborhood revitalization activities.

An emergency is requested so that reimbursements can be made expeditiously.

FISCAL IMPACT: No additional funds are needed for this modification.

Title

To authorize the Director of the Department of Development to modify a contract with Buckeye IV Home Builders LTD by changing the contract period; and to declare an emergency.

Body

WHEREAS, the Director of the Department of Development desires to modify contract EL009017 with Buckeye IV Home Builders LTD (Buckeye IV) by changing the contract start date from January 1, 2009 to January 1, 2008; and

WHEREAS, this modification will allow Buckeye IV to be reimbursed for expenses incurred through its housing acquisition and rehabilitation work, and

WHEREAS, Buckeye IV currently facilitates the production of affordable housing and the enhancement of home ownership opportunities in Columbus; and

WHEREAS, an emergency exists in the usual daily operation of the Housing Division in that it is immediately necessary to amend said contract with Buckeye IV so that reimbursements can be made expeditiously, all for the immediate preservation of the public health, property, safety and welfare; **NOW, THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized to modify contract EL009017 with Buckeye IV Home Builders LTD by changing the contract start date from January 1, 2009 to January 1, 2008.

Section 2. That this modification is made pursuant to Section 329.16 of the Columbus City Code.

Section 3. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared

to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Legislation Number: 0056X-2009

Drafting Date: 04/29/2009

Current Status: Passed

Version: 2

Matter Type: Resolution

Explanation

In March, 2008, the City appointed 15 business leaders, economic experts and community leaders to an Economic Advisory Committee. The Committee's charge was to determine if there was a structural imbalance in the city's general operating fund. A structural imbalance exists when long term average growth in the city's revenues is not able to support the long-term average growth in expenditures needed to sustain an acceptable level of government services. The Committee concluded that a structural imbalance did indeed exist, and has resulted in a cumulative shortage of \$80 million to \$120 million in the general operating fund.

The Committee compiled a wide variety of options for City leaders to consider in resolving the structural imbalance. The Committee recommended that a combination of cost reductions and revenue enhancements should be pursued, and concluded that an increase in the City income tax rate was a necessary component in eliminating the structural imbalance.

In response to the Advisory Committee's recommendations, the City has developed a three-prong plan to include: reforming city government operations; creating jobs; and boosting city revenue. Part one of that strategy includes a 10-year comprehensive plan of government reforms and efficiencies expected to save between \$100 million and \$150 million over the next 10 years and includes implementing new approaches to employee benefits, public safety reforms and strategic partnerships. Part two of the plan focuses on economic development and job creation activities in order to bring new jobs into Columbus and retain jobs that are already here. The third prong is the implementation of an income tax increase.

This resolution provides for the submission to the electors of the City of Columbus at a special election to be held on August 4, 2009, an ordinance to increase the city income tax from a rate of two percent to a rate of two and one-half percent effective October 1, 2009.

Title

To provide for the submission to the electors of the City of Columbus at a special election to be held on August 4, 2009, an ordinance to increase the city income tax from a rate of two percent (2.0%) to a rate of two and one-half percent (2.5%) effective October 1, 2009, to amend sections 361.19, 361.21, and 361.24, Columbus City Codes, 1959, and to declare an emergency.

Body

WHEREAS, in March of 2008, the City appointed 15 business leaders, economic experts and community leaders to an Economic Advisory Committee, whose charge was to determine if there was a structural imbalance in the city's general operating fund; and

WHEREAS, a structural imbalance exists when long term average growth in the city's revenues is not able to support the long-term average growth in expenditures needed to sustain an acceptable level of government services; and

WHEREAS, the Economic Advisory Committee concluded that a structural imbalance exists, and has resulted in a cumulative shortage of \$80 million to \$120 million in the general operating fund; and

WHEREAS, the Economic Advisory Committee recommended that a combination of cost reductions and revenue enhancements should be pursued to address the structural imbalance, including an increase in the City income tax rate as a necessary component; and

WHEREAS, in response to the Economic Advisory Committee's recommendations, the City has developed a three-prong plan to include: reforming city government operations; creating jobs; and boosting city revenue; and

WHEREAS, it has been determined that an income tax increase of one half of one percent is necessary to sustain an acceptable level of city services; and

WHEREAS, Section 36 of the Charter (the "Charter") of the City of Columbus, Ohio (the "City") provides that "The power of Council to levy an income tax shall be limited to a tax of not to exceed one per centum (1%) per annum" so that the Council of the City of Columbus, Ohio (the "City Council") has no authority to increase the municipal income tax beyond the limit set forth in Section 36 of the Charter but must submit any such proposal to a vote of the electorate; and

WHEREAS, Ohio Revised Code Section 718.01 provides that "No municipal corporation shall levy a tax on income at a rate in excess of one per cent without having obtained the approval of the excess by a majority of the electors of the municipality voting on the question at a general, primary, or special election"; and

WHEREAS, there exists a need for revenue for the purposes of general municipal operations, maintenance, new equipment, and capital improvements of the City; and

WHEREAS, an emergency exists in the usual daily operation of the City Council in that Ohio Revised Code Section 718.01 requires that any ordinance to increase the income tax must be transmitted to the Board of Elections of Franklin County, Ohio (the "Board of Elections") at least seventy-five (75) days in advance of election day in order to be submitted to a vote of the electors at said election, thereby preserving the public peace, property, health, safety, and welfare;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS, OHIO:

Section 1. That pursuant to Section 36 of the Charter and Ohio Revised Code Chapter 718, there be and hereby is submitted to the electors of the City for their approval or rejection at a Special Election to be held on August 4, 2009, a proposed ordinance to provide for an increase in the City income tax from a rate of two percent (2.0%) to a rate of two and one-half percent (2.5%) effective October 1, 2009, to amend Sections 361.19, 361.21, and 361.24, Columbus City Codes, 1959, and to declare an emergency, such proposed ordinance reading as follows:

TO INCREASE THE CITY INCOME TAX FROM A RATE OF TWO PERCENT (2.0%) TO A RATE OF TWO AND ONE-HALF PERCENT (2.5%) EFFECTIVE OCTOBER 1, 2009, TO AMEND SECTIONS 361.19, 361.21, AND 361.24, COLUMBUS CITY CODES, 1959, AND TO DECLARE AN EMERGENCY.

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

Section 1. That there be and hereby is levied a tax on income, effective October 1, 2009, equal to two and one-half percent (2.5%) per annum.

Section 2. That effective October 1, 2009, Section 361.19, Columbus City Codes, 1959, be and hereby is amended to read as follows:

Section 361.19 Imposition of Tax

To provide for the purposes of general municipal operations, maintenance, new equipment, and capital improvements of the city, there is hereby levied a tax at the rate of ~~two (2) percent~~ two and one-half percent (2.5%) per annum upon the following:

(a) On all salaries, wages, commissions, and other compensation earned by residents of the city.

(b) On all salaries, wages, commissions, and other compensation earned by nonresidents of the city for work done or services performed or rendered in the city.

(c) Net profits:

(1) On the net profits earned of all unincorporated businesses, professions, or other activities conducted by residents of the city.

(2) On the net profits earned of all unincorporated businesses, professions, or other activities conducted in the city by nonresidents.

(3) For the purposes of paragraphs (c)(1) and (c)(2) of this section, an association shall be taxed as an entity, on the net profits of the association derived from work done or services performed or rendered and business or other activities conducted in the city, whether or not such association has its principal or any place of business located in the city, effective for all accounting periods commencing on or after January 1, 1991.

(4) For the purposes of paragraph (c)(1) of this section, a resident of the city who is a member of an association is taxed individually on that resident's entire share, whether distributed or not, of the annual net profits of the association which are not subject to entity filing under paragraph (c)(3) of this section, effective for all accounting periods commencing on or after January 1, 1991.

(d) On the net profits of all corporations, estates, and trusts, derived from work done or service performed or rendered and business or other activities conducted in the city, whether or not such corporations, estates, and trusts have their principal or any place of business located in the city.

(e) On a resident's entire share, whether distributed or not, of the net profits of a Subchapter S corporation as defined in Section 1361 of the Internal Revenue Code. If a resident is a shareholder in two or more Subchapter S corporations to be included in the same return, the resident's share of the net loss of one Subchapter S corporation (except any portion of a loss separately reportable for municipal tax purposes to another taxing entity) may be used to offset the resident's share of the profits of another Subchapter S corporation for purposes of arriving at overall net profits derived from Subchapter S corporations. Credit on the tax imposed by this paragraph shall be given for tax paid on the resident's share of the net profits of a Subchapter S corporation under Sections 361.19(d) and 361.33 of this chapter. The tax imposed under this paragraph is effective for all accounting periods commencing on or after January 1, 2001.

The tax upon all of the income specified in paragraphs (a), (b), (c), (d) and (e) hereof shall remain in effect for the purpose of filing returns and collection of the tax at the rate of one (1) percent with regard to all income earned prior to January 1, 1971; at the rate of one and one-half (1.5) percent with regard to all income earned after January 1, 1971, and prior to January 1, 1983; and at the rate of two (2) percent with regard to all income earned after January 1, 1983 and prior to October 1, 2009; and at the rate of two and one-half percent (2.5%) with regard to all income earned on or after October 1, 2009.

Section 3. That existing Section 361.19, Columbus City Codes, 1959, be and hereby is repealed effective October 1, 2009.

Section 4. That effective October 1, 2009, Section 361.21, Columbus City Codes, 1959, be and hereby is amended to read as follows:

Section 361.21 Levy of Tax

The income tax at the rate of one and one-half (1.5) percent shall be levied, collected and paid with respect to the salaries, wages, commissions and other compensation earned on or before December 31, 1982 and with respect to the net profits of businesses, professions or other activities earned on or before December 31, 1982. The income tax at the rate of two (2.0) percent shall be levied, collected and paid with respect to the salaries, wages, commissions and other compensation earned on and after January 1, 1983, and with respect to the net profits of businesses, professions or other activities earned on and after January 1, 1983. **The income tax at the rate of two and one-half percent (2.5%) shall be levied, collected and paid with respect to the salaries, wages and commissions and other compensation earned on or after October 1, 2009 and with respect to the net profits of businesses, professions or other activities earned on or after October 1, 2009.** Where the fiscal year of the business, profession or other activity differs from the calendar year, the tax at the rate of

~~one and one-half (1.5) percent shall be applied to that part of the net profits for the~~ **two (2.0) percent shall be applied to that** portion of the fiscal year occurring ~~before January 1, 1983. The tax at the rate of two (2.0)~~ **on or before September 30, 2009, and the tax at the rate of two and one-half (2.5)** percent shall be applied to that portion of the fiscal year occurring on and after ~~January 1, 1983~~ **October 1, 2009**.

Where the fiscal year of a business, profession or other activity is other than a calendar year, in computing the tax, the profits of such taxpayer shall be determined by dividing the annual profits by twelve (12) and multiplying the quotient by the number of months of the fiscal year ~~between January 1, 1971, through December 31, 1982,~~ **occurring on or before September 30, 2009,** and multiplying the quotient by the number of months of the fiscal year ~~between January 1, 1983,~~ **and thereafter occurring on and after October 1, 2009** and applying the appropriate tax rate to each **period**.

~~The income tax at the rate of two percent (2.0%) shall be levied, collected and paid with respect to the salaries, wages and commissions and other compensation earned on or before September 30, 2009, and with respect to the net profits of businesses, professions or other activities earned on or before September 30, 2009. The income tax at the rate of two and one-half percent (2.5%) shall be levied, collected and paid with respect to the salaries, wages and commissions and other compensation earned on or after October 1, 2009 and with respect to the net profits of businesses, professions or other activities earned on or after October 1, 2009.~~

Section 5. That existing Section 361.21, Columbus City Codes, 1959, be and hereby is repealed effective October 1, 2009.

Section 6. That effective October 1, 2009, Section 361.24, Columbus City Codes, 1959, be and hereby is amended to read as follows:

Section 361.24 Collection at Source

(a) Each employer within or doing business within the city, shall deduct at the time of payment of such salaries, wages, commissions or other compensation as defined in Section 361.16 the tax of two (2) percent of the gross salaries, wages, commissions or other compensation **earned by said employee on or before September 30, 2009 and the tax of two and one-half percent (2.5%) of the gross salaries, wages, commissions or other compensation earned by said employee on or after October 1, 2009,** and due by the said employer to said employee and shall, on or before the last day of the month following the close of each calendar quarter, make a return showing the amount of taxes so deducted and a record of payments showing that all taxes deducted during the quarter have been paid to the city in accordance with the payment schedule prescribed by subsection (c) of this section. Such employer shall be liable for the payment of the tax required to be deducted and withheld, whether or not such taxes have in fact been withheld. Every employer or officer of a corporation is deemed to be a trustee for this municipality in collecting and holding the tax required under this chapter to be withheld and the funds so collected by such withholding are deemed to be trust funds.

b) In the case of employees who are nonresident professional athletes, the deduction and withholding of personal service compensation shall attach to the entire amount of wages, salaries and other compensation received for games that occur in the taxing community. In the case of a nonresident athlete not paid specifically for the game played in a taxing community, the following apportionment formula must be used: The wages, salaries and other compensation earned and subject to tax is the total income earned during the taxable year, including incentive payments, signing bonuses, reporting bonuses, incentive bonuses, roster bonuses and other extras, multiplied by a fraction, the numerator of which is the number of exhibition, regular season, and postseason games the athlete played (or was available to play for his team, as for example, with substitutes), or was excused from playing because of injury or illness, in the taxing community during the taxable year, and the denominator of which is the total number of exhibition, regular season, and post season games which the athlete was obligated to play under contract or otherwise during the taxable year, including games in which the athlete was excused from playing because of injury or illness. Exhibition games are only those games played before a paying audience, and played against another professional team from the same professional league. In the case of nonresident salaried athletic team employees who are not professional athletes, deduction and withholding shall attach to wages, salaries and other compensation earned for personal services performed in the city.

(c) Employers shall pay to the city all income taxes withheld or required to be deducted and withheld on either a

semimonthly, monthly or quarterly basis depending on the amount of taxes involved according to the following payment schedule:

(1) Semimonthly payments of the taxes deducted are to be made by an employer if (1) the total taxes deducted in the prior calendar year were twelve thousand dollars (\$12,000.00) or more, or (2) the amount of taxes deducted for any month in the preceding quarter exceeded one thousand dollars (\$1,000.00). Such payment shall be paid to the city within five (5) banking days after the fifteenth and the last day of each month.

(2) Monthly payments of taxes withheld shall be made by an employer if the taxes withheld in the prior calendar year were less than twelve thousand dollars (\$12,000.00) but more than two thousand three hundred ninety-nine dollars (\$2,399.00) or if taxes withheld during any month for the preceding quarter exceeded two hundred dollars (\$200.00). Commencing with taxable years subsequent to December 31, 1998 monthly payments of taxes withheld shall be made by an employer if the taxes withheld in the prior calendar year were less than twelve thousand dollars (\$12,000.00) but more than three thousand five hundred ninety-nine dollars (\$3,599.00) or if taxes withheld during any month for the preceding quarter exceeded three hundred dollars (\$300.00). Such payments shall be paid to the city within fifteen (15) days after the close of each calendar month. However, those taxes accumulated for the third month of a calendar quarter by employers making monthly payments pursuant to this paragraph need not be paid until the last day of the month following such quarter.

(3) All employers not required to make semimonthly or monthly payments of taxes withheld under (1) and (2) of this subsection shall make quarterly payments no later than the last day of the month following the end of each quarter.

(d) Each employer who maintains a place of business in the city and another branch within the metropolitan area of the city, must also withhold the tax from employees residing in the city but working at the employer's metropolitan area branch even though the payroll records and place of payment are outside the city.

(e) The employer shall make and file a return on a form furnished by the city auditor, showing the amount of tax deducted by said employer from the salaries, wages, commissions or other compensation of any employee and paid by the employer to the city treasurer. Such employer's return shall be accepted as the return required of an employee whose sole income subject to the tax under Chapter 361 is the salaries, wages, commissions and other compensation returned by said employer.

(f) Each employer, on or before the thirty-first day of January, unless written request for thirty (30) days extension is made to and granted by the city auditor, following any calendar year in which such deductions have been made, or should have been made by an employer, shall file with the city auditor an information return (Columbus withholding statement of wages paid, and Columbus income tax withheld), for each employee from whom income tax has been or should have been withheld showing the name and address of the employee, the total amount of salaries, wages, commissions and other compensation paid said employee during the year and the amount of city income tax withheld from each employee.

(g) Where a resident of the city performs service for his employer in another municipality, which services are subject to withholding in the other municipality, the employer shall have the authority to reduce the withholding to the city to the extent of the tax liability in the other municipality.

(h) The officer or the employee having control or supervision of or charged with the responsibility of filing the report and making payment, is personally liable for failure to file the report or pay the tax due as required by this section. The dissolution of a corporation does not discharge an officer's or employee's liability for a prior failure of the corporation to file returns or pay tax due.

Section 7. That existing Section 361.24, Columbus City Codes, 1959, be and hereby is repealed effective October 1, 2009.

Section 8. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

Section 9. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety, said emergency being the need to identify and collect future revenue for the purposes of general municipal operations, maintenance, new equipment, and capital improvements of the City, and, except as otherwise provided herein, shall be in force and effect immediately upon its passage and approval by the Mayor.

Section 2. That the Clerk of this Council shall forthwith certify a copy of this Resolution and the proposed ordinance as set forth in Section 1 of this Resolution to the Board of Elections.

Section 3. That the Board of Elections be and it is hereby requested to provide a ballot in accordance with Ohio Revised Code Section 718.01 to submit to the electors of the City the proposed ordinance as set forth in Section 1 of this Resolution, at the Special Election to be held on August 4, 2009; said Board of Elections to provide the following statement of the issue to be submitted to the electors as follows:

"Shall the Ordinance providing for a two and one-half per cent (2.5%) levy on income earned on and after October 1, 2009 for the purposes of general municipal operations, maintenance, new equipment, and capital improvements of the City, be passed?"

FOR THE INCOME TAX
AGAINST THE INCOME TAX "

Section 4. That the proper authorities be and hereby are authorized and directed to call and provide for an election on Tuesday, August 4, 2009, in accordance with and as provided by law, at which election the proposed ordinance set forth in Section 1 of this Resolution shall be submitted to the electors of the City.

Section 5. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Ohio Revised Code Section 121.22.

Section 6. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety, said emergency being the necessity of complying with the statutory filing deadline to place the aforementioned income tax levy on the ballot for the Special Election to be held August 4, 2009, and, except as otherwise provided herein, shall be in force and effect immediately upon its passage and approval by the Mayor.

Legislation Number: 0061X-2009

Drafting Date: 05/06/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To recognize and honor the Komen Columbus Race for the Cure and the Susan G. Komen for the Cure for their tireless efforts to raise the funding needed for research in order to end breast cancer once and for all.

Body

WHEREAS, the Columbus Affiliate of Susan G. Komen for the Cure successfully raised nearly \$2 million in 2008; and **WHEREAS**, the Komen Columbus Race for the Cure is now in its seventeenth year and has grown from 875 participants to more than 40,000 walkers and runners, making it the largest 5K road race in Ohio and one of the top 10 largest Komen Races in the United States.

WHEREAS, The Komen Columbus Race for the Cure will take place on Saturday, May 16, 2009 at 8:30 a.m.; and **WHEREAS**, the money raised will be used in the education, screening, treatment and research of breast cancer. We encourage everyone to *Think Pink* this month and, for those who can, to participate in the effort to stop this disease from being the leading cause of death for women from ages 40 to 59; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS: That this Council wishes to pay homage

to the determined and courageous breast cancer survivors, and those that have left us too soon, for their valiant fight against this invasive disease. We also want to give a special thanks to the family and friends who stood fast by their sides.

Legislation Number: 0062X-2009

Drafting Date: 05/07/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To recognize the efforts of Dr. William J. Hicks and The Ohio State University Comprehensive Cancer Center - Arthur G. James Cancer Hospital and Richard J. Solove Research Institute in their development of the Diversity Enhancement Program aimed at increasing general cancer awareness among African-Americans and other underserved minorities.

Body

WHEREAS, Compared with the U.S. population as a whole, African Americans and other underserved minorities have higher incidence and mortality rates for many common cancers because of barriers to healthy lifestyles, early detection services and quality of medical care; and

WHEREAS, The National Academy of Science's (NAS) Institute of Medicine concluded that racial and ethnic minorities tend to receive lower-quality health care than non-minorities, even when access-related factors such as health insurance and economic status are controlled due to patient stereotyping, misallocation of resources, culturally related communication barriers, provider biases and uncertainty regarding appropriate treatment; and

WHEREAS, In response to these inequities and to the need for greater minority participation in clinical trials and other research activities, The Ohio State University Comprehensive Cancer Center - Arthur G. James Cancer Hospital and Richard J. Solove Research Institute embarked on developing the Diversity Enhancement Program in January 2002 designed to increase minority participation in clinical research in order to improve the quality of cancer care and possibly improving cancer outcomes, as well as increase general cancer awareness in the community; and

WHEREAS, The overall goal of The James Cancer Hospital's Diversity Enhancement Program is to decrease the disparity of cancer incidence and mortality experienced by the minority community, which coincides with the goals of the NIH Healthy People 2010 initiative and the U.S. Department of Health and Human Services initiative to eliminate racial and ethnic health disparities.; and

WHEREAS, Through the Diversity Enhancement Program, "It's All About Health," a radio show on JOY 106.3 FM hosted by William J. Hicks, MD, can be heard the first and third Saturday of each month from 9-10 am, and was created to help African-Americans and other minority and underserved communities take control of their lives and understand that everyday decisions, such as eating right and obtaining regular cancer screening tests, can make a big impact on long-term health and well-being; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS: That we recognize Dr. William J. Hicks, MD, a medical oncologist and Co-Director of the Diversity Enhancement Program at Ohio State's James Cancer Hospital and Solove Research Institute, and support his goal of ending the unequal burden of cancer in minority populations.

Legislation Number: 0063X-2009

Drafting Date: 05/11/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To congratulate the Northland Vikings Boys Basketball team on winning their first ever State Championship in Division I high school basketball.

Body

WHEREAS, the Northland Vikings have been the reigning title holder for the past three consecutive years as the City-North Champions, winning all but two games in the past two seasons; and

WHEREAS, the Northland Vikings began their quest for the Division I State Championship with an incredible run of 27-1 in the regular season, making them the top ranked team in the state; and

WHEREAS, on March 28, 2009, the Northland Vikings took on the Cincinnati Princeton Titans in the 2009 Division I State Championship game and through their exciting victory over the Titans, with a final score of 60-58, the Northland Vikings became the first City League team to win a state championship since 2002; and

WHEREAS, under the guidance and leadership of Coach Satch Sullinger, a 27 year veteran of coaching high school and college basketball, the Northland Vikings have proven be gifted, talented and highly conditions athletes and have gained the respect of fans and opponents alike for their motivated play, rigorous training and dedication to both their sport and their studies; and

WHEREAS, through their sport, the members of the Northland Vikings Championship basketball team have learned lessons of courage, discipline, integrity, perseverance and hard work that will greatly benefit to them throughout their lives; now, therefore

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

That this Council hereby congratulates the Northland Vikings Boys Basketball Team on winning the 2009 State Championship in Division I High School Basketball.

Legislation Number: 0205-2009

Drafting Date: 02/05/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Rezoning Application # Z08-025

APPLICANT: Giannopoulos Properties, Ltd. c/o Michael Paplow, Feinkopf Macioce Schappa Architects; 995 W. Third Avenue; Columbus, Ohio 43212

PROPOSED USE: Parking for two years followed by mixed use development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (5-0) on November 13, 2008.

VICTORIAN VILLAGE COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. Staff recommends approval because the proposed mixed use building is consistent with the zoning and uses in the area. The variances are to allow one parking space per dwelling and for zero foot setbacks. Staff supports parking on the site which will be limited to two years in order to provide time to develop the mixed use building. The site will be redeveloped with a mix of residential office or institutional uses within two years, and if this condition is not met, the parking lot as a primary use would no longer be allowed.

Title

To rezone **22-28 WEST POPLAR AVENUE (43205)**, being 0.19± acres located at the southeast corner of Park Street and West Poplar Avenue, **From:** AR-2, Apartment Residential District, **To:** CPD, Commercial Planned Development District (Rezoning # Z08-025).

Body

WHEREAS, application #Z08-025 is on file with the Building Services Division of the Department of Development requesting rezoning of 0.19± acres from AR-2, Apartment Residential Districts to the CPD, Commercial Planned Development District; and

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

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

WHEREAS, the City Departments recommend approval of said zoning change because the proposed mixed use building is consistent with the zoning and uses in the area. The variances are to allow one parking space per dwelling and for zero foot setbacks. Staff supports parking on the site which will be limited to two years in order to provide time to develop the mixed use building. The site will be redeveloped with a mix of residential office or institutional uses within two years, and if this condition is not met, the parking lot as a primary use would no longer be allowed.

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:

22-28 WEST POPLAR AVENUE (43205), being 0.19± acres located at the southeast corner of Park Street and West Poplar Avenue, and being more particularly described as follows:

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

Beginning at the intersection of the south line of Poplar Avenue (50' R/W) and the east line of Park Street (75'R/W), said point also being the northwest corner of the Joseph and Helen Skilken Foundation property, as described in Deed Book 3711, Page 897, Recorder's Office, Franklin County, Ohio;

Thence eastward along the north line of the Skilken property, the south line of Poplar Avenue, North 81°57'44" East, a distance of 139.00 feet to an iron pin found, said iron pin being the Point of Beginning of the herein described parcel;

Thence continuing along the south line of Poplar Avenue, North 81°57'44" East, a distance of 143.50 feet to a p.k. nail set;

Thence South 07°02'49" East, a distance of 30.00 feet to an iron pin set in the north right-of-way of I-670;

Thence along said north right-of-way, South 61°08'38" West, a distance of 151.35 feet to an iron pin set at the intersection of the north right-of-way of I-670 and the east line of said Skilken property

Thence along the east line of said Skilken property, North 09°04'31" West, a distance of 83.80 feet to the Point of Beginning, and containing 8,166.92 square feet or .1875 acre, more or less.

To Rezone From: AR-2, Apartment Residential District,

To: CPD, Commercial Planned Development District.

SECTION 2. That a Height District of sixty (60) feet is hereby established on the CPD, Commercial Planned Development District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes; said plans being titled, "**22-28 WEST POPLAR ST COLUMBUS OH 43125 SITE PLAN TEMPORARY PARKING S-0**" AND "**22-28 WEST POPLAR ST COLUMBUS OH 43125 SITE PLAN NEW BUILDING S-1**," both signed by Michael Paplow, Architect for the Applicant, dated December 2, 2008 and text titled, "**COMMERCIAL PLANNED DEVELOPMENT TEXT**," both signed by Michael Paplow, Architect for the Applicant, dated September 10, 2008, and the text reading as follows:

COMMERCIAL PLANNED DEVELOPMENT TEXT

PROPOSED DISTRICT: Commercial Planned Development District

PROPERTY ADDRESSES: 22 W Poplar Ave, 28 W Poplar Ave,
Columbus, Ohio 43205

OWNERS: Giannopoulos Properties, Ltd.

APPLICANT: Giannopoulos Properties, Ltd.

DATE OF TEXT: September 10, 2008

APPLICATION NUMBER:

I. **INTRODUCTION:** The property consists of two tax parcels which, together, contain a total of approximately .19 acres (the "Subject Property"). The Subject Property is located in mid-block on the south side of West Poplar Ave between High Street to the east and Park Street to the west, and is bordered on the south by I-670. The plans entitled "22-28 WEST POPLAR ST COLUMBUS OH 43125 SITE PLAN TEMPORARY PARKING S-0" AND "22-28 WEST POPLAR ST COLUMBUS OH 43125 SITE PLAN NEW BUILDING S-1", sealed and dated December 2, 2008 by Feinknopf, Macioce, Schappa Architects, are incorporated into this zoning for the purposes of schematically showing the Subject Property, the parking and building setbacks and the height district.

Both portions of the Subject Property front W Poplar Ave. and are zoned AR-2 Apartment Residential District. The Subject Property is improved with a temporary parking lot serving as off-site parking for use by the adjacent High Street businesses, primarily restaurants, through the use of contract Valet Parking services.

This rezoning is to permit the use of the Subject Property as a temporary ancillary parking lot for a period of only two years, after which time it will be developed according to the limitations defined in this rezoning request. The two year temporary use as parking is concise and definitive and will not be extended. It is necessary to allow for the planning and financing of the planned development of the property as mixed use development appropriate to the neighborhood; construction of which will begin at the end of the two year temporary use. The two year use as temporary parking is also seen as beneficial to the recently redeveloped adjacent Yukon Building and I-670 Cap businesses.

The proposed development of the site after two years will be as ground floor restaurant or commercial, with two floors of dwellings above. The development will provide a suitably scaled street front on Poplar with residential balconies and windows on the second and third floors and commercial activity on the street to provide both a screen to the noise and activity of I-670 and a pleasant link between the Short North commercial district and Goodale Park; similar in feel to Russell Street to the south. This is seen as being an appropriate, definitive and positive northern boundary between

Victorian Village and I-670, creating an urban link between the park and High Street that is in keeping with the look and feel of this part of the city.

II. **PERMITTED USES:**

A. (1) All uses permitted by Columbus City Codes Section 3351.03, including as stated therein all office uses permitted under Section 3353.03, and all other uses listed in the Columbus City Codes as being permitted in the C-1 zoning district, except that there shall be no area limits as defined in 3351.03 (B) for Book, Newspaper and Magazine Stores, Butcher Shops, Fish, Meat, and Seafood Markets, or Cafes, Delicatessens and Restaurants; and no facilities providing drive-thru windows; parking and loading shall be permitted on the ground floor or as can be accommodated on the lot, and (2) until the date which is two (2) years after the date on which the ordinance enacting this zoning becomes effective, all uses permitted by Columbus City Codes Sections 3371.01, 3373.01 and all other uses listed in the Columbus City Codes as being permitted in the P-1 or P-2 zoning district, as parking for pay or by valet.

III. **DEVELOPMENT STANDARDS:**

A Development Standards.

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

- a Except as otherwise provided below in this paragraph, the height district shall be a sixty (60) foot height district, subject to the limitations that the maximum height for flat roof buildings shall be forty-five (45) feet, and the maximum height for pitched roof buildings shall be fifty-five (55) feet. The height of each part of the building may be increased above the applicable limit set forth in the preceding sentence by the distance in feet from that part to the building setback closest to that part.
- b The building, parking and maneuvering setbacks shall be a minimum of zero (0) feet along all Rights-of-Way and Streets.
- c The building setback from side or rear lot lines shall be zero (0) feet.
- d Lot coverage permitted shall be up to 100%.

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

- a Access to the temporary lot and future development shall be directly from West Poplar Ave.
- b No parking shall be provided for non-residential uses. Parking shall be provided for future residential development at the minimum amount of one space per dwelling unit; and shall provide vision clearance triangles of at least 5 by 5 feet at all driveways, as measured from the intersection of the edge of the driveway and right-of-way line. Any parking spaces provided shall be for use only by dwelling units provided in the future development.

3 Buffering, Landscaping, Open Space and/or Screening commitments.

- a For temporary development of the Subject Property as a parking lot, no setback, screening or buffering shall be required.
- b No internal parking lot landscaping or tree planting will be required.

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

- a The existing parking lot may be maintained as developed on the date on which the ordinance enacting this zoning becomes effective until a date two years from that date; provided however, the surface of the existing parking lots shall be improved with treatments to make the existing surface dustless, and that such treatment shall be re-applied as necessary during the two-year period to maintain the dustless condition of the surface. One parking block shall be provided for each parking space provided.
 - b Any mechanical equipment or other utility equipment on the roof of a building shall be screened to the height of the equipment. The design, colors and materials used in screening shall be architecturally compatible with the rooftop and the aesthetic character of the building.
 - c Ground-mounted mechanical equipment shall be screened by landscaping, a wall or fencing to the height of the equipment. Whenever live plants are installed, alone or in combination with other materials, the plants shall be selected to achieve the height equal to the height of the equipment, and a density not less than 75% opacity within three (3) years of installation.
- 5 Dumpsters, Lighting, Outdoor display areas and/or other environmental commitments.
- a All lighting shall be cut-off type fixtures (downlighting), except that pedestrian and accent lighting and lighting for signs are not required to be cut-off.
 - b Light poles shall be no higher than sixteen (16) feet.
- 6 Graphics and Signage commitments.
- a All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code and any variance to those requirements will be submitted to the Columbus Graphics Commission for consideration.
- 7 Miscellaneous commitments. N/A.

IV. **CPD REQUIREMENTS:**

- A Natural environment: The Subject Property is flat and contains no wetlands or streams. There is no existing vegetation. It is a dense urban hardscape environment.
- B Existing land uses: The Subject Property is currently developed with a gravel parking lot.
- C Transportation and circulation facilities: The Subject Property is located at the abutment wall for I-670 West, the elevation of which is several feet below this property. West Poplar Ave runs east and west from North High Street to Park Street, and dead-ends at each. Its total length is one block between these two streets. There are Stop Signs at each end of the street; cross traffic at High and Park streets does not stop at these intersections. There are parking meters at varying intervals on both sides of the street.
 - 1 I-670 has recently been redeveloped, and is seen as being stable for the foreseeable future due to the extensive bridging required for the crossing of High and Park streets, and the development of the Cap over I-670 on High Street immediately adjacent to the Subject Property.
- D Visual form of the environment: As previously discussed, the Subject Property is developed with surface parking; there are no structures or buildings. The property to the east is comprised of the blank back wall of the High Street Cap over I-670; it has a small fenced electrical and refuse service yard at the sidewalk line adjacent to the Subject Property. To the south is the I-670 corridor, with the Greek Orthodox Church dome and North Market beyond; to the east an existing apartment house with surface parking located adjacent to the Subject property. Across Poplar Ave is a mix of new 4 story residential and renovated 3 story residential/ground floor commercial development. Goodale Park

is across Park Street where Poplar Ave dead-ends into it.

- E View and visibility: Visibility at intersections is good for the urban environment in which the Subject Property is located and is compatible with the speed limits on the various streets in and surrounding the Subject Property.
- F Proposed development: The temporary parking facility will be replaced with low rise facilities related to the eclectic pedestrian scale and service-industry facilities already in the district; most likely ground floor restaurant or commercial with two or three floors of dwelling units above; no dwelling units or residential development shall be developed on the ground floor other than entry lobby, fire stair exits, etc. Parking shall provided for dwelling units only and in the rear or interior of the property, at the amount of one parking space per dwelling unit. Because the Subject Property is in a fully-developed urban location, public infrastructure improvements are in place. As discussed, the area around the Subject Property contains a mix of commercial and residential uses. As such, the uses currently on and proposed for the Subject Property are compatible with the mixed-use components of the area, and will be compatible with the surrounding existing development and Victorian Village. This development will complete the street wall between Park and High Streets at an appropriate contextual scale and manner, and seek to provide a good and appropriate neighborhood-scale connection between High Street commercial and Goodale Park.
- G Behavior patterns: The principal temporary use of the Subject Property is to provide parking facilities for the patrons of businesses on High Street, primarily restaurants including those on the Cap, through valet services only. As previously discussed, the long term development of the property seeks to be compatible with the unique nature of the site, providing a pedestrian-friendly street level façade with commercial or service activity related to that of High Street, upper floor residential, a scale appropriate to the neighborhood, and a link between High Street and Goodale Park.

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

Legislation Number: 0367-2009

Drafting Date: 03/03/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background:

This ordinance authorizes the Franklin County Municipal Court Clerk to enter into a contract with Oracle USA, Inc. for the renewal of software maintenance and support for the period of May 31, 2009 through May 30, 2010 to be paid on a quarterly basis.

Ordinance 0806-2002 passed by Council on May 20, 2002, established a contract between Oracle USA, Inc. and the Franklin County Municipal Court for the restructuring of the Oracle licensing and maintenance and support for CourtView 2000, the Municipal Court case management system, in accordance with the sole source provisions Section 329 of the Columbus City Code. Oracle support and maintenance has been ongoing since 2002 at the same cost of \$46,464.00 per year.

Compliance number: Oracle USA, Inc. compliance # 84-1332677, expiration 4/24/2011.

Emergency: There is an immediate need to enter into a contract with Oracle USA, Inc. for the continuity of Oracle maintenance and support services.

Fiscal Impact: The amount of \$46,464.00 is available within the Franklin County Municipal Court Clerk computer fund.

Title

To authorize and direct the Franklin County Municipal Court Clerk to enter into a contract with Oracle USA, Inc. for maintenance and support in accordance with sole source procurement provisions of the Columbus City Codes; to authorize the expenditure of \$46,464.00 from the Municipal Court Clerk computer fund; and to declare an emergency. (\$46,464.00)

Body

Whereas, it is necessary to enter into a contract with OracleUSA, Inc. for ongoing maintenance and support for the Municipal Court's case management system for the period of May 31, 2009 through May 30, 2010 to be paid on a quarterly basis; and

Whereas, an emergency exists in the daily operation of the Franklin County Municipal Court Clerk's office in that it is immediately necessary to enter into a contract with Oracle USA, Inc. for ongoing and uninterrupted support thereby preserving the City's public health, peace, safety, and welfare; now therefore

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

Section 1. That the Franklin County Municipal Court Clerk be and is hereby authorized and directed to enter into a contract with Oracle USA, Inc. for maintenance and support for the period of May 31, 2009 through May 30, 2010, to be paid on a quarterly basis under the sole source provisions of Chapter 329 of the Columbus City Codes, 1959.

Section 2. That the expenditure of \$46,464.00 or so much thereof as may be necessary is hereby authorized to be expended from the Municipal Court Clerk computer fund, organization 2601, fund 227, subfund 02, oca 260208, object level one-03, object level three - 3369.

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

Legislation Number: 0433-2009

Drafting Date: 03/13/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

This legislation authorizes the Director of the Department of Technology to modify and renew a contract, established through purchase orders DL000046 (established in the year of 2000) and EL900834 (established in the year of 1999) with the Xerox Corporation, for annual printer maintenance support services, effective June 1, 2009 through May 31, 2010. The original contract provides language that allows for contract modifications each year on the contract anniversary date. The services associated with this modification were anticipated at the time of executing the original contracts.

The Department of Technology established the above-mentioned contracts in January 2000 and October 1999, respectively, for sixty-month lease/purchase agreements with the Xerox Corporation for two Xerox high-speed 4635MX laser-printing systems operated by the city. Upon the lease expiration for these systems, the Department of Technology exercised the right to purchase both systems. At that time, the two original purchase orders were modified into one contract agreement for the renewal of future maintenance. These systems provide high volume printing support services critical to many city applications such as payroll, wage and tax statements, Auditor's warrants, jury summons, income tax forms and water bills. The cost of this modification was determined through negotiations with the vendor upon receipt of a quote and researched cost analysis.

FISCAL IMPACT:

During fiscal years 2007 and 2008, \$118,621.00 and \$99,132.12 were expended respectively with the Xerox Corporation for annual maintenance support services associated with both printers. The total cost of this ordinance is \$77,966.88 for the period June 1, 2009 through May 31, 2010, representing the maintenance cost for both printer systems. Funding is budgeted in the 2009 Information Services Division Budget, and available within the 2009 Information Services Fund. The aggregate contract total, including this modification, through the Department of Technology is \$1,323,751.54.

EMERGENCY:

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

CONTRACT COMPLIANCE NUMBER:

Vendor Name: Xerox Corporation

CC #: 16-0468020

Expiration Date: 04/06/2011

Title

To authorize the Director of the Department of Technology to modify and renew a contract with Xerox Corporation for annual printer maintenance support services; to authorize the expenditure of \$77,966.88 from the Department of Technology, Information Services Fund; and to declare an emergency. (\$77,966.88)

Body

WHEREAS, the Department of Technology established contracts for two sixty-month lease/purchase agreements with the Xerox Corporation with the option to renew each year on the anniversary date, and

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

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

WHEREAS, the total cost of this contract modification is \$77,966.88 for the period June 1, 2009 through May 31, 2010, with funding budgeted in the 2009 Information Services Division budget, and available within the 2009 Information Services Fund, and

WHEREAS, an emergency exists in the usual and daily operations of the Department of Technology in that it is necessary to immediately modify and renew a contract with Xerox Corporation for annual maintenance support services for two printing systems to facilitate prompt contract execution and related payment for services, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to modify and renew a contract established under Purchase Order EL900834 and DL000046 with Xerox Corporation for annual maintenance support services for the city's high-speed high-volume laser printers; with a coverage period of twelve months from June 1, 2009 through May 31, 2010.

SECTION 2: That for the purpose stated in Section 1, the expenditure of \$77,966.88 or so much thereof as may be necessary is hereby authorized to be expended from:

Division: 47-02 | **Fund:** 514 | **Subfund:** 001 | **OCA Code:** 470202 | **Obj. Level One:** 03 | **Obj. Level Three:** 3372 |

Amount: \$77,966.88

SECTION 3: That the City Auditor is authorized to make any accounting changes to revise the funding source associated with this contract modification and expenditure of funds associated with this contract.

SECTION 4: That this modification is entered into pursuant to Section 329.16 of the Columbus City Codes, 1959.

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

Legislation Number: 0532-2009

Drafting Date: 03/30/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with Kokosing Construction Company, Inc., in the amount of \$2,019,455.68, for the Hap Cremean Water Plant (HCWP) Lagoon No. 2 Embankment Modifications Project, Division of Power and Water Contract Number 1030 - Part 3.

This project will provide for the replacement of a failing embankment and the addition of internal baffle embankments in Lagoon No. 2 at the Hap Cremean Water Plant (HCWP). These improvements, along with the sludge removal under a previous contract, will allow this lagoon to be put back into service. This will provide additional storage for emergency situations due to loss of pumping capabilities and allow for replacement of portions of the sludge line that extends from HCWP to McKinley Quarry. Several recent failures of this sludge line have resulted in Notices of Violation from Ohio EPA and have prompted scheduled replacement of portions of the sludge line. Repairs to the sludge lagoon embankments are necessary to allow for lagoon utilization for sludge storage. The internal baffles will provide improved decantation of the sludge and will significantly increase the useful storage of the lagoon. External embankment repair along Big Walnut Creek will ensure public health and safety by preventing lime/alum sludge from entering Big Walnut Creek if there were an embankment failure.

2. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened five bids on March 25, 2009. Bids were received from: Kokosing Construction Company, Inc. - \$2,019,455.68; Trucco Construction Co. - \$2,313,511.87; George J. Igel & Co. - \$2,527,718.60; Mark Haynes Construction, Inc. - \$2,692,543.04; and Central Ohio Building Co. - \$3,400,051.03.

The lowest bid was from Kokosing Construction Company, Inc. in the amount of \$2,019,455.68. Ameriguard Inc. is listed as a proposed subcontractor to Kokosing Construction, and would provide security services to the project for a subcontract amount of \$27,400.00 which is 1.36% of the total contract cost. Ameriguard Inc. is a female owned business. During the bid evaluation, it was discovered that Ameriguard needed to apply for a renewal of their contract compliance number. Their application was not received within the 7 allowed business days after a bid opening, as stated in provision M-5 of the contract documents. An application was received by the City nine (9) days after the bid opening. The Director of Public Utilities considers this to be a minor technical bid issue and requests approval to award to Kokosing based on the substantial cost and time savings to the project.

It is within the City's best interest that the provisions of formal bidding be waived in order to award the contract to Kokosing Construction Company, Inc. for two reasons: 1. to realize a savings of \$294,056.19 over the next lowest, responsive bidder and 2. awarding to the next lowest bidder would delay the possibility of receiving monies from the Water Supply Revolving Loan Account Fund until after their May 28, 2009 meeting, and a significant portion of the construction season would be lost by the time a certified contract could be produced.

The Contract Compliance Number for Kokosing Construction Company, Inc. is 31-1023518 (expires 3/14/10, Majority). Additional information regarding each bidder, description of work, contract time frame and detailed amounts can be found

on the attached Legislation Information Form.

3. FISCAL IMPACT: This Ordinance authorizes the City Auditor to appropriate and transfer funds from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund in order to fund this proposed expenditure. This transaction is a temporary measure that is required until such time as the Division is able to execute a loan with the Water Supply Revolving Loan Account Fund and reimburse the Water System Reserve Fund. The loan is expected to be approved on Thursday, April 30, 2009. An amendment to the 2008 Capital Improvements Budget is also necessary.

Title

To authorize the Director of Public Utilities to execute a construction contract with Kokosing Construction Company, Inc., for the HCWP Lagoon No. 2 Embankment Modifications Project; to waive the provisions of competitive bidding; to authorize the appropriation and transfer of \$2,019,455.68 from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund; to authorize the appropriation and expenditure of \$2,019,455.68 within the Water Supply Revolving Loan Account Fund, and to authorize an amendment to the 2008 Capital Improvements Budget for the Division of Power and Water. (\$2,019,455.68)

Body

WHEREAS, five bids for the HCWP Lagoon No. 2 Embankment Modifications Project were received and publicly opened in the offices of the Director of Public Utilities on March 25, 2009; and

WHEREAS, the lowest and best bid was from Kokosing Construction Company, Inc. in the amount of \$2,019,455.68; and

WHEREAS, Kokosing Construction's proposed subcontractor, Ameriguard, did not submit a contract compliance application for renewal of their contract compliance number within the 7 allowed business days after a bid opening, but did supply one within 9 business days; and

WHEREAS, awarding to Kokosing Construction would allow the Division of Power and Water to realize a savings of \$294,056.19 over the next lowest bidder; and

WHEREAS, failure to award to Kokosing Construction would delay the possibility of receiving monies from the Water Supply Revolving Loan Account Fund until after their May 28, 2009 meeting, and a significant portion of the construction season would be lost by the time a certified contract could be produced; and

WHEREAS, the Director of Public Utilities requests provisions of competitive bidding be waived based on the substantial cost and time savings to the project as mentioned above; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the HCWP Lagoon No. 2 Embankment Modifications Project; and

WHEREAS, it is necessary to both appropriate funds from the Water System Reserve Fund and to authorize the transfer of said funds into the Water Supply Revolving Loan Account Fund; in order to temporarily fund this expenditure, until such time as the City is able to execute a loan for the above stated purpose and reimburse the Water System Reserve Fund; 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 has become necessary in the usual daily operation of the Division of Power and Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a construction contract with Kokosing Construction Company, Inc., for the HCWP Lagoon No. 2 Embankment Modifications Project, to authorize the appropriation and transfer of funds from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund, 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 Water System Reserve Fund 603, 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, 2009, the sum of \$2,019,455.68 is hereby appropriated to the Division of Power and Water, Division 60-09, Object level One 10, Object level Three 5502, OCA 695056.

SECTION 2. That it is in the best interest of the City of Columbus to waive the provisions of Section 329.06 of the Columbus City Code, 1959 due to a bid technicality and such provisions are hereby waived.

SECTION 3. That the City Auditor is hereby authorized to transfer \$2,019,455.68 to the Water Supply Revolving Loan Account Fund No. 616, into the appropriate project accounts as specified within Section 4 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

SECTION 4. That \$2,019,455.68 is hereby appropriated for the HCWP Lagoon No. 2 Embankment Modifications Project within the Water Supply Revolving Loan Account Fund No. 616 | Division 60-09 | Object Level Three 6623 | as follows:

Project No. 690331 | **Project Name:** HCWP Lagoon Sludge Removal | **OCA Code** 616331 | **Amount:** \$2,019,455.68

SECTION 5. That upon obtaining other funds for the purpose of funding water system capital improvement work, the City Auditor is hereby authorized to repay the Water System Reserve Fund the amount transferred under Section 2 above, and said funds are hereby deemed appropriated for such purpose.

SECTION 6. That the 2008 Capital Improvements Budget is hereby amended as follows:

Fund No. | Project No. | Project Name | Current Authority | Revised Authority | change
616 | 690331-100000 | HCWP Lagoon Sludge Removal | \$0 | \$2,019,456 | +\$2,019,456

SECTION 7. That the Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the HCWP Lagoon No. 2 Embankment Modifications Project with the lowest and best bidder, Kokosing Construction Company, Inc., 886 McKinley Ave., Columbus, Ohio 43222; in the amount of \$2,019,455.68; in accordance with the terms and conditions of the contract on file in the Office of the Division of Power and Water.

SECTION 8. 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 9. That for the purpose of paying the cost of the Water Supply Revolving Loan Acct. Fund Eligible Items within the aforementioned construction contract, the following expenditure, or as much thereof as may be needed is hereby authorized as follows: Fund No. 616, Dept/Div. No. 60-09, Project: 690331, OCA Code 616331, Object Level One 06, Object Level Three 6623.

SECTION 10. 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 11. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 12. 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 13. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0534-2009

Drafting Date: 03/30/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with U.S. Utility Contractor Co. in the amount of \$215,919.00; to encumber funds with the Transportation Division for prevailing wage coordination services in the amount of \$1,000.00; to transfer \$216,919.00 from the Electricity Reserve Fund to the Voted Street Lighting and Electricity Distribution Improvement Fund; in connection with the North High St. Circuit Conversion Project, Phase II. This is the second phase of a circuit conversion project along North High Street, from Arcadia Avenue to Glencoe Road.

2. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened two bids on March 25, 2009. U.S. Utility Contractor Co. - \$215,919.00 and Vaughn Industries - \$231,473.00.

The lowest and best bid was submitted by U.S. Utility Contractor Co. Their Contract Compliance Number is 34-1606689 (expires 2/28/10, F1). Additional information regarding this bidder, 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 from the Electricity Reserve Fund to the Voted Street Lighting and Electricity Distribution Improvement Fund as a temporary measure until such time as the proceeds from a bond sale can be made available and an amendment to the 2008 Capital Improvement Budget.

Title

To authorize the Director of Public Utilities to execute a construction contract with U.S. Utility Contractor Co. for the North High St. Circuit Conversion Project, Phase II for the Division of Power and Water (Power); to authorize the appropriation and transfer of \$216,919.00 from the Electricity Reserve Fund to the Voted Street Lighting and Electricity Distribution Improvement Fund; and to authorize the expenditure of \$216,919.00 from the Voted Street Lighting and Electricity Distribution Improvement Fund for the Division of Power and Water; and to amend the 2008 Capital Improvement Budget. (\$216,919.00)

Body

WHEREAS, two bids for the North High St. Circuit Conversion Project, Phase II was received and publicly opened in the offices of the Director of Public Utilities on March 25, 2009; and

WHEREAS, U.S. Utility Contractor Co., Inc. submitted the lowest and best bid; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract and to encumber and expend funds associated with the North High St. Circuit Conversion Project, Phase II; and

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

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds from the Electricity Reserve Fund to the Voted Street Lighting and Electricity Distribution Improvement Fund; 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 construction of the Project described in this Ordinance (collectively, the "Project"), and

WHEREAS, it has become necessary in the usual daily operation of the Division of Power and Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a construction contract for the North High St. Circuit Conversion Project, Phase II, to authorize the appropriation and transfer of funds from the Electricity Reserve Fund to the Voted Street Lighting and Electricity Distribution Improvement Fund; 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 Electricity Reserve Fund, 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, 2009, the sum of \$216,919.00, is hereby appropriated to the Division of Power and Water, Division 60-07, Object level One 10, Object level Three 5502, OCA 551001.

SECTION 2. That the City Auditor is hereby authorized and directed to transfer \$216,919.00, from the Electricity Reserve Fund to the Voted Street Lighting and Electricity Distribution Improvement Fund, Fund No. 553, into the appropriate project account as specified within Section 3 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

SECTION 3. That the appropriation and expenditure of \$216,919.00 is hereby authorized for the 7220 Circuit Conversion on North High Street, from Arcadia Avenue to Glencoe Road, Phase II, within the Voted Street Lighting and Electricity Distribution Improvement Fund, Fund No. 553, Project 670784, OCA Code 553784, Object Level One 06, Object Level Three 6621.

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

SECTION 5. The 2008 Capital Improvement Budget as established in Ordinance 0690-2008 is hereby amended as follows to provide sufficient budget authority to award the aforementioned contract:

Project No. | Project Name | OCA Code | change

670608-100002 | Dublin Avenue Control Building | 670608 | -\$1,459
670784-100000 | North High Street Circuit Phase 2 | 553784 | +\$1,459

SECTION 6. That the Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the North High St. Circuit Conversion Project, Phase II with the lowest and best bidder, U.S. Utility Contractor Co.; 3115 E. 17th Ave., Columbus, Ohio 43219; in the amount of \$215,919.00; to encumber funds with the Transportation Division for prevailing wage coordination services in the amount of \$1,000.00; in accordance with the terms and conditions of the contract on file in the Office of the Division of Power and Water.

SECTION 7. 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 8. 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 9. That said 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 10. 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 \$216,919.00 (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 Electricity Reserve Fund 551, which is the fund from which the advance for costs of the Project will be made.

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

Legislation Number: 0543-2009

Drafting Date: 04/01/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The Department of Public Utilities, Division of Power and Water will be constructing improvements to the sludge lagoons at the Hap Cremean Water Plant. A portion of this work includes construction of new exterior embankments for the lagoon in which the Ohio Department of Natural Resources (ODNR) has classified as a Class II dam. ODNR requires the City of Columbus to apply for a construction permit. Before a permit can be issued, a surety bond must be submitted and accepted by the state. The bond amount shall meet or exceed one-half the estimated cost of construction including construction inspection of the dam or levee in addition to a statutory filing fee.

The Division of Power and Water will deposit their surety funds into the State of Ohio's State Treasury Asset Reserve of Ohio (Star Ohio) program. Star Ohio allows all Ohio governmental subdivisions to deposit their funds for investment purposes into a highly rated public investment pool offering safety, liquidity, and generally higher yields.

Formal bids for the Hap Cremean Water Plant Lagoon No. 2 Embankment Modifications Project, Project No. 690331, were opened on March 25, 2009. The amount to be deposited into the Star Ohio fund is \$762,768.75, which is fifty percent (50%) of the cost of construction and construction inspection fees for the Class II dam, and statutory filing fee.

FISCAL IMPACT: This legislation includes a transfer of funds from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund as a temporary measure until such time as the proceeds from a bond sale can be made available.

Title

To authorize the Director of the Department of Public Utilities to authorize and direct the City Auditor to deposit funds in the amount of \$762,768.75 into the State Treasury Asset Reserve of Ohio (Star Ohio) program for surety funds required for a construction permit to be issued for the Hap Cremean Water Plant Lagoon No. 2 Embankment Modifications Project; to authorize the appropriation and transfer of \$762,768.75 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$762,768.75 from the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water. (\$762,768.75)

Body

WHEREAS, the Department of Public Utilities, Division of Power and Water needs to deposit funds into the State of Ohio's State Treasury Asset Reserve of Ohio (Star Ohio) program to receive a construction permit from the Ohio Department of Natural Resources for the Hap Cremean Water Plant Lagoon No. 2 Embankment Modifications Project; and

WHEREAS, the amount of deposit includes fifty percent (50%) of the cost of construction and construction inspection for

the Class II dam and statutory filing fee; and

WHEREAS, the Director of the Department of Public Utilities authorizes and directs the City Auditor to deposit funds into the Star Ohio program; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; 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 construction of the Project described in this Ordinance (collectively, the "Project"); and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Power and Water; to authorize and direct the City Auditor to deposit funds into the Star Ohio program for a construction permit for the Hap Cremean Water Plant Lagoon No. 2 Embankment Modifications Project; an emergency manner in order to meet the construction timeline beginning June 2009, to authorize the appropriation and transfer of funds from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund, for the preservation of the public health, peace, property, and safety; now, therefore

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

SECTION 1. That the Director of Public Utilities be and hereby is authorized to direct the City Auditor to deposit funds into the State Treasury Asset Reserve of Ohio (Star Ohio) program in a surety account designated by the Ohio Department of Natural Resources and to execute such other agreements as may be related to the surety account pursuant to the State's requirements to obtain construction permit for the Hap Cremean Water Plant Lagoon No. 2 Embankment Modifications Project; in the amount of \$762,768.75.

SECTION 2. That from the unappropriated monies in the Water System Reserve Fund, 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, 2009, the sum of \$762,768.75, is hereby appropriated to the Division of Power and Water, Division 60-09, Object level One 10, Object level Three 5502, OCA 695056.

SECTION 3. That the City Auditor is hereby authorized and directed to transfer \$762,768.75, from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund, Fund No. 606, into the appropriate project account as specified within Section 4 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

SECTION 4. That the appropriation and expenditure of \$762,768.75 is hereby authorized for the Hap Cremean Water Plant Lagoon No. 2 Embankment Modifications Project within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Division 60-09, Project No. 690331, Object Level Three 6623, OCA Code 606331.

SECTION 5. That upon obtaining other funds for the purpose of funding water system capital improvement work, the City Auditor is hereby authorized to repay the Water System Reserve Fund the amount transferred under Section 3 above, and said funds are hereby deemed appropriated for such purpose.

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 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 \$762,768.75 (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 Water System Reserve Fund 603, which is the fund from which the advance for costs of the Project will be made.

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

Legislation Number: 0549-2009

Drafting Date: 04/02/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation 1. Background:

From time to time, various parcels of land are deeded to the City of Columbus for public street and/or alley purposes. Ohio Revised Code Chapter 723.03 requires that property proposed for use as a public street or alley must be accepted and dedicated as public right-of-way by an ordinance specifically passed for such purpose. The following legislation provides for the City to accept deeds for various parcels of real property, to dedicate the parcels as road right-of-way and name the parcels as public roadways.

2. Fiscal Impact:

N/A

Title

To accept various deeds for parcels of real property; to dedicate these parcels as public rights-of-way and to name said rights-of-way as Fifth Street, Walnut Street, Doherty Road, Fisher Road, Warner Road, Civic Center Drive, Bent Tree Boulevard, Federated Boulevard, Hamilton Road, Hall Road, Kenny Road, Godown Road, Jackson Pike, Central College Road, Olentangy River Road, West Broad Street, Mount Vernon Avenue, Hamilton Avenue and Orion Place.

Body

WHEREAS, from time to time various parcels of land are deeded to the City of Columbus for public street and/or alley purposes; and

WHEREAS, Ohio Revised Code Chapter 723.03 requires that property proposed for use as a public street or alley must be accepted and dedicated as public right-of-way by an ordinance specifically passed for such purpose; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on February 6, 2008 as Instrument Number 200802060018756, **Gay Street Condominium, LLC** deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on February 15, 2008 as Instrument Number 200802150023603, **The Slane Company, LTD**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on February 15, 2008 as Instrument Number 200802150023604, **Mosaica Columbus, LLC**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on March 6, 2008 as Instrument Number 200803060034517, **Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on April 28, 2008 as Instrument Number 200804280064444, **E.T.I. Corp.**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a FIDUCIARY DEED recorded in the Franklin County, Ohio, Recorder's Office, on April 28, 2008 as Instrument Number 200804280064445, **William L. Willis, Jr., Trustee** has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on May 27, 2008 as Instrument Number 200805270080594, **Columbia Gas of Ohio, Inc.**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on May 27, 2008 as Instrument Number 200805270080595, **Linworth United Methodist Church**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on July 10, 2008 as Instrument Number 200807100105811, **Hamilton II Retail LLC**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on July 18, 2008 as Instrument Number 200807180110300, **Howard F. Hedrick and Muriel Rae Hedrick a.k.a. Muriel R. Hedrick, Howard F. Hedrick and Muriel Rae Hedrick a.k.a. Muriel R. Hedrick**, have deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on July 18, 2008 as Instrument Number 200807180110301, **E-R Development Northwest, LLC**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on August 8, 2008 as Instrument Number 200808080121066, **P.I. Jackson Pike, LLC, and R.J. Jackson Pike, LLC**, have deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on August 8, 2008 as Instrument Number 200808080121067, **Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on August 8, 2008 as Instrument Number 200808080121068, **R.J. Jackson Pike, LLC**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on September 19, 2008 as Instrument Number 200809190141440, **BP Products North America, Inc.**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on September 19, 2008 as Instrument Number 200809190141442, **The Parsley Business Developments, LLC**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on September 19, 2008 as Instrument Number 200809190141444, **Rahbars & Ritters Enterprises, LLC**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a GENERAL WARRANTY DEED recorded in the Franklin County, Ohio, Recorder's Office, on December 12, 2008 as Instrument Number 200812120178881, **Whitney Young Collaborative, LLC**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, by virtue of a LIMITED WARRANTY DEED recorded in the Delaware County, Ohio, Recorder's Office, on

August 28, 2007 in Deed Volume 0804, Page 2773, **N.P. Limited Partnership**, has deeded property to the City of Columbus, to be used as road right-of-way; and

WHEREAS, the City desires to accept these deeds for property that will be used for road right-of-way; now, therefore

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

Section 1. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **Gay Street Condominium, LLC**, dedicates said property as road right-of-way and names such road right-of-way as Fifth Street.

Section 2. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **The Slane Company, LTD**, dedicates said property as road right-of-way and names such road right-of-way as Walnut Street.

Section 3. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **Mosaica Columbus, LLC**, dedicates said property as road right-of-way and names such road right-of-way as Walnut Street.

Section 4. That the City of Columbus hereby accepts the property more fully described in the attached LIMITED WARRANTY DEED from **Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints**, dedicates said property as road right-of-way and names such road right-of-way as Doherty Road.

Section 5. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **E.T.I. Corp.**, dedicates said property as road right-of-way and names such road right-of-way as Fisher Road.

Section 6. That the City of Columbus hereby accepts the property more fully described in the attached FIDUCIARY DEED from **William L. Willis, Jr., Trustee**, dedicates said property as road right-of-way and names such road right-of-way as Warner Road.

Section 7. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **Columbia Gas of Ohio, Inc.**, dedicates said property as road right-of-way and names such road right-of-way as Civic Center Drive.

Section 8. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **Linworth United Methodist Church**, dedicates said property as road right-of-way and names such road right-of-way as Bent Tree Boulevard and Federated Boulevard.

Section 9. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **Hamilton II Retail LLC**, dedicates said property as road right-of-way and names such road right-of-way as Hamilton Road.

Section 10. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **Howard F. Hedrick and Muriel Rae Hedrick a.k.a. Muriel R. Hedrick, Howard F. Hedrick and Muriel Rae Hedrick a.k.a. Muriel R. Hedrick**, dedicates said property as road right-of-way and names such road right-of-way as Hall Road.

Section 11. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **E-R Development Northwest, LLC**, dedicates said property as road right-of-way and names such road right-of-way as Kenny Road and Godown Road.

Section 12. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **P.I. Jackson Pike. LLC, and R.J. Jackson Pike, LLC**, dedicates said property as road

right-of-way and names such road right-of-way as Jackson Pike.

Section 13. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints**, dedicates said property as road right-of-way and names such road right-of-way as Central College Road.

Section 14. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **R.J. Jackson Pike, LLC**, dedicates said property as road right-of-way and names such road right-of-way as Jackson Pike.

Section 15. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **BP Products North America, Inc.**, dedicates said property as road right-of-way and names such road right-of-way as Olentangy River Road.

Section 16. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **The Parsley Business Developments, LLC**, dedicates said property as road right-of-way and names such road right-of-way as West Broad Street.

Section 17. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **Rahbars & Ritters Enterprises, LLC**, dedicates said property as road right-of-way and names such road right-of-way as West Broad Street.

Section 18. That the City of Columbus hereby accepts the property more fully described in the attached GENERAL WARRANTY DEED from **Whitney Young Collaborative, LLC**, dedicates said property as road right-of-way and names such road right-of-way as Mount Vernon Avenue and Hamilton Avenue.

Section 19. That the City of Columbus hereby accepts the property more fully described in the attached LIMITED WARRANTY DEED from **N.P. Limited Partnership**, dedicates said property as road right-of-way and names such road right-of-way as Orion Place.

Section 20. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0550-2009

Drafting Date: 04/02/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This legislation authorizes the Director of Finance and Management to establish blanket purchase order for the Division of Sewerage and Drainage, Southerly Wastewater Treatment Plant to obtain U.S. Filter/Envirex Parts in accordance with an established Universal Term Contract.

U.S. Filter/Envirex Parts are used by the Southerly Wastewater Treatment Plant for maintenance, repair and rehabilitation of various processes throughout the plant including skimming, digesters and settling basins.

Items required will be obtained in accordance with the existing Universal Term Contract (FL003729) which expires on December 31, 2009. The Division of Sewerage and Drainage has certified \$100,000.00 during this current fiscal year and the amount requested will exceed the threshold allowed without legislation for Universal Term Contracts in accordance with Columbus City Code Section 329. The funding for this legislation is for expenses for the Fiscal Year 2009.

SUPPLIER: Siemens Water Technologies (04-3063901-008) Expires 12-23-10

FISCAL IMPACT: \$25,000.00 is budgeted and needed for these parts.

\$125,000.00 was spent in 2008

\$108,170.00 was spent in 2007

Title

To authorize the Director of Finance and Management to establish a Blanket Purchase Order with Siemens Water Technologies for the purchase of U.S. Filter/Envirex Parts from an established Universal Term Contract for the Division of Sewerage and Drainage, and to authorize the expenditure of \$25,000.00 from the Sewerage System Operating Fund. (\$25,000.00)

Body

WHEREAS, the Purchasing Office established a Universal Term Contract, FL-003729, for the purchase of U.S. Filter/Envirex Parts for the Division of Sewerage and Drainage; and

WHEREAS, U.S. Filter/Envirex Parts are used by the Southerly Wastewater Treatment Plant for maintenance, repair and rehabilitation of various processes throughout the plant including skimming, digesters and settling basins. Currently the maintenance staff at the plant have a need to procure parts for maintenance and repair; and

WHEREAS, a blanket purchase order will be issued in accordance with the terms, conditions and specifications of contract number FL-003729 on file in the Purchasing Office; and

WHEREAS, the Division of Sewerage and Drainage has certified \$100,000.00 against this Universal Term Contract which is the maximum allowed without legislation in accordance with Columbus City Code Section 329, 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 blanket purchase order for the purchase of U.S. Filter/Envirex Parts with Siemens Water Technologies for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

Section 2. That the expenditure of \$25,000.00 or so much thereof as may be necessary, be and is hereby authorized from the Sewerage System Operating Fund, Fund No. 650, Division 6005

OCA 605063

Object Level 1: 02

Object Level 3 2245

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

Legislation Number: 0552-2009

Drafting Date: 04/02/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND:

A. **Need.** This legislation authorizes the Director of Public Utilities to modify an existing contract for Specialty Maintenance Crafts for the Division of Sewerage and Drainage, in order to continue scheduled services to the Division.

B. **Contract History.** The existing contract was bid on January 9, 2008. The lowest responsive and responsible and best bidder was Righter Co., Inc. of Columbus, Ohio. A contract with this entity was authorized by Ordinance No. 0391-2008, passed on March 31, 2008. The bid specifications allow for two one year extensions of the contract. This ordinance authorizes the first extension of the contract.

C. **Contract Compliance No.** 310889208 (Majority) Expires 4/7/11

D. Contract Modification Information Pursuant to Section 329.16, CCC:

1. **Amount of Additional Funds - This Modification:** \$ 170,000.00
2. **Why the Need for Additional Work Could Not Be Foreseen:** The need for contract continuance via modification to provide incremental funding was foreseen, and is included in the original procurement's specifications.
3. **Why Other Procurement Processes Would Not Be In the City's Best Interest:** This modification is deemed the most feasible and reasonable means of continuing to provide needed services.
4. **How the Cost of the Modification Was Determined:** The cost of the Modification to the Specialty Maintenance Crafts contract was based upon extension of prices in the current contract.

FISCAL IMPACT: \$170,000 is needed and budgeted in the Sewerage System Operating Fund in 2009 for this service. Amounts appropriated for these services in FY 2008 - \$120,000

Title

To authorize the Director of Public Utilities to modify the contract for Specialty Maintenance Crafts with Righter Co., Inc. for the Division of Sewerage and Drainage; and to authorize the expenditure of \$170,000.00 from the Sewerage System Operating Fund. (\$170,000.00)

Body

WHEREAS, Ordinance No. 0391-2008, passed March 31, 2008, authorized the Director of Public Utilities to enter into contract for Specialty Maintenance Crafts with Righter Co., Inc. for the Division of Sewerage and Drainage; and

WHEREAS, this ordinance authorizes the first of two one year extensions of the contract allowed; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to modify the existing contract with Righter Co., Inc. in order to provide for continuation of Specialty Maintenance Crafts; 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. EL008007 with

Righter Co., Inc., 2424 Harrison Rd. Columbus, OH 43204, in order to continue and extend services, in accordance with the terms and conditions as shown on the Modification on file in the office of the Division of Sewerage and Drainage.

SECTION 2. That the expenditure of \$ 170,000.00, or as much thereof as may be needed, is hereby authorized from Sewerage System Operating Fund 650, Department 60-05, to pay the cost of the modification to Contract No. EL008007, as follows:

OCA Code	Object Level 3	Amount
605030	3374	\$ 100,000.00
605063	3374	\$ 50,000.00
605899	3374	\$ 20,000.00

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

Legislation Number: 0553-2009

Drafting Date: 04/03/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: To authorize the Director of the Recreation and Parks Department to enter into contracts with three community organizations. These organizations will provide After School programming from February 4 to December 31, 2009. Our programs serve Columbus City School students from low- and moderate-income families. Programming is designed to give children a strong sense of self worth, academic ability and community responsibility.

FISCAL IMPACT: Dollars have been allocated in the 2009 Recreation and Parks operating budget in the amount of \$79,500.00 for After School programming for the entire year.

Central Community House is a non-profit organization. Their Federal ID # 314379438
City of Refuge is a non-profit organization. Their Federal ID # 311423781
Columbus Urban League is a non-profit organization. Their Federal ID # 314379453

Title

To authorize the Director of Recreation and Parks to enter into contract with three community agencies to provide After School programming services; to authorize the expenditure of \$79,500.00 from the Recreation and Parks Fund. (\$79,500.00)

Body

WHEREAS, the Director of Recreation and Parks desires to enter into contracts with three community organizations; and

WHEREAS, three community agencies will provide after school services and programming throughout the community; and

WHEREAS, it is important to provide youth programming opportunities with high standards including components such as academic assistance, enrichment activities, prevention units, recreation and socialization, strong family involvement and

nutritious food service; and

WHEREAS, the Director of Recreation and Parks desires to expend monies from the Recreation and Parks operating fund, 285; **NOW, THEREFORE,**

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

Section 1. That the Director of Recreation and Parks be and is hereby authorized to enter into contract with the community organizations listed in Section 3.

Section 2. The contract period will be from February 4, 2009 through December 31, 2009.

Section 3. That for the purpose stated in Section 1, the expenditure will be from the Recreation and Parks Department Division 51-01, Fund 285, OCA 510420 Object Level 03-3336, \$79,500.00 as shown below.

Central Community House	\$18,000.00
City of Refuge	\$18,000.00
Columbus Urban League	\$25,000.00
Columbus Urban League Plat	\$18,500.00

Totals **\$79,500.00**

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 legislation.

Section 5. That these contracts are awarded pursuant to Section 329.15 of the Columbus City Code, 1959 as amended.

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

Legislation Number: 0557-2009

Drafting Date: 04/06/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND

Ashbrook Run LLC, an Ohio limited liability company, by Village Communities Corporation, an Ohio corporation, Sole Member, by Donald R. Kenney, Manager and by The Glen At Schirm Farms, LLC, an Ohio limited liability company, by Village Communities Corporation, an Ohio corporation, Sole Member, by Donald R. Kenney, Manager, have submitted the plat titled "Ashbrook Run Section I (includes and is a resubdivision of part of The Glen at Schirm Farms Section 2, Plat Book108, Page 8)" to the City Engineer's Office for review and approval. This plat has been reviewed and approved by the City Engineer. The following legislation allows the City to accept said plat for property located north of Winchester Pike and east of Brice Road.

2. FISCAL IMPACT

n/a

TitleTo accept the plat titled "Ashbrook Run Section I (includes and is a resubdivision of part of The Glen at Schirm Farms Section 2, Plat Book108, Page 8)", from Ashbrook Run LLC, an Ohio limited liability company, by Village Communities Corporation, an Ohio corporation, Sole Member, by Donald R. Kenney, Manager and by The Glen At Schirm Farms, LLC, an Ohio limited liability company, by Village Communities Corporation, an Ohio corporation, Sole

Member, by Donald R. Kenney, Manager.

Body WHEREAS, the plat titled "Ashbrook Run Section I (includes and is a resubdivision of part of The Glen at Schirm Farms Section 2, Plat Book 108, Page 8)", (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, Ashbrook Run LLC, an Ohio limited liability company, by Village Communities Corporation, an Ohio corporation, Sole Member, by Donald R. Kenney, Manager and by The Glen At Schirm Farms, LLC, an Ohio limited liability company, by Village Communities Corporation, an Ohio corporation, Sole Member, by Donald R. Kenney, Manager, owners of the platted land, desires to dedicate to the public use all or such parts of Brice Road and easements shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; now, therefore

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

Section 1. That the plat titled "Ashbrook Run Section I (includes and is a resubdivision of part of The Glen at Schirm Farms Section 2, Plat Book108, Page 8)", on file in the office of the City Engineer, Division of Design and Construction, be and the same is hereby accepted.

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

Legislation Number: 0577-2009

Drafting Date: 04/09/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

This ordinance authorizes the Director of Finance and Management to establish a blanket purchase order for the purchase of Laboratory Supplies for use by the Division of Sewerage and Drainage. These supplies are used by the laboratories at the wastewater treatment plants, Pretreatment and Surveillance Laboratory to conduct various tests and samples. The funding from this legislation is for the Jackson Pike Wastewater Treatment Plant. Items required will be obtained in accordance with an established Universal Term Contract, with VWR Scientific Products established by the Purchasing Office. Contract number FL-003531 expires on May 30, 2010.

The Division of Sewerage and Drainage has established purchase orders that have exceeded the dollar threshold allowed by Columbus City Code Section 329 relative to Universal Term Contracts.

SUPPLIER: VWR Scientific Products (91-1319190) Expires 7-2-10

FISCAL IMPACT: \$15,000.00 is budgeted and needed for this purchase. With this legislation the Division of Sewerage and Drainage will have certified \$109,000.00 for Fiscal Year 2009

\$94,175.00 was spent in 2008

\$81,550.000 was spent in 2007

To authorize the Director of Finance and Management to establish a blanket purchase order for Laboratory Supplies from an established Universal Term Contract with VWR Scientific Products for the Division of Sewerage and Drainage and to authorize the expenditure of \$15,000.00 from the Sewerage System Operating Fund (\$15,000.00)

Body

WHEREAS, the Purchasing Office has established a Universal Term Contract FL-003531 for the purchase of Laboratory Supplies which expires May 30, 2010; and

WHEREAS, these supplies are used by the laboratories at the wastewater treatment plants, Pretreatment and Surveillance Laboratory to conduct various tests and samples; and

WHEREAS, the Division of Sewerage and Drainage has established purchase orders that have exceeded the dollar threshold allowed by Columbus City Code Section 329 relative to Universal Term Contracts; and

WHEREAS, the funding from this legislation is for the Jackson Pike Wastewater Treatment Plant, 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 blanket purchase order for Laboratory Supplies from an established Universal Term Contract with VWR Scientific Products for use by the Division of Sewerage and Drainage.

Section 2. That the purpose of paying the cost thereof, the expenditure of \$15,000.00 or so much thereof as may be needed, is hereby authorized from the Sewerage System Operating Fund, Fund No. 650, as follows to pay the cost thereof:

OCA: 605030
Object Level 1: 02
Object Level 3 2203

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

Legislation Number: 0586-2009

Drafting Date: 04/10/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

The Mid-Ohio Regional Planning Commission (MORPC) serves as staff to the District Three Public Works Integrating Committee. This committee provides input and makes recommendations to the Ohio Public Works Commission for fund distribution for the State Capital Improvement Program and the Local Transportation Improvement Program. MORPC's costs for Round 22 are prorated to local jurisdictions based on the total funds ultimately awarded to each jurisdiction. The Department Public Service, Division of Design and Construction, was awarded a total of \$4,000,000.00 for the Lockbourne Road and Williams Road Underpass projects. The Division's administrative cost as determined by MORPC is .004683 of this total, or \$18,732.00 and is authorized by this legislation.

2. FISCAL IMPACT

Funding in the amount of \$18,732.00 has been made available from cancellation of encumbrances from completed projects.

Title To authorize the Director of Public Service to make payment to the Mid-Ohio Regional Planning Commission for staff support services rendered in connection with the State Capital Improvement Program and Local Transportation Improvement Program for the Division of Design and Construction; and to expend \$18,732.00 from the Streets and Highways G.O. Bonds Fund for this purpose. (\$18,732.00)

Body WHEREAS, the Mid-Ohio Regional Planning Commission (MORPC) renders staff support services to the District Three Public Works Integrating Committee in connection with the State Capital Improvement Program and the Local Transportation Improvement Program, Round 22; and

WHEREAS, the cost of these services is assessed as a percentage of funds awarded to the City of Columbus Division of Design and Construction; now, therefore,

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

Section 1. That the Director of Public Service be and hereby is authorized to render payment of \$18,732.00 to the Mid-Ohio Regional Planning Commission for staff support services rendered in connection with Round 22 of the State Capital Improvement and Local Transportation Improvement Programs for the Division of Design and Construction.

Section 2. To authorize the appropriation of \$18,732.00 from the Streets and Highways G.O. Bonds Fund, Fund 704, as follows:

Project / Project Name / O.L. 01-03 Code / OCA
530208 / Fed-State Match / 06-6631 / 590047

Section 3. That for the purposes of making this payment, the expenditure of \$18,732.00, or so much thereof as may be necessary, be and hereby is authorized from Fund 704, the Streets and Highways G.O. Bonds Fund, Dept.-Div. 59-12, Division of Design and Construction, O.L. 01-03 Codes 06-6631, OCA Code 590047 and Project 530208.

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: 0600-2009

Drafting Date: 04/14/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

Need. This legislation authorizes the Director of Public Utilities to modify an existing contract for HVAC Maintenance Services for the Division of Sewerage and Drainage, in order to continue scheduled services to the Division.

Contract History. The existing contract was bid on December 12, 2007. The lowest responsive and responsible and best bidder was Cornerstone Maintenance Services, Ltd. of Plain City, Ohio. A contract with this entity was authorized by Ordinance No. 0007-2008, passed on February 25, 2008. The bid documents include extension of the contract for two one year periods. This is the first one year extension of the contract.

SUPPLIER: Jim Skaggs dba Cornerstone Maintenance Services (01-0852059) Expires 1-7-11

FISCAL IMPACT:

Budget Information: Funds for this contract were budgeted in the amount of \$ 121,832.68 for FY 2009.

Contract Modification Information Pursuant to Section 329.16, CCC:

1. Amount of Additional Funds - This Modification: \$ 136,315.90
2. Why the Need for Additional Work Could Not Be Foreseen: The need for contract continuance via modification to provide incremental funding was foreseen, and is included in the original procurement's specifications.
3. Why Other Procurement Processes Would Not Be In the City's Best Interest: This modification is deemed the most feasible and reasonable means of continuing to provide needed services.
4. How the Cost of the Modification Was Determined: The cost of the Modification to the Specialty Maintenance Crafts contract was based upon extension of prices in the current contract.

Historical Data: Amounts appropriated for these services in prior years are:
FY2008 \$121,832.68 was spent in 2008

Title

To authorize the Director of Public Utilities to execute a planned modification to the contract for HVAC Maintenance Services with Jim Skaggs dba Cornerstone Maintenance Services, Ltd. for the Division of Sewerage and Drainage; and to authorize the expenditure of \$ 136,315.90 from the Sewerage System Operating Fund. (\$136,315.90)

Body

WHEREAS, Ordinance No. 0007-2008, passed February 25, 2008, authorized the Director of Public Utilities to enter into contract for HVAC Maintenance Services with Cornerstone Maintenance Services, Ltd. for the Division of Sewerage and Drainage; and

WHEREAS, it is immediately necessary to authorize the Director of Public Utilities to enter into the first of two planned modifications of the existing contract with Cornerstone Maintenance Services, Ltd. in order to provide for continuation of HVAC Maintenance Services; 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. EL007849 with Cornerstone Maintenance Services, Ltd., 10779 U.S. Rt. 42 Plain City, OH 43064, in order to continue and extend services, in accordance with the terms and conditions as shown on the Modification on file in the office of the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$ 136,315.90, or as much thereof as may be needed, is hereby authorized from Sewerage System Operating Fund 650, Department 60-05, to pay the cost of the modification to Contract No. EL007849, as follows:

OCA: 605030
Object Level 3: 3374
Amount: \$70,000.00

OCA: 605063
Object Level 3: 3374
Amount: \$42,000.00

OCA: 605899
Object Level 3: 3374
Amount: \$10,207.20

OCA: 605378
Object Level 3: 3374
Amount: \$14,108.70

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

Legislation Number: 0603-2009

Drafting Date: 04/15/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the payment of \$5,602.08 for vacation time and benefits which have been accumulated in excess of the maximum amount established by the salary ordinance for Fire Division personnel listed below.

Injury leave kept Fire Battalion Chief Johnnie Wood from using vacation accumulation prior to the vacation cutoff date; wages and Worker's Compensation total \$3,392.05.

Military leave kept Firefighter Christopher Wilson from using vacation accumulation prior to the vacation cutoff date; wages, Medicare, and Worker's Compensation total \$2,210.03.

FISCAL IMPACT: Funds are available in the 2009 Budget for these payments.

TitleTo authorize the payment of \$5,602.08 for vacation time and benefits which have been accumulated in excess of the maximum amount established by salary ordinance for Fire Division personnel. (\$5,602.08)

Body**WHEREAS,** Fire Battalion Chief Johnnie Wood and FF Christopher Wilson have requested payment for vacation that was unable to be taken due to injury leave and military leave, respectively; and

WHEREAS, the vacation leave has accumulated in excess of the amount established by the salary ordinance; and

WHEREAS, a situation exists in the usual daily operation of the Division of Fire, Department of Public Safety in that provision for vacation time due the employees above should be made for reasons above 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 this Council determines that it is in the best interest of the City of Columbus to authorize the payment to Fire Battalion Chief Johnnie Wood and FF Christopher Wilson the appropriate amounts due for accrued vacation time that was not taken by no fault of his own, and which otherwise would be forfeited. Such expenditure is hereby authorized

as follows: Fund 10; Division 30-04:

OCA	Object Level 3	Amount
301499	1130 Wages	\$5,306.64
301499	1171 Medicare	\$ 30.10
301499	1173 Workers Comp	<u>\$ 265.34</u>
TOTAL		\$5,602.08

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

Legislation Number: 0606-2009

Drafting Date: 04/15/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation**BACKGROUND:**

This legislation will authorize the Director of the Department of Technology (DoT) to renew an annual support and maintenance agreement, with Environmental Systems Research Institute, Inc. (ESRI), for upgrades and support services associated with the city's geographic information system (GIS). This GIS system supports several business applications, such as web-based applications utilized by city residents and city employees, crime mapping, My Neighborhood, Capital Improvement Projects Map, and the Zoning Map applications, Citywide desktop software used for data maintenance and analysis, as well as other GIS data products.

The City of Columbus, Department of Technology entered into a support services contract, associated with EL003467, provided by ESRI, as authorized by Columbus City Council (Ordinance No. 0976-02) in July 2002. The passage of this ordinance will allow DoT to continue with the needed services with a coverage period from April 15, 2009 through April 14, 2010. The original agreement provided language that allowed for renewals, mutually agreed by all parties, at the end of each contract anniversary date.

FISCAL IMPACT:

The renewal of ESRI support maintenance is budgeted and available in the 2009 Information Services Fund's budget and will cover the time period from April 15, 2009 through April 14, 2010 in the amount of \$81,724.96. During the past two years the Department of Technology expended \$74,210.42 (2007) and \$73,194.92 (2008) for related services. The current contract aggregate total, through this and prior renewals, is \$594,893.70.

EMERGENCY: Emergency action is requested to expedite authorization of this contract in order to facilitate and maintain uninterrupted services from the supplier.

CONTRACT COMPLIANCE:

Vendor Environmental Systems Research Institute, Inc. (ESRI) - 95-2775732 Expiration Date: 5/21/2010

Title

To authorize the Director of the Department of Technology to renew an existing contract with Environmental Systems Research Institute, Inc. for annual software maintenance and support services, to authorize the expenditure of \$81,724.96 from the Department of Technology Information Services Fund; and to declare an emergency. (\$81,724.96)

Body

WHEREAS, this legislation will authorize the Director of the Department of Technology (DoT) to renew an annual support and maintenance agreement, with Environmental Systems Research Institute, Inc. (ESRI), for upgrades and support services associated with the city's geographic information system (GIS), and

WHEREAS, this GIS system supports several business applications, such as web-based applications utilized by city residents and city employees, crime mapping, My Neighborhood, Capital Improvement Projects Map, and the Zoning Map

applications, Citywide desktop software used for data maintenance and analysis, as well as other GIS data products, and

WHEREAS, the City of Columbus, Department of Technology entered into a support services contract, associated with EL003467, provided by ESRI, as authorized by Columbus City Council (Ordinance No. 0976-02) in July 2002, and

WHEREAS, the passage of this ordinance will allow DoT to continue with the needed services with a coverage period from April 15, 2009 through April 14, 2010 in the amount of \$81,724.96. The original agreement provided language that allowed for renewals, mutually agreed by all parties, at the end of each contract anniversary date, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology to renew an existing contract, to continue uninterrupted services associated with the GIS system, thereby preserving the public health, peace, property, safety, and welfare; now, therefore

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

SECTION 1: That the Director of the Department of Technology be and is hereby authorized to renew an annual maintenance and support contract, for services with Environmental Systems Research Institute, Inc. which supports the GIS system. This renewal has a coverage period from April 15, 2009 through April 14, 2010, in the amount of \$81,724.96.

SECTION 2: That the expenditure of \$81,724.96 or so much thereof as may be necessary is hereby authorized to be expended from:

Div.: 47-02|**Fund:** 514|**Subfund:** 001|**OCA Code:** 470202|**Obj. Level 1:** 03|**Obj. Level 3:** 3369|
Amount: \$81,724.96

SECTION 3: That the City Auditor is authorized to make any changes to revise the funding source for any contract 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: 0614-2009

Drafting Date: 04/16/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: House Bill 66 (Amended Substitute House Bill Number 66, FY 2006-2007 Budget Bill, passed by the 126th Ohio General Assembly) phases out the tax on the tangible personal property of general businesses, telephone and telecommunications companies, and railroads. The tax on general business will have been eliminated by 2009. The tax was phased out by reducing the assessment rate on the property each year of the phase out period.

Forty-seven (47) currently active Enterprise Zone Agreements held between the City of Columbus and various Enterprises contain language indicating that said Enterprise would receive a property tax abatement on personal property investments

or that Enterprise was to invest in personal property as part of the project. In addition, five (5) currently active Community Reinvestment Area Agreements held between the City of Columbus and various Enterprises contain language indicating said Enterprise was to invest in personal property as part of the project.

Each of the Enterprises associated with these forty-seven (47) currently active Enterprise Zone Agreements and five currently active Community Reinvestment Area Agreements have satisfied their real and personal property investment goals, and with the reduction of the assessment rate for the tangible personal property tax being reduced to zero percent (0%) the various Enterprises listed above will no longer receive any benefit from an agreed-to abatement. Additionally, as long as language indicating that tangible personal property investment will be made in association with a given project remains in the above agreements, each Enterprise will continue to be required to report such investment as part of the annual reporting process both to the Ohio Department of Development and to the annual Columbus Tax Incentive Review Council. It is the opinion of the Department of Development that such language is no longer needed.

Additionally, six (6) of the forty-seven (47) currently active Enterprise Zone Agreements provide tax abatements on personal property only, and to remove any and all language pertaining to personal property investment and tax abatements related to this personal property investment would render the agreements without benefit to the abatement holders.

It is recommended by the Department of Development that any and all language pertaining to personal property investment and tax abatements related to this personal property investment be removed from the Enterprise Zone and Community Reinvestment Area agreements in question and that the six (6) Enterprise Zone Agreements that provide tax abatements on personal property only be dissolved.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of the Department of Development to amend forty-one (41) currently active Enterprise Zone Agreements and five (5) currently active Community Reinvestment Area Agreements held between the City of Columbus and various Enterprises for the purpose of eliminating language pertaining to personal property investment, and to dissolve six (6) other currently active Enterprise Zone Agreements that abate personal property tax only.

Body

WHEREAS, House Bill 66 (Amended Substitute House Bill Number 66, FY 2006-2007 Budget Bill, passed by the 126th Ohio General Assembly) phases out the tax on the tangible personal property of general businesses, telephone and telecommunications companies, and railroads; and

WHEREAS, the tax on general business will have been eliminated by 2009; and

WHEREAS, the tax was phased out by reducing the assessment rate on the property each year of the phase out period; and

WHEREAS, forty-seven (47) currently active Enterprise Zone Agreements held between the City of Columbus and various Enterprises contain language indicating that said Enterprise would receive a property tax abatement on personal property investments or that Enterprise was to invest in personal property as part of the project; and

WHEREAS, five (5) currently active Community Reinvestment Area Agreements held between the City of Columbus and various Enterprises contain language indicating said Enterprise was to invest in personal property as part of the project; and

WHEREAS, each Enterprise associated with the agreements listed above have satisfied their real and personal property investment goals, and with the reduction of the assessment rate for the tangible personal property tax being reduced to zero percent (0%), the various Enterprises listed above will no longer receive any benefit from an agreed-to abatement; and

WHEREAS, six (6) of the forty-seven (47) currently active Enterprise Zone Agreements provide tax abatements on

personal property only, and so to remove any and all language pertaining to personal property investment and tax abatements related to this personal property investment would render the agreements without benefit to the abatement holders; and

WHEREAS, as long as language indicating that tangible personal property investment will be made in association with a given project remains in the above agreements, each Enterprise will continue to be required to report such investment as part of the annual reporting process both to the Ohio Department of Development and to the annual Columbus Tax Incentive Review Council; and

WHEREAS, it is recommended by the Department of Development that any and all language pertaining to personal property investment and tax abatements related to this personal property investment, be removed from each of the above agreements and that the agreements that provide tax abatements to personal property only be dissolved, **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 Agreements with 1179 E. Main Redevelopment, LLC & Columbus Compact Corporation; 515 Partners, LLC; ADS Alliance Data Systems, Inc./ADS Phase I, LLC; American Signature, Inc., & JAL Realty Co.; America's Floor Source, LLC; AmerisourceBergen Drug Corporation; Beverage Management, Inc.; Boehringer Ingelheim Roxane, Inc.; Brewers Yard LLC; Broad & High CRI LP; Buckeye Distributing, Inc.; Carr Supply, Inc.; Columbus Paperbox; Columbus Wood Products, LLC/Continental Millworks Company, LLC/Nacht Holdings, LLC; Comtex; Core Molding Technologies, Inc.; Crafts Americana Group, Inc.; DSW, Inc. & 4300 Venture 34910 LLC; Evans, Mechwart, Hambleton & Tilton Inc./Wishbone Partners, LLC; Gideon Development Partners, LLC & King Lincoln Gateway, LLC; Gowdy Partners LLC & Time Warner Entertainment Company L.P.; Grange Mutual Casualty Company; Greater Linden Development Corporation & NLR Group Ltd.; Hirschvogel Incorporated; The Huntington National Bank; Liberty Place, LLC; Millennium Court LLC and DuPont Flooring Systems, Inc.; MND LLC/Moody Nolan LTD., Inc./Wiles, Boyle, Burkholder & Bringardner LP/Saltz Shamis & Goldfarb CPAs; Morrison Medical LTD & MJ Paragon LLC; NetJets, Inc.; NTK Hotel Group LLC; Schottenstein Stores Corporation and 4300 Venture 34910 LLC; Simpson Strong-Tie Co.; Superior Production Partnership; Terminal Warehouse, Inc./KB Columbus II/Bayer Material Science, LLC; Town Square Limited Partnership; The Trane Company and Millennium Court II LLC; and Unico Alloys and Metals/Cronimet Holdings; and to amend the Community Reinvestment Area Agreements with Brewers Yard Apartments; Cassady Gateway Partners LLC; McGraw-Hill Companies, Inc.; Mettler Toledo Scale; and Nationwide Arena LLC; so as to remove any and all language from each of the above agreements pertaining to personal property investment and tax abatements related to this personal property investment, and to dissolve the Enterprise Zone Agreements with American Eagle Airlines, Hopkins Printing, Océ Imagistics, PetsMart/USIndustrial REIT, Stone Barn LLC, and United Parcel Service.

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

Legislation Number: 0620-2009

Drafting Date: 04/17/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The City of Columbus, ("Landlord") entered into Lease Agreement with Directions for Youth and Families Group, Inc. ("Tenant") on June 21, 2006 for the three year lease of approximately 27,662 square feet of space located at 657 S. Ohio Avenue, Columbus, Ohio. The Lease Agreement did not contain a renewal option and expires on June 30, 2009. The Ohio Avenue building is used by Directions for Youth and Families (DFYF) to provide counseling, early childhood services, arts, recreation, leadership development and drug, alcohol, and violence prevention through after school performing and creative arts activities and summer camp programming for youth in this neighborhood. The youth programs at the Ohio Avenue Youth Center have been very successful, and DFYF wishes to continue

providing programming at this location. This legislation authorizes the Director of the Department of Finance and Management to enter into a Lease Amendment to provide for a renewal term, three years in length, commencing on July 1, 2009 and terminating on June 30, 2012. All other terms and conditions of the Lease will remain unchanged.

Fiscal Impact: The Lease Amendment will provide the City annual rental income in the amount of \$44,259.20 through June 30, 2012, unless Directions for Youth and Families Group, Inc exercises its options to either terminate or purchase the building.

Title

To authorize the Director of the Department of Finance and Management to execute a Lease Amendment with Directions for Youth and Families Group, Inc. to modify the lease to provide for a renewal term of three (3) years in length, with the renewal term commencing on July 1, 2009 and terminating on June 30, 2012.

Body

WHEREAS, pursuant to Ordinance No. 2006-2005, the City of Columbus, ("Landlord") entered into a Lease Agreement with Directions for Youth and Families Group, Inc. ("Tenant"), dated June 21, 2005, for a term of three years, for the lease of approximately 27,662 square feet of space located at 657 S. Ohio Avenue, Columbus, Ohio; and

WHEREAS, the City and Tenant now desire to execute a Lease Amendment to provide a renewal term, of three years in length, commencing on July 1, 2009 and terminating on June 30, 2012; and

WHEREAS, all others terms and conditions of the Lease Agreement will remain unchanged and in full force and effect, now, therefore:

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

SECTION 1. That the Director of the Department of Finance and Management be, and hereby is, authorized to execute the Lease Amendment to provide for a renewal term of three (3) years in length.

SECTION 2. That the terms and conditions of the Lease Amenedment shall be in a form approved by the City Attorneys Office, and shall include a provision to allow for a renewal term of said Lease Agreement for a term three (3) years in length commencing on July 1, 2009 and terminating June 30, 2012. All other terms, conditions, covenants and provisions of the original Lease Agreement remain unchanged and in full force and effect.

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

Legislation Number: 0624-2009

Drafting Date: 04/17/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The purpose of this legislation is to authorize the Board of Health to enter into a contract for interpretation services for the Ben Franklin Tuberculosis Clinic located at 240 Parsons Avenue. The Columbus Health

Department has a need to provide language interpretation services for TB patients with limited English proficiency who receive services at the Tuberculosis Clinic. The Health Department has a need to make funds available to contract with Access 2 Interpreters, LLC. Access 2 Interpreters, LLC will provide live interpretation services. The contract period is February 1, 2009 through January 31, 2010. The contract compliance with Access 2 Interpreters, LLC expires September 28, 2010. Their contract compliance number is 760803722. Access 2 Interpreters, LLC, is a certified female business enterprise.

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

FISCAL IMPACT: Funding for this contract is budgeted in the Health Department Grants Fund, Fund 251.

TitleTo authorize and direct the Board of Health to enter into a contract with Access 2 Interpreters, LLC for interpretation services; to authorize the total expenditure of \$50,000.00 from the Health Department Grants Fund; and to declare an emergency. (\$50,000.00)

Body

WHEREAS, a need exists for language interpretation services for persons with limited English proficiency who receive services at the Ben Franklin Tuberculosis Clinic; and,

WHEREAS, bid SA002788 was bid on the City's vendor services website; and,

WHEREAS, an evaluation of all bids received was performed and it was determined that Access 2 Interpreters, LLC, a certified female business enterprise, 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 to enter into contract for \$50,000.00 with Access 2 Interpreters, LLC to provide live interpretation services.

SECTION 2. That the expenditure of \$50,000.00 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Division No. 50-01, OCA Code 504055, Grant No. 504055, Object Level One 03, Object Level Three 3445.

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: 0629-2009

Drafting Date: 04/20/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of Public Utilities to negotiate with multiple potential providers of purchase power, to enter into a contract for purchase power and waives provisions of Columbus City Code relating to award of contracts through the RFP process. Negotiating contract terms and power pricing with more than one provider should allow the City to secure the best contract available.

The Department of Public Utilities will request proposals from potential suppliers and will negotiate contract terms and conditions with suppliers deemed to have submitted responsive proposals. This process will allow department staff to compare proposals and terms in order to select the best purchase power contract for the Division of Power and Water.

The existing purchase power contract is in effect until May 31, 2012. The new proposal would provide power through May 31, 2014. It is in our customer's best interest to obtain stable prices in advance and it would be beneficial to secure power for these years at this time. Wholesale electric prices are currently driven by the volatile and escalating prices for natural gas and coal that are used to generate electricity. It is also adjusting to restructuring/deregulation by the Federal Energy Regulatory Commission (FERC) and state public utility commissions in an effort to increase competition. These factors have created a seller's market for power producers and a change in the market dynamics. This wholesale power market environment warrants authorizing the Director of Public Utilities to negotiate contract terms with more than one potential supplier. The department wishes to advertise for purchase power at this time because current market conditions indicate future pricing may in fact be lower than would have been anticipated. This request for proposals will determine whether purchasing power through May of 2014 will provide stable or possibly reduced cost.

This ordinance is requested to be an emergency measure to allow contract negotiations to begin at the earliest possible date.

FISCAL IMPACT:

There is an expenditure of \$1.00 associated with this ordinance to allow the Director of Public Utilities the authority to enter into a contractual agreement for the purpose of locking down a firm fixed price for the supply of power. It is anticipated that the contract will have a multi year term beginning June 1, 2012. Ordinances will be submitted yearly to fund any planned phases of the contract.

Title

To authorize the Director of Public Utilities to negotiate and enter into a contract for purchase power, to waive provisions of Columbus City Code relating to award of contracts through the request for proposal process, to authorize the expenditure of \$1.00 from the Electricity Operating Fund; and to declare an emergency. (\$1.00)

Body

WHEREAS, it is necessary to enter into a contract for purchase power for the estimated power needs prior to expiration of the current contract on May 31, 2012; and

WHEREAS, in order to secure the best combination of contract terms and pricing it is advisable to negotiate with more than one potential power supplier; and

WHEREAS, it is in the best interest of the City due to current conditions within the power purchase market to authorize the Director of Public Utilities to negotiate contract terms and enter into a contract with the power supplier deemed to provide the best overall terms and pricing; and

WHEREAS, it is necessary to waive provisions of Columbus City Code relating to selection using the request for proposal process to allow negotiation with multiple power suppliers; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water, of the Department of Public Utilities, in that is immediately necessary to authorize the Director of Public Utilities to negotiate and enter into a

contract for purchase power, to waive provisions of Columbus City Code relating to award of contracts through the RFP process, in an emergency manner to allow contract negotiations to begin 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 this Council finds the best interest of the City is served by waiving, and does hereby waive Section 329.14 of the Columbus City Codes, 1959, concerning awarding contracts through the request for proposal process.

SECTION 2. That the Director of Public Utilities is hereby authorized to negotiate for and to enter into a contract for the supply of purchase power for the Division of Power and Water in the amount of one dollar (\$1.00).

SECTION 3 That the expenditure of \$1.00 is hereby authorized from the Electricity Operating Fund 550, Division 6007, OCA 600830, OL1 02, OL3 2233

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: 0630-2009

Drafting Date: 04/20/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded additional grant funds from the Ohio Department of Health to fund the Women, Infants, and Children (WIC) Program in the amount of \$80,997, for a total grant award in the amount of \$5,236,485. The additional funding will allow the program to fully fund personnel expenses, purchase needed computers, file cabinets, measuring boards, fund additional rent expenses, and to increase a contract for services with Nationwide Children's Hospital. The purpose of this legislation is to accept and appropriate these funds to conduct the WIC 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 as well as 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 Columbus Health Department to accept grant funds from the Ohio Department of Health in the

amount of \$80,997; to authorize the appropriation of \$80,997 from the Health Department Grants Fund; and to declare an emergency, (\$80,997)

Body

WHEREAS, \$80,997 in additional grant funds have been made available through the Ohio Department of Health for the Women, Infants, and Children (WIC) grant program for the period 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 Columbus Health Department is hereby authorized and directed to accept an additional grant award totaling \$80,997 from the Ohio Department of Health for the Women, Infants, and Children (WIC) grant 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, 2009, the sum of \$80,997 is hereby appropriated to the Health Department, Division No. 50, as follows:

OCA: 508116; Grant: 508116; Object Level 1: 01; Amount: \$5,479
OCA: 508116; Grant: 508116; Object Level 1: 02; Amount: \$25,991
OCA: 508116; Grant: 508116; Object Level 1: 03; Amount: \$49,527

Total for Grant No. 508116: \$80,997

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.

Drafting Date: 04/21/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

NEED: This ordinance authorizes the Columbus Police Chief to accept a grant award in the amount of \$23,953.22 from the State of Ohio, Department of Natural Resources, Division of Watercraft so that the local Columbus Marine Patrol unit can patrol local water ways during peak seasonal use by the public. The agreement will permit the City to receive a grant of \$23,953.22 to pay overtime costs for the 2009 Marine Patrol unit. An appropriation of these funds is needed for sworn personnel overtime costs for the operation of a Marine Patrol Program according to the agreement.

EMERGENCY DESIGNATION: Emergency legislation is necessary to meet the State of Ohio processing deadline and make the awarded funds available for the peak operating season activities of the Marine Park Unit.

FISCAL IMPACT: This ordinance authorizes the City of Columbus to accept, appropriate, and expend a grant award in the amount of \$23,953.22 from the State of Ohio, Department of Natural Resources, to pay overtime costs for the Division of Police Marine Patrol unit to patrol local waterways during peak seasonal use. There is no financial impact on the General Fund for this ordinance.

Title

To authorize and direct the Chief of Police to enter into a grant agreement with the State of Ohio, Department of Natural Resources, Division of Watercraft, to authorize an appropriation of \$23,953.22 from the unappropriated balance of the General Government Grant Fund for the Division of Police for the operation of a Marine Patrol Program; and to declare an emergency. (\$23,953.22)

Body

WHEREAS, the purpose of this agreement is to effect adequate and satisfactory enforcement of laws relating to watercraft as set forth in Chapter 1547, Revised Code of Ohio, including regulations, rules, and ordinances promulgated or established by state or local authorities, pertaining to the operation of watercraft; and

WHEREAS, the State of Ohio, Department of Natural Resources, Division of Watercraft, upon approval of said submitted budget agrees to pay a like sum subject to the provisions of Section 1547.67, Revised Code of Ohio, to the Treasurer of the City of Columbus, for the exclusive purpose of payment for services or costs contained in the approved budget for watercraft enforcement uses; and

WHEREAS, the Department of Public Safety is already providing a watercraft enforcement function, and it is advantageous to grant authority to the Chief of Police to enter into agreement with the State of Ohio, Department of Natural Resources, to receive state funds; and

WHEREAS, funds are needed for the operation of the Marine Patrol Program according to the agreement and in a timely manner for peak operating season activities; and

WHEREAS, emergency legislation is necessary to complete the legislative requirements for accepting the award within the extended deadlines the State has approved for this award; and

WHEREAS, an emergency exists in the daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to authorize entering into said agreement and appropriating the funds to meet the State processing deadline for the preservation of public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the Chief of Police be and is hereby authorized and directed to enter into an agreement with the State of Ohio, Department of Natural Resources, Division of Watercraft, and to accept a grant of \$23,953.22 on behalf of the

City of Columbus, Division of Police to effect adequate and satisfactory enforcement of laws as provided for in Chapter 1547, Revised Code of Ohio, together with any rules, regulations or ordinances promulgated or established by the state or local authorities pertaining to the operation of watercraft.

SECTION 2. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purposes during the program period the sum of \$23,953.22 is appropriated as follows:

<u>DIV</u>	<u>FD</u>	<u>OBJ#1</u>	<u>OBJ#3</u>	<u>OCACD</u>	<u>GRANT</u>	<u>AMOUNT</u>
30-03	220	01	1127	330142	338203	1,346.00
30-03	220	01	1131	330142	338203	17,949.22
30-03	220	01	1161	330142	338203	3,500.00
30-03	220	01	1171	330142	338203	260.00
30-03	220	01	1173	330142	338203	898.00

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

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

Legislation Number: 0638-2009

Drafting Date: 04/21/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Vehicle Rental for Fleet Management. Vehicle Rental is to be provided to allow all city agencies with the ability to rent various types of vehicles for a variety of operational needs on an as-needed basis.

The term of the proposed option contract is from the date of execution by the City up to and including November 30, 2011 with the right to extend for two (2) additional one year periods subject to mutual agreement by both parties. The Purchasing Office opened formal bids on April 9, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003231). Twelve bids (12) were solicited; Two (2) bids were received.

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

Hertz Car Rental (Byers Car Rental, L.L.C.)/ Items 1, 2, 3, 4, 5, 7, and 8 CC#314139860 (Expires 5-20-10)

Total Estimated Annual Expenditure: \$50,000.00

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 Mail, Print Services and UTC Fund. 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 contract for the option to purchase vehicle rental from Hertz Car Rental (Byers Car Rental, L.L.C.), to authorize the expenditure of one (1) dollar from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on April 9, 2009 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 Vehicle Rental is needed to provide all city agencies with the ability to rent various types of vehicles for a variety of operational needs on an as-needed basis, 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 for an option to purchase Vehicle Rental, 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 Vehicle Rental in accordance with SA003231 from the date of execution by the City up to and including November 30, 2011 with the right to extend for two (2) additional one year periods subject to mutual agreement by both parties:

Hertz Car Rental (Byers Car Rental, L.L.C.), Items: 1, 2, 3, 4, 5, 7, and 8: Amount: \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 3373, 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: 0646-2009

Drafting Date: 04/22/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the repeal of ordinance 1960-2008 to remove Gambit Investment, LLC's proposed project from the Home Again Program (Housing Preservation Fund), cancels the auditor's certificate that was issued for that project, and authorizes the Director of the Department of Development to modify the Home Again Program contract with The Affordable Housing Trust for Columbus and Franklin County (AHT).

Ordinance 1960-2008, passed on December 15, 2008, authorized the Director of the Department of Development to enter into an agreement with Gambit Investments LLC to implement a component of the City's Home Again Initiative. The project was cancelled on March 26, 2009 and a development agreement was never executed. It is now necessary to repeal

said ordinance and cancel the auditor's certificate to make available \$60,000 from the Housing Preservation Fund that will be re-committed to the AHT. This legislation authorizes the expenditure of funds to increase the AHT Home Again Program contract and to extend it to October 16, 2011.

The Home Again Program addresses blight through the acquisition and rehabilitation of vacant houses to increase the supply of decent, safe, sanitary and affordable housing as well as enhancing neighborhood revitalization activities. The program allows the AHT to selectively target acquisitions of vacant properties for redevelopment and to ensure maximum neighborhood revitalization potential. The Home Again Program also assists in building the capacity of neighborhood-based non-profit organizations.

Emergency action is requested so that the ordinance can be repealed and the auditor's certificate cancelled allowing the monies to be reallocated to the Affordable Housing Trust during this construction season.

FISCAL IMPACT: This cancellation of AC029353 will make available \$60,000 to the City's Housing Preservation Fund that will be re-committed to the AHT. \$60,000 will be expended from the City's Housing Preservation Fund for modifying the AHT agreement.

Title

To authorize the repeal of Ordinance 1960-2008, passed on December 15, 2008, to remove Gambit Investment, LLC's proposed project from the Home Again Program (Housing Preservation Fund); to authorize and direct the City Auditor to cancel the auditor certificate issued for that project; to authorize the Director of the Department of Development to modify the Home Again Program contract with The Affordable Housing Trust for Columbus and Franklin County; to authorize the expenditure of \$60,000 from the Housing Preservation Fund; and to declare an emergency (\$60,000)

Body

Whereas, ordinance 1960-2008, passed on December 15, 2008, authorized the Director of the Department of Development to enter into an agreement with Gambit Investments LLC to implement a component of the City's Home Again Initiative; and

Whereas, the project was cancelled on March 26, 2009 and a development agreement was never executed; and

Whereas, it is now necessary to repeal said ordinance and cancel the auditor's certificate to make available \$60,000 from the Housing Preservation Fund that will be re-committed to the Affordable Housing Trust for Columbus and Franklin County (AHT); and

Whereas, this legislation authorizes the expenditure of funds to modify and increase the AHT contract and for the Home Again Program; and

Whereas, the AHT will receive an additional \$60,000; and

Whereas the Director of the Department of Development desires to modify Contract EL007413 with AHT by extending the contract to October 16, 2011; and

Whereas, the Home Again Program addresses blight through the acquisition and rehabilitation of vacant houses to increase the supply of decent, safe, sanitary and affordable housing as well as to enhance neighborhood revitalization activities; and

Whereas, emergency action is requested so that the ordinance can be repealed and the auditor's certificate cancelled allowing the monies to be reallocated to the AHT during this construction season; and

Whereas, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to expend the aforementioned loan funds and extend the period of the contract, 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 Ordinance 1960-2008, passed on December 15, 2008, is hereby repealed to remove Gambit Investment, LLC's proposed project from the Home Again Program (Housing Preservation Fund).
- Section 2.** That the City Auditor is hereby authorized and directed to cancel auditor's certificate AC029353.
- Section 3.** That the Development Director is hereby authorized to modify the Home Again Program contract EL007413 with The Affordable Housing Trust for Columbus and Franklin County by increasing the contract amount by \$60,000 and extending the contract through October 16, 2011.
- Section 4.** That for the purposes stated in Sections 3 above, the expenditure of \$60,000 or so much thereof as may be necessary and be and is hereby authorized to be expended from the Housing Preservation Fund, Department of Development, Department No. 44-10, Fund 782, Object Level One 06, Object Level Three 6701, OCA Code 782001, Project 782001.
- 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: 0654-2009

Drafting Date: 04/23/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Director of the Department of Development to enter into contracts with Fit and Trim Lawn Care and The Shining Company to provide grass cutting services on City-owned property being held in the Land Bank. Fit and Trim Lawn Care and The Shining Company were the two contractors selected from a pool of nine companies that responded to the request for bids. The companies were selected based on lowest bid, prior experience, and qualifications.

Fit and Trim Lawn Care Contract Compliance #80-0308630 Expiration 3/10/11

The Shining Company Contract Compliance #31-1303398 Expiration 2/12/10

FISCAL IMPACT: Funds for these contracts are allocated from the Land Management Fund (\$90,000).

EMERGENCY JUSTIFICATION: Emergency action is requested in order to continue grass cutting services without interruption.

Title

To authorize the Director of the Department of Development to enter into various contracts for the provision of grass cutting services on City-owned property being held in the Land Bank; to authorize the expenditure of \$90,000 from the Land Management Fund; and to declare an emergency. (\$90,000)

WHEREAS, this ordinance authorizes the Director of the Department of Development to enter into contracts with Fit and Trim Lawn Care and the Shining Company to provide grass cutting services for the Land Redevelopment Office; and

WHEREAS, these contractors were selected from a pool of nine companies that responded to the request for bids (2009 SA003225); and

WHEREAS, Fit and Trim Lawn Care and The Shining Company were selected based on lowest bid, prior experience, and qualifications; and

WHEREAS, both contractors are Certified Emerging Minority Business Enterprise companies with the Equal Business Opportunity Commission Office; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into said contracts for the uninterrupted provision of grass cutting services of City Land Bank parcels, 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 contract with Fit and Trim Lawn Care and The Shining Company to provide grass cutting services to the Land Redevelopment Office for parcels held in the Land Bank.

Section 2. That for the purpose stated in Section 1, the expenditure of \$90,000 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Department of Development, Land Management Fund, Fund 206, Division No. 44-01, Object Level One 03, Object Level Three 3354, OCA Code 441206 as follows:

CONTRACTOR	AMOUNT
Fit and Trim Lawn Care	\$45,000.00
The Shining Company	<u>\$45,000.00</u>
Total:	\$90,000.00

Section 3. That these contracts are awarded in accordance with Chapter 329.11 of the Columbus City Codes, 1959.

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

Legislation Number: 0657-2009

Drafting Date: 04/24/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Affordable Housing Trust for Columbus and Franklin County combines public and private funding through a variety of sources to support the development of housing within the City. Both rental units and homeownership projects are developed.

In 2009 the City will commit its annual contribution of the hotel/motel tax receipts to the Affordable Housing Trust for Columbus and Franklin County at an estimated \$1,125,000 or whatever greater or lesser sum of money may be received through the portion of the Hotel/Motel Excise Tax fund allocated to the Affordable Housing Trust for Columbus and Franklin County. The amount allocated (\$1,125,000) is based on 0.43% in relation to the 5.1% total city rate, less

\$150,000. Ordinance 0495-2009, passed 3/30/09, transferred \$150,000 from the Housing Trust Fund to the Health Special Revenue Fund to support the Columbus Neighborhood Health Centers.

This legislation is presented as an emergency because of the need to continue program services without interruption.

FISCAL IMPACT: This legislation authorizes and directs the appropriation and expenditure of 0.43% of the combined rates of 5.1% of the Hotel/Motel Excise Tax fund, less \$150,000, presently estimated at \$1,125,000.

Title

To authorize the Director of the Development Department to enter into a contract with the Affordable Housing Trust for Columbus and Franklin County to facilitate the production of affordable housing and enhance home ownership opportunities in Columbus; to authorize the appropriation and expenditure of 0.43% (presently estimated at \$1,125,000) of the combined rates of 5.1% of the Hotel/Motel Excise Tax, less \$150,000; and to declare an emergency. (\$1,125,000)

Body

WHEREAS, the Mayor commissioned a Columbus Housing Task Force (Task Force) in May 2000 to design the City's first housing trust fund and to recommend a structure whereby an Affordable Housing Trust for Columbus and Franklin County could facilitate the production of housing in Columbus; and

WHEREAS, the goal of the Housing Trust Fund is that 50% of the City's leveraged funding would go to benefit citizens who are at or below 60% of the median income; and

WHEREAS, Section 371.02(c) of the Columbus City Codes, 1959, specifies that up to 0.43 percent of the combined rates of 5.1 percent of the revenues of the Hotel/Motel Excise Tax are to be used to support the production of affordable housing and create home ownership opportunities within the city of Columbus through the Columbus Housing Trust; and

WHEREAS, ordinance 0495-2009, passed 3/30/09, transferred \$150,000 from the Housing Trust Fund to the Health Special Revenue Fund; and

WHEREAS, the City has determined to adjust the annual distribution of hotel/motel tax receipts to allow for on-going contributions in the amount of 0.43% (presently estimated at \$1,125,000) of the combined rates of 5.1% of the Hotel/Motel Excise Tax fund, less \$150,000, to Affordable Housing Trust for Columbus and Franklin County for this effort; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to authorize the appropriation and expenditure of said funds for the Affordable Housing Trust for Columbus and Franklin County to continue program services without interruption, in order to preserve the public peace, health, safety, and welfare; and **NOW, THEREFORE,**

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

Section 1. That the Director of the Development Department is hereby authorized to enter into a contract with the Affordable Housing Trust for Columbus and Franklin County to support the production of affordable housing in the City of Columbus.

Section 2. For the purpose of paying the costs thereof, the sum of 0.43% (presently estimated at \$1,125,000) of the combined rates of 5.1% of the Hotel/Motel Excise Tax, less \$150,000, is hereby deemed appropriated and authorized to be expended from the Department of Development, Department No. 44-10, the Hotel/Motel Excise Tax Fund 236, Object Level One 03, Object Level Three 3336, OCA Code 236002.

Section 3. Said contract shall provide for payment by the City for such services in accordance with Chapter 371.02(c) of Columbus City Codes, 1959.

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

Legislation Number: 0671-2009

Drafting Date: 04/28/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

Under Title XII of the American Recovery and Reinvestment Act of 2009, the U.S. Department of Housing and Urban Development (HUD) is allocating \$1.5 billion for communities to provide financial assistance and services to either prevent individuals and families from becoming homeless or help those who are experiencing homelessness to be quickly re-housed and stabilized. This federal funding creates the grant referred to as the Homelessness Prevention and Rapid Re-Housing Program (HPRP).

As a result of HUD using their Emergency Shelter Grant formula, the city of Columbus was awarded \$2,642,649 of HPRP funds from HUD. This funding requires that the City of Columbus submit to HUD an HPRP application and make a substantial amendment to the city's Consolidated Plan 2008 Action Plan.

The City of Columbus and Franklin County are collaborating to fund HPRP initiatives that benefit both the city and county. We have agreed to combine our allocations and work through the Rebuilding Lives Funder Collaborative (RLFC) and Community Shelter Board (CSB). RLFC and CSB have established collaborative teams to design effective services and systems to implement HPRP in our community. CSB will then make awards to subgrantees, selected through a competitive Request for Proposals (RFP) process called CSB Gateway, with funds to provide homelessness prevention and rapid re-housing services.

The HPRP City of Columbus grant application to HUD can be seen on the city's website. On April 29, 2009, a 12 day public notice was placed on this website, and in the Columbus Dispatch. Citizens, public agencies and other interested parties may make public comments to the city on the HPRP grant application through May 11, 2009. In addition, the application will be presented at the Health, Housing and Human Services Committee hearing on May 6, 2009 where public testimony will be accepted.

HUD requires that the city submit an application no later than May 18, 2009. Emergency legislation is needed to satisfy HUD's short grant application period. This legislation authorizes the city to submit an HPRP application to HUD and to make a substantial amendment to the city's Consolidated Plan's 2008 Action Plan.

FISCAL IMPACT:

This HPRP grant application is for \$2,642,649. The city will contract with the Community Shelter Board (CSB) to implement the HPRP in our community. The city must obligate funds to the CSB by September 30, 2009. 60 percent of the HPRP funds must be expended within two years of the HUD grant agreement, and 100 percent of the funds must be expended within three years.

Title

To adopt the Homelessness Prevention and Rapid Re-Housing Program; to authorize the filing of the Homelessness Prevention and Rapid Re-Housing Program application with the U. S. Department of Housing and Urban Development; and to make a substantial amendment to the Consolidated Plan's 2008 Action Plan; and to declare an emergency.

Body

WHEREAS, the American Recovery and Reinvestment Act of 2009 authorizes the U.S Department of Housing and Urban Development (HUD) to allocate \$1.5 billion nationally for communities to provide financial assistance and services to either prevent individuals and families from becoming homeless or help those who are experiencing homelessness to be quickly re-housed and stabilized; and

WHEREAS, HUD's newly developed Homelessness Prevention and Rapid Re-Housing Program (HPRP) will provide homelessness prevention and assistance grant funds to the city; and

WHEREAS, the city of Columbus has developed an HPRP grant application, which provides for the city of Columbus and Franklin County to collaborate in the funding of HPRP initiatives that benefit both the city and county in providing homelessness prevention and rapid re-housing services; and

WHEREAS, the city of Columbus has received an HPRP grant award of \$2,642,649 from HUD; and

WHEREAS, the HPRP application requires a substantial amendment to the 2008 Action Plan which implements the city of Columbus' five year Consolidated Plan; and

WHEREAS, HUD must receive the city of Columbus' HPRP grant application by the deadline of May 18, 2009; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Finance and Management in that it is immediately necessary to authorize the filing of the Homeless Prevention and Rapid Re-Housing Program with the U.S. Department of Housing and Urban Development in order to meet the grant application deadline thereby preserving the public health, peace, safety, and welfare; now, therefore:

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

SECTION 1: That the city of Columbus hereby adopts the recommended Homelessness Prevention and Rapid Re-Housing Program, as set forth in the attachment "ORD0671-2009HPRPApplication".

SECTION 2: That the city of Columbus Homelessness Prevention and Rapid Re-Housing Program application, as provided for under Title XII of the American Recovery and Reinvestment Act of 2009, is hereby approved, and that the Mayor, acting on behalf of the City of Columbus, is hereby authorized and directed to file such application with the U.S. Department of Housing and Urban Development and make a substantial amendment to the Consolidated Plan's 2008 Action Plan.

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

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/V/SFB.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 - May 19, 2009 2:00 pm

SA003260 - R&P Griggs 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 2:00 p.m. on Tuesday, May 19, 2009, 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 April 21, 2009 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. Note: this project is a re-bid. All of the drawings and specifications have been updated and revised. NO NOT ATTEMPT TO BID FROM OLD DOCUMENTS!!!!

Questions about the project should be directed by fax to Ms. Melissa Shanks, architect @ 614-628-0311.

The estimate of cost for this project is \$4,270,000.

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: April 24, 2009

SA003267 - R&P Quarry Wetland

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, Suite 101, until 2:00 p.m. on Tuesday, May 19, 2009, and publicly opened and read immediately thereafter for:

WRRSP Quarry Wetland Project

The work for which proposals are invited consists of the removal of pathway mounds, demolition and removal of six docks, and removal of three walks; one wooden boardwalk to be hand removed and saved, one stone walk to be hand removed, and one stone walk to be removed. Alternate #1 includes the hand installation of approximately 1400 l.f. of vinyl-coated chain link fence to be laid out in the field.

Alternate #2 includes the planting of trees in designated locations.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders on 5/1/09 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 Elayna Grody (645-3304) or Justin Loesch (724-3004).

Proposals must be submitted on the proper forms, P-1 through P-37, contained in the Project

Manual/Specifications. The Proposal section in its entirety must be submitted in a sealed envelope marked "WRRSP Quarry Wetland Project."

ORIGINAL PUBLISHING DATE: May 06, 2009

BID OPENING DATE - May 20, 2009 3:00 pm

SA003263 - MOUND-HARRISBURG PIKE WATER MAIN

SCOPE: The City of Columbus, Department of Public Utilities, Division of Power and Water is receiving proposals for the Mound/Harrisburg Pike 24" Water Main. The work for which proposals are invited consists of the installation of 24 inch and 8 inch water lines and appurtenances and service transfers and such other work as may be necessary to complete the contract in accordance with the plans (C-915) and specifications. All work shall be completed within 365 days from date of the Notice to Proceed.

CLASSIFICATIONS: There is not a Pre-Bid Conference for this bid. Prevailing wage rates apply. A 10% (ten percent) proposal guaranty (proposal bond or certified check) and a 100% (One hundred percent) performance and payment bond are required for this bid. Plans are available to prospective bidders after May 4, 2009. The Bid Date for the project is May 20, 2009.

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: April 30, 2009

BID OPENING DATE - May 21, 2009 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003182 - S&D/SM/UTC - EROSION CONTROL MATERIALS

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage, Sewer Maintenance Operations Center, 1250 Fairwood Avenue, to enter into a Universal Term (UTC) contract for Erosion Control Materials. Material will be used for various ditch and drainage control projects. It is estimated that the Division of Sewerage and Drainage will spend approximately \$40,000.00 annually from this contract. The proposed contract will be in effect for a period of two (2) years from the date of execution by the City to and including May 31, 2011

1.2 Classification: Erosion Control Materials shall be specifically manufactured for their intended purpose. Materials will be ordered on an as needed basis. Delivery may be required within 24 hours after ordering and may be picked-up by the City or the City's representative on an emergency basis. Product standards will be in accordance with the latest edition A.S.T.M. specifications where applicable and the latest edition of the City of Columbus Construction and Material Specifications.

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: May 01, 2009

SA003247 - ISCO EQUIPMENT & SERVICES UTC

1.1 Scope: The City of Columbus, Division of Sewerage and Drainage, Pre-Treatment Section is obtaining bids to establish a contract for the purchase of Teledyne Isco Wastewater Monitoring Equipment, Service and Consumables for use in the monitoring of industrial wastewater. It is estimated that \$45,000.00 will be spent annually on this contract. The proposed contract shall be in effect from the date of execution by the City to and including September 30, 2011.

1.2 Classification: This bid proposal and the resulting contract will provide for the purchase of Teledyne Isco Wastewater Bubbler Flow Meters, Model 4230; Teledyne Isco Wastewater Samplers, Model 3700; Nickel Cadmium Battery for Teledyne Isco Samplers 60-1684-040, Model 934; five station battery charger for use with Teledyne Isco Samplers 68-3000-965, Model 965, on as needed basis. Bidders are asked to quote on service per hour rate, equipment and percentage discount off list price for consumables. Furthermore, bidders are asked to submit a price list for consumables with prices that include any percentage discount already calculated into the price.

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: April 15, 2009

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003253 - FLEET/VEHICLE PREVENTIVE MAINTENANCE

1.1 Scope: It is the intent of the City of Columbus to obtain proposals to establish a Universal Term Contract(s) (UTC) to supply Vehicle Preventive Maintenance (PM) Services for various City vehicles up to and including November 30, 2011.

1.2 Classification: The contract(s) resulting from this bid proposal will provide for the option of preventive maintenance (pm) services per bid document. Bidder(s) shall have locations in Quadrant 1 Northwest - North of Broad Street, West of High Street; Quadrant 2 Northeast - North of Broad Street, East of High Street; Quadrant 3 Southeast - South of Broad Street, East of High Street; Quadrant 4 Southwest - South of Broad Street, West of High Street. Bidder's primary business must be Vehicle Preventive Maintenance (PM) Services (oil changes) to furnish the City's requirements.

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: May 07, 2009

SA003261 - CISCO VoIP ENGINEERING SERVICES UTC

Scope: This proposal is to provide the City of Columbus, Department of Technology (DoT) with a Universal Term Contract (UTC) for Cisco VoIP engineering services and other related telecommunication needs. It is the intention of the Department of Technology to convert approximately more than two thousand (2,000) phones at ten (10) locations to VoIP over the term of this contract. The proposed contract is for services through May 30, 2012.

Classification: This contract will provide for Cisco VoIP engineering services including but not limited to: software installation services, design, analysis, project management and maintenance of various items as specified herein. Bidders are required to show experience in providing these types of services and installations as well as meeting or exceeding the personnel requirements as detailed in these specifications.

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: May 14, 2009

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003259 - SYLVAN CULVERT

1.1 Scope: The City of Columbus, Department of Public Service, is receiving proposals until 3:00 P.M., May 21, 2009, for SYLVAN CULVERT, CIP NO. 530301 - 100008, 2589 Drawer E. Proposals are being received at the Department of Public Service, Office of Support Services, 90 W. Broad St., Room 301, Columbus, OH, 43215. The scope of the project shall consist of a bridge replacement with a conspan culvert and such other work as may be necessary to complete the contract in accordance with the specifications. The contract duration is 90 days. The City will issue a Notice to Proceed on or about August 17, 2009.

1.2 Classification: Prevailing wage rates apply. The bidder is required to submit a proposal bond in the form provided in the Bid Submittal documents. The amount of the guaranty shall be expressed in dollars and cents or as a percentage of the bid amount, and shall not be less than ten (10) percent of the bid, including all alternates submitted which increases the bid. Each offeror shall submit with its proposal an active City of Columbus Contract Compliance Certification Number, or a completed application for certification. Plans can be purchased at 109 N. Front St., Room 301 for \$10.00 for half sized plans and \$25.00 for full sized plans. There will not be a pre-bid meeting for this project. All questions concerning the project are to be sent to capitalprojects@columbus.gov. The last day to submit questions is May 5, 2009. Responses will be posted on the Vendor Services web site as an addendum and an e-mail will be sent to each firm who purchased plans. Phone calls will not be accepted.

For additional information concerning this bid go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov/e-proc/>) and view this solicitation number in the "open solicitations" listing.

Additional information:

It is highly recommended that proposals are hand delivered and not mailed as US Mail is not delivered directly to this building.

ORIGINAL PUBLISHING DATE: May 15, 2009

BID OPENING DATE - May 27, 2009 3:00 pm

SA003257 - CAPACITY AND ENERGY

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus, Ohio Department of Public Utilities is soliciting Request for Proposal (RFP) waiving the provisions to Columbus City Code 329.14 in order to negotiate with several wholesale electric power generators, marketers, brokers, and suppliers to provide capacity and energy for the City's Division of Power and Water (DOPW). Qualified firms are invited to submit their proposal for consideration during the review and selection process. Sealed proposals shall be entitled Proposal for Supply of Wholesale Electricity and will be received by Tatyana Arsh, P.E., Director of Public Utilities, City of Columbus, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 by 3:00 p.m. on Wednesday, May 27, 2009 with an electronic copy to both: The Prime Group: Marty Blake at martyblake@insightbb.com and McNees Wallace & Nurick LLC: sbruce@mwn.com. The Division is seeking an energy supplier capable of providing reliable, low-cost energy to supply its energy and capacity needs as specified in the proposal.

Classification: All suppliers are required to obtain a copy of the proposal package. Proposal packages for this submittal will be available via the City of Columbus Vendor Services website listed below, or by email at no cost beginning Monday, April 27, 2009 from the Prime Group, Louisville, KY. The contact person for this is Marty Blake and he can be reached at martyblake@insightbb.com or (502) 425-7882. A CD containing historical load data is available upon request from Mr. Blake at no cost, for interested bidders.

All suppliers are also required to submit a NOTICE OF INTENT TO BID FORM, provided in the proposal package, via e-mail no later than 3:00 pm on Monday May 11, 2009.

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: April 23, 2009

BID OPENING DATE - May 28, 2009 11:00 am

SA003258 - Waste, Clean-up, Disposal RFP/UTC

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of this Request for Proposal (RFP) to solicit proposals that will result in a "firm" offer for sale blanket type contract that will allow city agencies to purchase services for identification, clean-up, and disposal of hazardous and solid waste; and for emergency spill response for sludge, petroleum, and chemicals. The term of the agreement will be through October 31, 2012. The city estimates it will spend \$250,000 annually.

1.2 Classification: The selected contractor will provide services for the identification, clean-up, removal, and disposal of hazardous waste, solid waste, used petroleum products, and petroleum contaminated material from city owned facilities; and emergency spill response services. The following services are to be provided:

1. Waste Testing and Characterization
 2. Solid and Hazardous Waste Disposal
 3. Packaging, removal, and proper disposal of contaminated materials (including absorbents and adsorbents); lab packs; and/or drums, containers of solid or liquid waste
 4. Clean-up of spills (including but not limited to: lime sludge, chemical and petroleum products) on the surface and subsurface and may include banks and stream or river bottoms affected by the spill
 5. Soil Remediation
 6. Soil boring, sampling and analysis, and reporting
 7. Analysis and reporting for Phase II environmental assessments
 8. Asbestos surveys, including field sampling and laboratory analysis to determine the need for abatement and to estimate amounts of asbestos to be abated.
- Asbestos removal services will not be included in the contract.

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: April 23, 2009

SA003270 - Penn Valley Pumps and Pump Parts

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to solicit formal bids to purchase various Penn Valley Pumps and Pump Parts for use by the Jackson Pike Wastewater Treatment Plant. All installation requirements will be handled by Plant personnel.

1.2 Classifications: This bid proposal and the resulting contract will provide for the purchase of 1 ea. 6" Penn Valley Simplex Double Disc Bareshaft Pump, 1 ea. 4" Penn Valley Simplex Double Disc Bareshaft Pump and various replacement parts for both 4" and 6" Penn Valley Pumps as identified. No substitutes will be accepted.

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: May 14, 2009

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003271 - EMC EQUIPMENT AND SERVICES UTC

Scope: This proposal is to provide the City of Columbus, Department of Technology (DoT) with a Universal Term Contract (UTC) to purchase EMC hardware, software, parts, repair and maintenance services, and professional services. The proposed contract will provide for the expanding and enhancing the City's SAN environment (EMC enterprise midrange storage platform CX700 and the EMC Connectrix 48000 Director class switch). It is the intent of the City to establish an option contract(s) with a "Catalog" firm offer for sale to purchase EMC hardware, software, parts, repair and maintenance services, and professional services. 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 proposed contract will be in place through June 30, 2011.

Classification: The City is looking for offerors that meet the requirements to repair or replace all failed EMC equipment and EMC system related hardware and software (including but not limited to peripheral software such as O/S, firmware, patches and parts) to a safe, normal operational mode in a timely manner (within a 4 hour window). The offeror must furnish the equipment and software support on a 24 x 7 x 365 timeline. The bidder shall submit its standard published catalog(s) and/or website which must identify available equipment and services with a price list(s). The contract(s) resulting from this bid proposal will provide for the option of the purchase and delivery of EMC system related hardware, software, and services. Bidders are required to show experience in providing these types of equipment and services as well as meeting or exceeding the personnel requirements as detailed in these specifications.

Bidder experience: The EMC equipment and services offeror must submit an outline of its experience and work history in video surveillance system solution services for the past five years.

Bidder References: The EMC equipment and services offeror shall have document proven successful contracts in at least three agencies equivalent to the size of the City's current hardware environment or larger.

Specification Questions: In order to enable accurate communication in respect to this ITB, to provide offerors the opportunity to seek clarification on any matters pertaining to the ITB requirements, and to enhance the offerors understanding of the City's needs, questions regarding this bid must be sent by in writing via email to vendorservices@columbus.gov no later than 8:00 a.m. (local time) on May 18, 2009. Responses will be posted as an addendum to this bid on the City's website (vendorservices.columbus.gov) no later than 5:00 p.m. (local time) on May 18, 2009. E-mails containing the written questions should include the Solicitation number and Title in the subject line.

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: May 14, 2009

BID OPENING DATE - June 1, 2009 4:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003266 - Enterprise Application Integration (EAI)

SCOPE: The City of Columbus, Ohio is soliciting Request for Proposal (RFP) pursuant to Columbus City Code 329.14 from experienced professional consulting firms to provide the Department of Public Utilities with Enterprise Application Integration (EAI). The final date for submission is 4:00 p.m. (EST) on Monday June 1, 2009. Proposals shall be submitted in a sealed envelope (or envelopes) to, Department of Public Utilities, 910 Dublin Road 4th Floor Columbus, OH 43215

Copies of the Request for Proposal will be available beginning Friday May 1, 2009. Proposal packages can be obtained at the Department of Public Utilities 910 Dublin Road, 4th Floor, Columbus, OH 43215. Contact: Keena Smith.

The City of Columbus is the largest city in the State of Ohio. The Department of Public Utilities is an agency within the City Of Columbus providing water, sewer, electricity, and stormwater management services for Columbus and surrounding areas.

The Department of Public Utilities desires to select a consultant to study, recommend, and implement Enterprise Application Integration (EAI), as recommended in the Department's Technology Master Plan. This work will be divided into two phases. The first phase shall include the study and recommendations for the EAI. The second phase shall implement the EAI. The City reserves the right to not proceed with the second phase. The EAI shall integrate data used in applications which are both in place and planned within the Department's divisions of Power and Water, and Sewerage and Drainage. This work shall include a review of the Department's current business systems in order to implement EAI to improve operational efficiency and decision making at all levels of the Department.

The Department is comprised of 2 separate Divisions - Power and Water, and Sewerage and Drainage which are supported by four separate enterprise funds. The Department is responsible for providing an ample supply of safe drinking water to over one million people throughout the Columbus metropolitan area. Additionally, the Department operates a sanitary sewer system that serves the approximate same population. Both customer bases continue to grow. Further, a stormwater section is housed in the Department and is responsible for creating and managing projects that minimize flooding and mitigate water quality impacts of run-off in Columbus. The Department's Power division is charged with providing streetlights to city residents through the sale of electricity to its more than 13,000 customers

CLASSIFICATION: A Pre-Proposal meeting is scheduled for May 8, 2009 10:30 AM (EST) at the Department of Public Utilities Complex 910 Dublin Road Columbus OH 43215. Potential bidders are encouraged to attend. Failure to attend will not disqualify a bidder, however, the bidder is responsible for obtaining all information that was discussed at the pre-proposal meeting. There are no bond requirements for this RFP.

QUESTIONS: All questions regarding the details and specifications of the RFP shall be in writing to Ms. Keena Smith, EAI Project Manager, Department of Public Utilities 910 Dublin Road, 4th Floor, Columbus, OH 43215 or by fax (614) 645-1840 or by Email kmsmith@columbus.gov

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

For additional information concerning this request, including procedures for obtaining a copy of the of the RFP, 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: May 02, 2009

BID OPENING DATE - June 3, 2009 3:00 pm

SA003264 - Elevator Maintenance Services

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 June 3, 2009, 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: ELEVATOR MAINTENANCE SERVICES.

The City of Columbus Department of Public Utilities is soliciting bid proposals for Elevator Maintenance Services. It is the intent of this proposal to establish a contract to provide routine maintenance, preventive maintenance and breakdown maintenance services for the passenger and freight elevators. This contract addresses twelve (12) existing elevators at Division of Sewerage and Drainage facilities. It is estimated the City will spend \$40,000.00 annually. This contract will be in effect for one (1) year which will be in effect from the date of execution by the City to and including December 31, 2010

CLASSIFICATION: All bidders must demonstrate (by means of providing the information requested herein) the ability and means to respond to the specifications within the response times stated. Bidders are required to submit documentation stating their experience in contracts with similar scope of service. Furthermore, bidders are being asked to price Monthly Preventative Maintenance, Service Technician Labor Rate, Helper Labor Rate, Emergency Service Labor Rate, Service Call Fee, and Material Supplies Percentage Mark Up

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. Bids can be downloaded at the Vendor Services website or by contacting Sue McQuirt at 614-645-7079 or samcquirt@columbus.gov

ORIGINAL PUBLISHING DATE: May 02, 2009

BID OPENING DATE - June 10, 2009 2:00 pm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003269 - OCM-RENOV OF SALT BARN ROOFS

ADVERTISEMENT FOR BIDS

RENOVATION OF SALT BARN ROOFS FOR THE CITY OF COLUMBUS, DEPARTMENT OF PUBLIC SERVICE

1.1 Scope: It is the intent of the City of Columbus, Department of Finance and Management, Office of Construction Management, to obtain formal bids to establish a contract for: RENOVIATION OF SALT BARN ROOFS FOR THE CITY OF COLUMBUS, DEPARTMENT OF PUBLIC SERVICE for May 19 thru June 10, 2009.

1.2 Classification: Renovation/repair of the roofing systems for six area salt barns. This is a single prime project. There will be a prebid and site walk thru on Tuesday, May 19 at 10:30AM., at 1881 East 25th Avenue, Room "C", Columbus, Ohio 43219. A second scheduled walk thru will be conducted on Tuesday, May 26 at 10:30 A.M. starting at 1881 East 25th Avenue parking lot. This is a prevailing wage project requiring bonding and insurance.

Brief description- Renovation of six area Transportation salt barns. Four of the six locations are asphalt shingled, one is in need of metal seam roof replacement/repair, and one needs siding replacement/repair.

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.

Printing- Specifications will be available May 19, at 90 West Broad Street, Room B-41, Columbus, Ohio 43215. No cost for the first set. Addendums will be issued accordingly.
ORIGINAL PUBLISHING DATE: May 12, 2009

BID OPENING DATE - June 12, 2009 4:00 pm

SA003252 - Pretreatment Information Mgmt System

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus, Ohio is soliciting Request for Proposal (RFP) pursuant to Columbus City Code 329.14 from experienced software firms to assist the Department of Public Utilities with replacing the City's existing Pretreatment Information Management System (PIMS) used by the Division of Sewerage and Drainage and various MS Access and MS Excel solutions with a new commercial off-the-shelf (COTS) software solution.

The selected vendor will develop and document a plan to accomplish the above described replacement. The selected vendor will be required to provide training to end users and support staff and provide on-going support of the PIMS.

SUBMISSION DATE: Final date for submission is 4:00 p.m. (EST) Friday, June 12, 2009. Six (6) hard copies of the proposal documents and a CD with a PDF version shall be submitted. Proposals are to be in a sealed envelope(s) and mailed on or before the submission date to Jeffrey L. Bertacchi, Pre-Treatment Program Manager, 1250 Fairwood Avenue, Columbus OH 43206. Late submittals will not be accepted.

CLASSIFICATION: There is not a pre-bid conference for this RFP. Questions can be directed to Jeffrey L. Bertacchi by fax (614) 645-0227 or by E-mail jlb@columbus.gov

All questions must be received no later than Friday May 22, 2009 1:00 PM (EST). Answers to all questions received and any addendums will be posted on the City's Vendor Services website <http://vendorservices.columbus.gov> on Tuesday, May 29, 2009 4:00 PM (EST)

For additional information concerning this request, including procedures for obtaining a copy of the of the RFP, 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: May 05, 2009

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: PN0002-2009

Drafting Date: 12/26/2008

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: PN0034-2009

Drafting Date: 10/02/2008

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2009 Meeting Schedule - City of Columbus Records Commission

Contact Name: Toya Johnson, Records Commission Coordinator

Contact Telephone Number: 645-7293

Contact Email Address: tjjohnson@columbus.gov

Body

**CITY BULLETIN NOTICE
MEETING SCHEDULE
CITY OF COLUMBUS RECORDS COMMISSION**

The regular meetings of the City of Columbus Records Commission for the calendar year 2009 are scheduled as follows:

Monday, February 2, 2009

Monday, May 4, 2009

Monday, September 21, 2009

These meetings will take place at: City Hall, 90 West Broad Street, 2nd Floor, in the City Council Conference Room (226). They will begin promptly at 10:00 am.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm the meeting date, time and locations or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-7380.

Legislation Number: PN0059-2009

Drafting Date: 03/02/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2009 Recreation and Parks Committee/Administration Committee Meeting Notice

Contact Name: Carl Williams

Contact Telephone Number: (614) 645-2932

Contact Email Address: CGWilliams@columbus.gov

Body

Council Member Priscilla R. Tyson will host a Recreation and Parks 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.

- Thursday, April 16, 2009
- Thursday, May 21, 2009
- Thursday, June 18, 2009
- Thursday, July 16, 2009
- Thursday, September 17, 2009
- Thursday, October 15, 2009
- Thursday, November 19, 2009

Meeting dates and times subject to change

Legislation Number: PN0060-2005

Drafting Date: 02/23/2005

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Published Columbus City Health Code

Contact Name: Richard Hicks

Contact Telephone Number: 654-6189

Contact Email Address: rickh@columbus.gov

Body"The Columbus City Health Code is updated and maintained by the Columbus Health Department.

To view the most current City Health Code, please visit:

<http://www.publichealth.columbus.gov/>

Legislation Number: PN0101-2009

Drafting Date: 04/22/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Addition of Collection Fees

Contact Name: Sheri-Lynn Caffey

Contact Telephone Number: 614.645.3330

Contact Email Address: slcaffey@columbus.gov

BodyIn accordance with Ordinance No. 0130-2009, any Department Director, elected Official, or their designee, who is charged with the responsibility of collecting monies owed the City of Columbus, may refer that debt to an outside collection agency and impose the cost of said collection agency services to the delinquent debtor. As the Director charged with the responsibility of collecting debt for the Department of Recreation and Parks, I intend to impose said fees on delinquent debtors. This rule will become effective as of May 18, 2009.

Legislation Number: PN0108-2009

Drafting Date: 04/28/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: King-Lincoln Redevelopment Opportunity: 879 and 905 East Long Street

Contact Name: John Turner

Contact Telephone Number: (614) 645-2551

Contact Email Address: jmtturner@columbus.gov

Body

See attached 879 and 905 East Long Street Request for Proposals

Legislation Number: PN0112-2009

Drafting Date: 04/30/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Graphics Commission Meeting - 5/19/2009

Contact Name: David Reiss

Contact Telephone Number: 614-645-7973

Contact Email Address: djreiss@columbus.gov

Body

**GRAPHICS COMMISSION
CITY OF COLUMBUS, OHIO**

MAY 19, 2009

The Columbus Graphics Commission will hold a public hearing on the following applications on **TUESDAY, MAY 19, 2009 at 4:15 p.m.** in the First Floor Hearing Room of the Building Services Division, 757 Carolyn Avenue.

The Graphics Commission hears requests for Variances, Special Permits, Appeals, Graphics Plans and certain Miscellaneous Graphics, as provided by the Columbus Graphics Code, Title 33, Article 15, of the Columbus City Code. Specific case information may be obtained by contacting the Building Services Division, 757 Carolyn Avenue, 645-7314.

SPECIAL NOTE TO APPLICANT: YOU OR YOUR REPRESENTATIVE MUST ATTEND THIS MEETING. It is the rule of the Commission to withdraw an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An interpreter will be made available for anyone in need of this service. To request an interpreter, please contact the City of Columbus, Building Services Division at 645-4522 at least four (4) hours before the scheduled meeting time.

1. Application No.: 09320-00062

Location: 867 PARSONS AVENUE (43205), located on the west side of Parsons Ave., in the area bounded by Kossuth St., on the south, an alley on the west and north and Parsons Ave., on the east.

Area Comm./Civic: Columbus South Side Area Commission

Existing Zoning: C-4, Commercial District

Request: Variance(s) to Section(s):
3377.17, Setback regulations for permanent on-premises ground signs.
To reduce the required setback for a ground sign from 15 ft. to 6.3 ft. (8.7 ft.).

Proposal: A setback variance for a ground sign at a retail store.

Applicant(s): Nationwide Children's Hospital
700 Children's Dr.
Columbus, Ohio 43205

Property Owner(s): Columbus Jewish Foundation and Robert N. Shamansky, co-trustees of the 2008 Robert N. Shamansky -- Nationwide Children's Hospital Charitable Remainder Annuity Trust
Columbus Jewish Foundation; 1175 College Ave.; Columbus, Ohio 43209 and Robert N. Shamansky; 1 Miranova Pl.; Apt. 605; Columbus, Ohio 43215

Attorney/Agent: Daniel H. Schoedinger; c/o Vorys, Sater, Seymour & Pease
52 E. Gay St., P.O. Box 1008
Columbus, Ohio 43216

Case Planner: Dave Reiss, 645-7973

E-mail: DJReiss@Columbus.gov#http://DJReiss@Columbus.gov
<mailto:DJReiss@Columbus.gov#http://DJReiss@Columbus.gov>

2. Application No.: 09320-00096

Location: 3841 SOUTH HAMILTON ROAD (43232), located at the terminus of Hamilton Square Blvd. at Hamilton Rd.

Area Comm./Civic: Southeast Community Coalition

Existing Zoning: C.P.D., Commercial Planned Development District

Request: Graphics Plan(s) to Section(s):
3375.12, Graphics requiring Graphics Commission approval.
To amend an existing graphics plan.

Proposal: An amendment to an existing graphics plan.

Applicant(s): Giant Eagle, Inc.
261 Kappa Drive

Property Owner(s): Pittsburgh, PA 15238
Echo/Continental Hamilton 33 L.L.C.
261 Kappa Drive
Pittsburgh, PA 15238
Attorney/Agent: David L. Hodge; c/o Smith & Hale,
37 W. Broad Street, Suite 725
Columbus, Ohio 43215
Case Planner: Jamie Freise, 645-6350
E-mail: JFFreise@Columbus.gov#http://JFFreise@columbus.gov/

Legislation Number: PN0115-2009

Drafting Date: 05/06/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Building Commission Meeting - 5/19/09

Contact Name: Pam Dawley

Contact Telephone Number: 614-645-2204

Contact Email Address: pjdawley@columbus.gov

Body

**AGENDA
COLUMBUS BUILDING COMMISSION
MAY 19, 2009 - 1:00 p.m.
757 CAROLYN AVENUE
HEARING ROOM - LOWER LEVEL**

1. **ROLL CALL**
2. **APPROVAL OF APRIL 21, 2009 MEETING MINUTES**
3. **MICHAEL BAUMAN
EASTON ROOFING
APPEAL DECISION OF HOME IMPROVEMENT BOARD**
4. **WILLIAM BRIDGE III
NATIONS CONSTRUCTION
APPEAL DECISION OF HOME IMPROVEMENT BOARD**
5. **ITEMS FROM THE FLOOR (as approved by the Board)**

A sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call 645-6079 or TDD 645-3293. Should you have any questions regarding this policy, please contact the City of Columbus, Human Resources Department, at 645-6373.

Legislation Number: PN0116-2009

Drafting Date: 05/06/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Art Commission Meetings

Contact Name: Linda Poulton

Contact Telephone Number: 614-645-8036

Contact Email Address: ljipoulton@columbus.gov

Body

Public Hearings -- Columbus Art Commission

The Columbus Art Commission is scheduled to hold two meetings in May 2009:

- Business Meeting (no applications heard)
8:30 to 10:30 a.m. on Wednesday, May 13, 2009
At the King Arts Complex, 867 Mt. Vernon Ave., Columbus OH
- Regular Commission Meeting
6:00 to 8:00 p.m. on Thursday, May 28, 2009
At the Columbus Health Department room 119-C, 240 Parson's Avenue, Columbus OH

For more information contact: Linda Poulton at 645-8036 or ljipoulton@columbus.gov

A sign language interpreter will be made available provided the Planning Division has at least 48 hours notice before the meeting. Call 645-8036 to make arrangements.

Legislation Number: PN0117-2009

Drafting Date: 05/06/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 05/18/2009

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695

Contact Email Address: sezaccardi@columbus.gov

Body

REGULAR MEETING NO. 24

CITY COUNCIL (ZONING)

MAY 18, 2009

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

ZONING: TYSON, CHR. CRAIG GINTHER MILLER PALEY TAVARES MENDEL

0611-2009

To rezone 4820 CENTRAL COLLEGE ROAD (43081), being 57.07± acres located north of the intersection of Central College Road and Caplinger Avenue, From: NE, Neighborhood Edge, and NG, Neighborhood General Districts, To: NE, Neighborhood Edge District (Rezoning # Z09-004).

0613-2009

To rezone 3034 EAST LIVINGSTON AVENUE (43227), being 0.53± acres located at the northeast corner of East Livingston Avenue and James Road, From: C-4, Commercial, and R-3, Residential Districts, To: CPD, Commercial Planned Development District (Rezoning # Z08-064).

0664-2009

To rezone 739 WEST THIRD AVENUE (43212), being 5.13± acres located at the southwest corner West Third Avenue and Olentangy River Road, From: R-1, Residential District, To: CPD, Commercial Planned Development District (Rezoning # Z09-002).

1562-2008

To rezone 965 BETHEL ROAD (43214), being 0.45± acres located on the south side of Bethel Road, 250± feet west of Jasonway Avenue, From: R, Rural District, To: CPD, Commercial Planned Development District (Rezoning # Z07-034).
TABLED (05/11/2009)

Legislation Number: PN0307-2008

Drafting Date: 12/22/2008

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2009 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 14, 2009 -1111 East Broad Street, 43205

Wednesday, February 11, 2009 -1111 East Broad Street, 43205

Wednesday, March 11, 2009 -- 1111 East Broad Street, 43205

Wednesday, April 8, 2009 -- 1111 East Broad Street, 43205

Wednesday, May 13, 2009 - 1111 East Broad Street, 43205

Wednesday, June 10, 2009 - Gillie Recreation Center, 4625 Morse Centre Drive, 43229

Wednesday, July 8, 2009 - Westgate Shelterhouse, 3271 Wicklow Road, 43204

August Recess - No meeting

Wednesday, September 9, 2009 - Schiller Recreation Center, 1069 Jaeger Street, 43206

Wednesday, October 14, 2009 - Mentel Golf Course, 6005 Alkire Road, Galloway, 43119

Wednesday, November 11, 2009 - 1111 East Broad Street, 43205

Wednesday, December 9, 2009 - 1111 East Broad Street, 43205

KING-LINCOLN DISTRICT REDEVELOPMENT OPPORTUNITY

879 and 905 East Long Street

Request for Proposals
City Owned Real Estate



879 E. Long Street "The Edna"



905 E. Long Street "The Charles"

**City of Columbus
Department of Development
Land Redevelopment Office
109 N. Front Street
Columbus, OH 43215
(614) 645-5263**

Application deadline:

June 5, 2009 at 12:00 p.m.

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The City of Columbus Department of Development

NOTICE

Seeking Redevelopment Proposals
879 E. Long Street
905 E. Long Street
Columbus, Ohio 43203

In order to implement the development objectives of the *King-Lincoln District Plan*, The City of Columbus is looking for creative ideas from qualified developers. Only the highest quality applicant(s) will be selected to partner with the City to redevelop one or two City-owned structures on East Long Street.

This notice invites developers with innovative ideas and concepts that have the proven skills, resources, and commitment needed to successfully redevelop these sites.

A Request for Qualifications can be downloaded from the City of Columbus website at:

<http://td.ci.columbus.oh.us/Bizdevelopment/BuyCityProperty/Index.asp>.

Please call (614) 645-LAND (5263) for more information

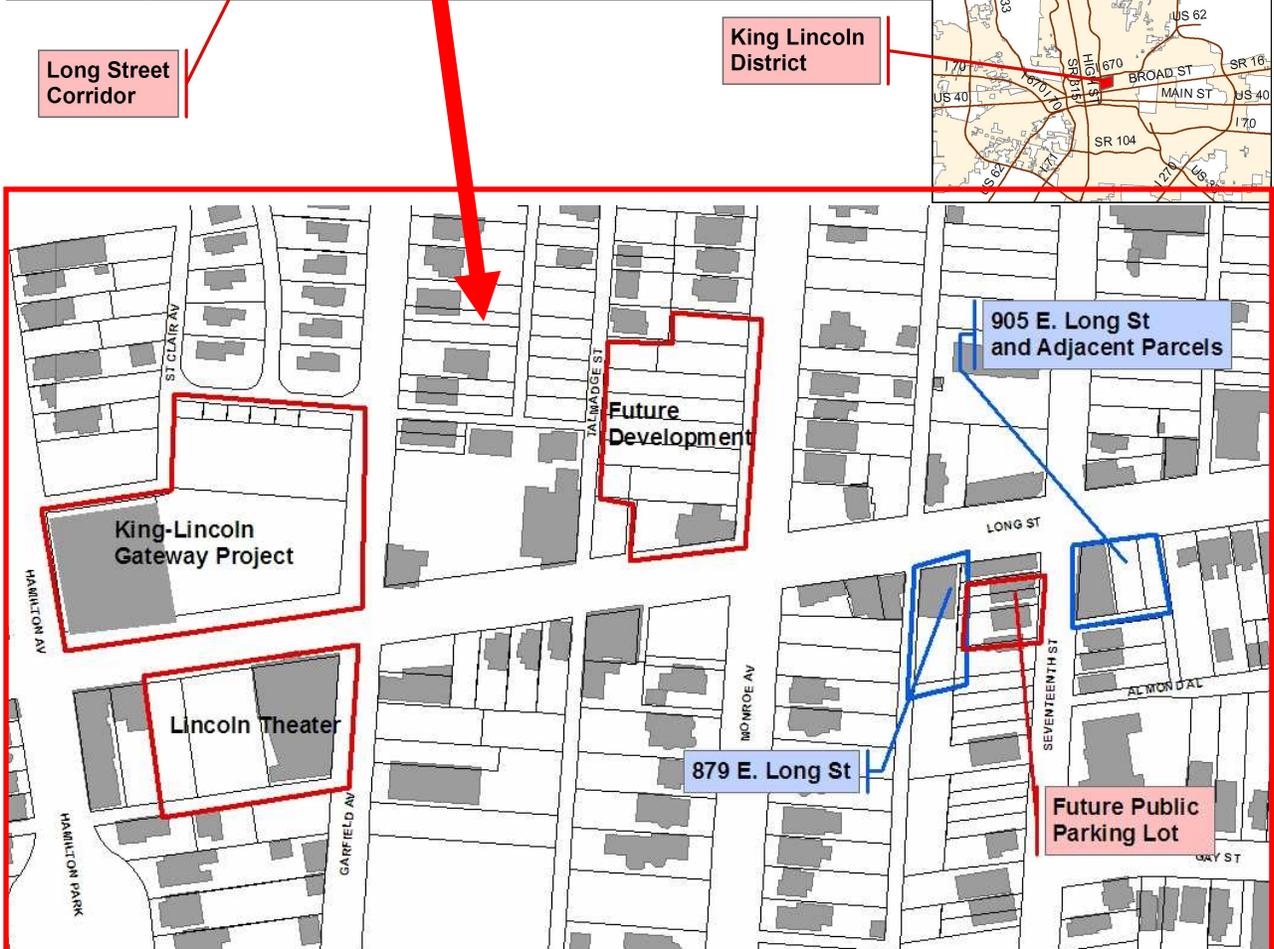
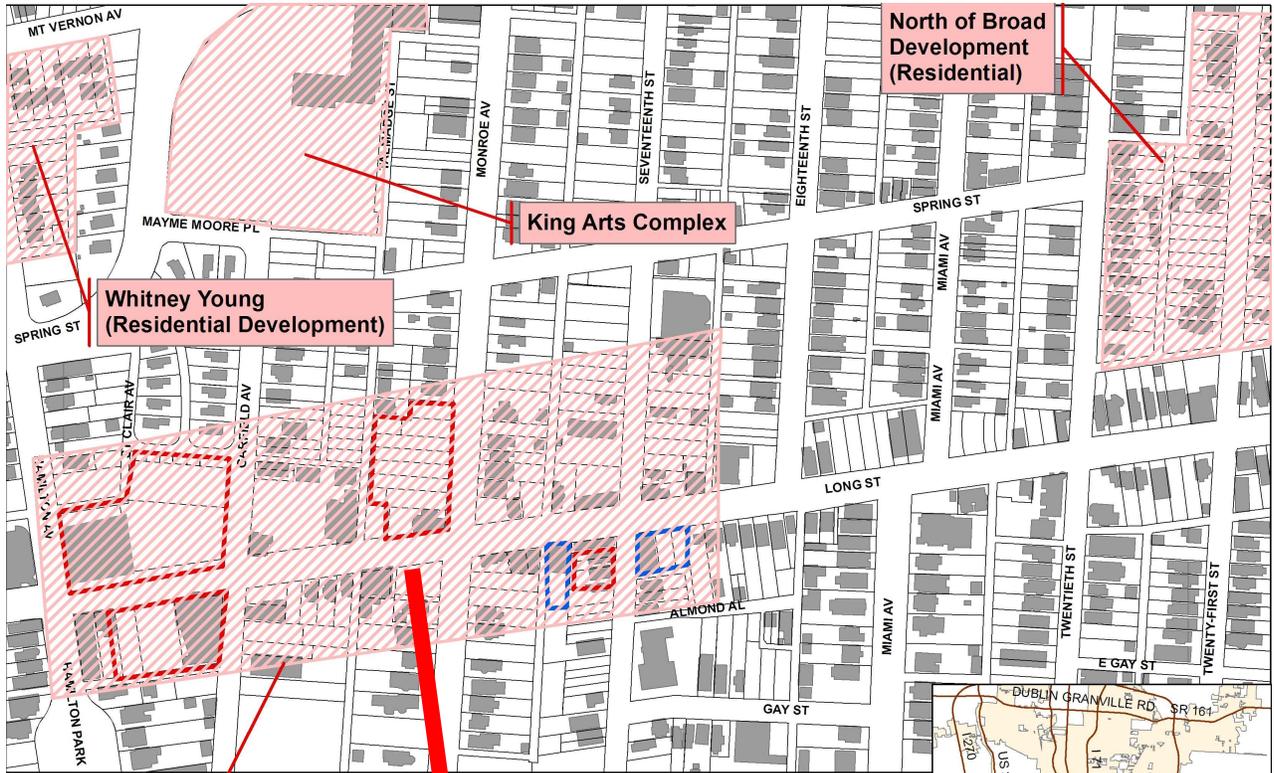
KEY DATES

Notice ReleasedSaturday, March 14, 2009
Pre-submittal Meeting..... Wednesday, April 1, 2009 at 5:30 p.m.
Proposals Due.....Friday, June 5, 2009 at 12:00 p.m.

Submit proposals by deadline to:
City of Columbus - Department of Development
Land Redevelopment Office
109 N. Front Street
Columbus, Ohio 43215

Interior inspection/walk-thru may be scheduled by appointment only.

LOCATION MAPS AND PHOTOS



PROPERTY PHOTOS





879 E. LONG STREET “THE EDNA”

Parcel #: 010-052142

Property Address: 879-881 E. Long Street

Building Description: 3 Story Brick, Metal fire escape

Construction Date: Pre-1920

Lot Size: Irregular 50' x 145'

Building Sq. Ft.: 8,694 Sq Feet

Zoning: R2F

Area Commission: Near East Area Commission

General Condition: Poor

Price: Negotiable

Notes:

1. The interior is in a deteriorated state due to significant interior water damage and may need a complete replacement of floor joists, mechanical systems, and finishes.
2. The City of Columbus removed and completely rebuilt the roof, including replacement of all structural components and rubber.
3. The City of Columbus performed an asbestos remediation of the interior, most surfaces removed completely.
4. A public 15-space parking lot is planned for the adjacent parcels, to the east of the site.

DISCLAIMER: The City of Columbus, by and through its representatives, believes the information provided herein to be accurate; however, applicants shall not rely on such information without independent verification. The City of Columbus has compiled this information and provides the same in a good faith effort to assist applicants; however, the City of Columbus shall not be held responsible for inaccuracies, omissions, or errors in substance or content.



905 E. LONG STREET “THE CHARLES”

Parcel #: 010-049313 (plus, the adjacent lots 010-038048 and 010-035014)

Property Address: 905 E. Long Street

Building Description: 3 Story Brick

Construction Date: 1930

Lot Size: Irregular 32.5' x 93', .085 acres, (3,736) sq/ft

Building Sq. Ft.: 10,785 Sq Feet

Zoning: R2F

Area Commission: Near East Area Commission

General Condition: Poor

Price: Negotiable

Notes:

1. The interior is gutted to the studs, the building will need a complete replacement of all interior components.
2. The building is two structures joined by an interior stairwell.
3. Previous to City ownership, the building was used as an 11-unit apartment building. Both residential and/or commercial uses will be considered.
4. The City owns the two adjacent parcels to the east which could be included in the proposal as parking, a building expansion, or complementary new construction.

DISCLAIMER: The City of Columbus, by and through its representatives, believes the information provided herein to be accurate; however, applicants shall not rely on such information without independent verification. The City of Columbus has compiled this information and provides the same in a good faith effort to assist applicants; however, the City of Columbus shall not be held responsible for inaccuracies, omissions, or errors in substance or content.

SUBMISSION PROCEDURES

The following is a list of information and development proposal requirements needed from the responding applicant.

A. Experience

Summary of qualification: Include information on project lead(s), team members and past projects including scope and project cost.

B. Plans

- Detailed site plans showing open space, pedestrian entrances and circulation, auto access points/entrances, amenities, floor plans, orientation of building footprints, streets, etc.
- Detailed design graphics, elevations floor plans and/or sample models to represent the intent of the developer.
- Submit at least one (1) color foam core board (minimum 48" x 36") of the detailed site plan

C. Financial Proposition

- Offer Price.
- Estimate of total project costs, broken out into hard and soft cost line items.
- Cash flow, pro-forma spreadsheet statements for at least a 10-year period (Detailing costs, financing, revenues, and expense analysis, and all relevant assumptions upon which these calculations are based.).
- Method of financing, including sources of debt supportable and equity funds available to finance the project.
- Specific information on how the proposed development is to be financed, and on the formulas and assumptions used to derive debt and equity (and these amounts).
- Statement from bank or other financial institution demonstrating the developer has obtained such financing in the past.
- Statement of expected public (city and other) participation included in methods of financing. Recognizing that City resources are limited, the City will consider limited assistance on the projects in response to a specific proposal.
- Statement of LLC statutory agent (if applicable)
- Incorporation papers.
- Contingent commitment letters from any and all development, building or financing partners.

D. Development Schedule

- Specifying the point when the following items will occur:
 1. Design completion
 2. Commitment of permanent and construction financing
 3. Scheduled dates of public approvals
 4. Construction timetable dates
 5. Construction start
 6. Number of construction phases
 7. Duration of construction phases
 8. Final project completion and Mayor's ribbon-cutting ceremony

E. Community Relations

Submit a detailed plan of community relations activities that includes presentations to neighborhood groups and business associations as well as periodic community updates for the duration of the project.

F. Marketing Plan

Include goals, activities and budget (include source)

Five (5) copies of the application must be submitted.

One or both structures may be included in a proposal

GENERAL DEVELOPMENT OBJECTIVES AND DESIGN STANDARDS

(Please refer to the adopted *King-Lincoln District Plan* and *Near East Area Plan* for more details. Copies can be obtained at the Columbus Planning Office, or on-line at: <http://td.ci.columbus.oh.us/Bizdevelopment/PlanList/index.asp>)

Overall Goals:

- Establish and promote strong, distinct, and vibrant neighborhoods and an enhanced quality of life for residents.
- Provide and encourage an atmosphere that encourages job creation and economic growth by providing a vibrant economy offering all persons an opportunity to share in its prosperity.
- Inspire a spirit of cooperation, pride and responsibility among residents, business persons, stakeholders and visitors alike.
- Provide high-quality, efficient, and flexible participation in the realization of these goals.

Residential Goals and Strategies related to infill housing from *King-Lincoln District Plan*

- Preserve historic architectural features of the District.
- Develop new housing.
- Increase and support homeownership, including condominiums.
- Encourage an appropriate mix of housing opportunities for all income levels.
- Encourage the investment of financial and non-profit institutions in the improvement and maintenance of the housing stock.
- Encourage mixed-use development, including residential uses, in appropriate locations.
- Target homeownership development resources to the development of infill housing to owner-occupied and mixed-use developments.

SELECTION CRITERIA

Experience: 25%

- Demonstrates a thorough understanding of the development and construction processes.
- Has successfully completed similar projects in a timely manner.

Project Concept: 25%

- Clearly state how ideas match the general goals and design of the standard district.
- State how development ideas are feasible and what amenities set the ideas apart from other applicants.
- Overall development project's (square footage, number of units, etc.) level of consistency with city objectives and guidelines.

Financial: 30 %

Prospective financial statements submitted by the developer must be analyzed by city staff and outside experts.

The procedures for analyzing the pro-forma will include the examination of the following general areas:

- Overall financial plan.
- Accuracy (the math is clear/correct/coherent).
- Completeness (financial elements are clear and comprehensive).
- Reasonableness (Testing the major assumptions used to generate the pro-forma; measuring the developer's risk and return against the City's risk and return).
- Flexibility in key financial variables.

Development Schedule 10%

Development schedules should be timely and reasonable.

- Reasonable schedules.
- Evidence of permanent and construction financing.
- Reasonable construction starts, number of construction phases, and duration of construction phases.

Community Relations and Marketing 10%

Plan should demonstrate knowledge of the King-Lincoln District neighborhood and residents

- Includes all major commissions, civics and business associations
- Demonstrates commitment to community involvement

- Demonstrates capacity for responsiveness to community
- Evidence of consistent communication with community Plan should demonstrate knowledge of target audience and capacity for implementation
- Goals are measurable
- Activities are diverse and specific
- Financial commitment is reasonable

SELECTION PROCESS

A Review Committee will review and score the proposals. An oral presentation before the Review Committee may be required of some or all respondents. Scheduling of these presentations is at the City's discretion and may impact the panel's final recommendation. The Review Panel will make a recommendation to the City's Development Director. The Development Director will make the final decision. Prior to legislative action awarding the contract, the selected developer is required to make a presentation to the Near East Area Commission general meeting at the earliest possible date. Failure to do so in a timely manner may result in retraction of the award. The Request for Proposals or the Review Committee's recommendation shall not obligate the City of Columbus to award, transfer or convey subject real property. The City of Columbus hereby reserves the absolute right to accept or reject any and all land use/development proposals submitted in response to this Request for Proposal before, or during the selection process.

Five (5) complete copies of the proposal must be included in the submission, with each copy of the proposal presented in a single, clearly marked packet. Submissions must be received at the offices of the Department of Development by 12:00 p.m. June 5, 2009, addressed to:

**City of Columbus
Land Redevelopment Office
RE: Response to RFP King-Lincoln District
109 N. Front Street
Columbus, Ohio 43215**