

Columbus City Bulletin



**Bulletin #25
June 20, 2009**

Proceedings of City Council

Saturday June 20, 2009



SIGNING OF LEGISLATION

Legislation was signed by Council President Michael C. Mentel on the night of the Council meeting, Monday, *June 15, 2009*; by Mayor Michael B. Coleman on Tuesday, *June 16, 2009*; and attested by the City Clerk, prior to Bulletin publishing, except for Ordinance 0730-2009, which was signed by President Pro Tem Hearcel F. Craig, on the night of the Council meeting, Monday, *June 15, 2009*; and Mayor Michael B. Coleman on Tuesday, *June 16, 2009*;

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, June 15, 2009

5:00 PM

Columbus City Council

Columbus City Council

Journal

June 15, 2009

REGULAR MEETING NO. 29 OF COLUMBUS CITY COUNCIL, MONDAY, JUNE 15, 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

C0016-2009

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF WEDNESDAY JUNE 10, 2009:

New Type: D5J
To: 6136 Busch Corp
DBA Crazy Louies Bar & Grill
6136 Busch Blvd
Columbus OH 43229
Permit # 8201021

New Type: D2
To: Jnyd LLC
DBA Basi Italia
811 Highland St
Bsmt & Patio
Columbus OH 43215
Permit # 41876790010

New Type: D5J
To: 401 LLC
401 N Front St & Patio
Columbus OH 43215

Permit # 2849959

New Type: C1, C2
To: V4LLC
DBA Spiceworld
1111 Worthington Woods
Columbus OH 43085
Permit # 9179926

Transfer Type: D5
To: Dave & Busters Inc
DBA Dave & Busters
1554 Polaris Pkwy Suite 206
Columbus OH 43240
From: Molika II Inc
1155 Old West Henderson Rd & Patio
Columbus OH 43220
Permit # 19423950020

Transfer Type: C1, C2
To: Amizara Management Inc
DBA Squares Carryout
5870 Columbus Sq
Columbus OH 43231
From: Cinkel LM LLC
DBA Squares Carryout
5870 Columbus Sq
Columbus OH 43231
Permit # 0173353

Transfer Type: C1, C2, D6
To: IHS Group LLC
DBA Clintonville Market
4440-2 Indianola Av
Columbus OH 43214
From: 4440 Indianola Inc
DBA Clintonville Market
4440-2 Indianola Av
Columbus OH 43214
Permit # 41252560005

Advertise: 6/20/2009
Return: 06/29/2009

Read and Filed

RESOLUTIONS OF EXPRESSION

PALEY

0092X-2009

To celebrate the 100th Year of The Neighborhood House.

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

A motion was made by Paley, 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

0094X-2009

To recognize the 100th Birthday of Jewish Family Services.

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

A motion was made by Paley, 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

TYSON

0084X-2009

To recognize the 2009 Community Festival, ComFest.

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

ADDITIONS OR CORRECTIONS TO THE AGENDA

FIRST READING OF 30-DAY LEGISLATION

A MOTION WAS MADE BY COUNCILMEMBER CRAIG, SECONDED BY COUNCILMEMBER TYSON TO WAIVE THE READING OF THE TITLES OF FIRST READING LEGISLATION. THE MOTION CARRIED THE FOLLOWING VOTE:
AFFIRMATIVE: 7 NEGATIVE: 0

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

0763-2009

FR To authorize the City of Columbus Director of Public Service to apply on behalf of Keep Columbus Beautiful (affiliate member) to Keep America Beautiful to request funding from the new KAB-UPS community improvement grant partnership to support and expand KickButtColumbus! into an awareness and abatement effort to remove FAST FOOD LITTER from targeted ramps and interchanges leading into neighborhoods with highly visible destination areas and accept said grant if awarded; to authorize the appropriation of \$10,000.00 within the Private Grant Fund; and to authorize the expenditure of \$10,000.00 or so much thereof as may be needed for this purpose from the Private Grant Fund.

Read for the First Time

0766-2009

FR To authorize the Director of Public Service to expend \$74,200.00 or so much thereof as may be needed from the Street Construction, Maintenance and Repair Fund for the Division of Planning and Operations' use of the Franklin County 800 MHz and 450 MHz radio systems; and to authorize the Director of Public Service to modify the existing Public Service Radio System contract. (\$74,200.00)

Read for the First Time

- 0785-2009** FR To authorize the Director of Public Service to expend \$66,677.71 from the Federal-State Highway Engineering Fund for the purpose of making final payment to CSX for the costs incurred by CSX for the construction of the railroad bridge over Hard Road as part of the Hard Road phase B project. (\$66,677.61)

Read for the First Time

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

- 0544-2009** FR To adopt the Urban, Community, and/or Regional Commercial Overlays for portions of the Lockbourne Road corridor, portions of East Main and East Broad Streets, portions of Fifth and Cleveland Avenues, and portions of Bethel Road, SR 161, and Sawmill Road; and to adopt seven additional revisions to the commercial overlays to provide clarification on overlay applicability and extent and correct clerical discrepancies.

Read for the First Time

- 0838-2009** FR To accept the application (AN08-018) of Donald and Miriam Jordan for the annexation of certain territory containing 3.1 ± acres in Plain Township.

Read for the First Time

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

- 0787-2009** FR To authorize and direct the Health Department to accept additional grant funds from the Ohio Department of Health in the amount of \$30,500; to authorize the appropriation of \$30,500 from the unappropriated balance of the Health Department Grants Fund. (\$30,500)

Read for the First Time

RULES & REFERENCE: MENTEL, CHR. GINTHER CRAIG PALEY

- 0151-2009** FR To amend sections in Chapter 3381 of the Columbus Zoning Code, Title 33, Chapter 4114 of the Columbus Building Code, Title 41, and various sections of Title 11, Water, Sewer and Electricity Code, in order to remove local testing requirements for locally registered contractors; to create a new classification of Water Contractor; and to provide for emergency permitting for the completion of work when an unlicensed contractor is removed from a work site.

Sponsors: Andrew Ginther

Read for the First Time

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

- 0662-2009** FR To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.27, Rear yard; 3342.28, Minimum number of parking spaces required; and 3342.29, Minimum number of loading spaces required, of the Columbus City Codes, for the property located at 657 SOUTH OHIO AVENUE (43205), to permit a youth and family services center with reduced development standards in the R-3, Residential District (Council Variance # CV08-041).

Read for the First Time

- 0713-2009** FR To rezone 2655 OAKSTONE DRIVE (43231), being 6.29± acres located at the southwest corner of Oakstone Drive and Newtown Drive, From: L-C-2,

Limited Commercial District, To: L-C-2, Limited Commercial District.
(Rezoning # Z08-069)

Read for the First Time

- 0817-2009** **FR** To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3342.06, Aisle; 3342.08, Driveway; 3342.09, Dumpster area; 3342.19, Parking space; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes for the property located at 374 EAST TOMPKINS STREET (43202), to conform an existing eight-unit apartment building with reduced development standards in the R-2F, Residential District (Council Variance #CV09-007).

Read for the First Time

- 1310-2008** **FR** To rezone 5157 NEW ALBANY ROAD (43054), being 0.31± acres located at the northwest corner of New Albany and Fodor Road, From: L-C-4, Limited Commercial District, To: CPD, Commercial Planned Development District. (Rezoning # Z07-031)

Read for the First Time

CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION

TAVARES

- 0090X-2009** **CA** To recognize ALLA BABA TEMPLE #53, A.E.A.O.N.M.S., Inc. and Illustrious Potentate Noble Charles E. Diggs III as they celebrate their annual Potentate's Charity Ball on Saturday, June 20, 2009.

Sponsors: Charleta B. Tavares

This Matter was Adopted on the Consent Agenda.

TYSON

- 0085X-2009** **CA** To congratulate Stonewall Columbus on their 28th year, and to commend their efforts to provide services to central Ohio's GLBTQ community.

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

This Matter was Adopted on the Consent Agenda.

PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. MILLER TAVARES

MENTEL

- 0855-2009** **CA** To appropriate and transfer \$12,970.00 in the General Permanent Improvement Fund; to authorize the Finance and Management Director to modify a contract with Mid Ohio Air Conditioning for the replacement of the existing air handler and condensing unit at the Division of Refuse Collection's Administrative Building, 2100 Alum Creek Drive; to authorize the expenditure of \$12,970.00 from the General Permanent Improvement Fund; and to declare an emergency. (\$12,970.00)

This Matter was Approved on the Consent Agenda.

SAFETY : GINTHER, CHR. PALEY CRAIG MENTEL

- 0666-2009** CA To authorize and direct the Director of Public Safety to modify and extend the contract with LexisNexis Risk & Information Analysis for background investigative searches for the Division of Police in accordance with sole source procurement provisions of the Columbus City Codes, to authorize the expenditure of \$50,844.00 from the Law Enforcement Contraband Seizure Fund, and to declare an emergency; (\$50,844.00)
This Matter was Approved on the Consent Agenda.
- 0760-2009** CA To authorize the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with General Maintenance and Engineering Company for roof repairs at Fire Station No. 25, 739 West Third Avenue; and to authorize the expenditure of \$2,723.00 from the Safety Voted Bond Fund. (\$2,723.00)
This Matter was Approved on the Consent Agenda.
- 0830-2009** CA To authorize and direct the Finance and Management Director to enter into one (1) contract for the option to purchase Pre-Owned Vehicles from Bob McDorman Chevrolet Inc.; to transfer \$20.00 between Object Levels within the Mail, Print Services and UTC Fund; to authorize the expenditure of one (1) dollar to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.

DEVELOPMENT: GINTHER, CHR. CRAIG TYSON MENTEL

- 0778-2009** CA To accept the application (AN09-001) of Gregory J. Prorock for the annexation of certain territory containing 0.42 ± acres in Madison Township.
This Matter was Approved on the Consent Agenda.
- 0780-2009** CA To accept the application (AN08-011) of ETI Corporation for the annexation of certain territory containing 4.26 ± acres in Franklin Township.
This Matter was Approved on the Consent Agenda.
- 0823-2009** CA To authorize and direct the City Auditor to transfer \$2,371.00 between subfunds within the Area Commission Fund to provide monies in the proper subfunds for the 2009 funding of area commissions; and to declare an emergency. (\$2,371.00)
This Matter was Approved on the Consent Agenda.
- 0845-2009** CA To authorize the Director of Development to enter into, on behalf of the City of Columbus, a First Amendment to the Metro Park Annexation Agreement with Plain Township and the Village of New Albany; and to declare an emergency.
This Matter was Approved on the Consent Agenda.

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

- 0803-2009** CA To authorize the Director of the Department of Finance and Management to amend a contract with the Franklin County Public Defender Commission and to expend an additional \$9,449.17 to cover additional costs due; and to declare an emergency (\$9,449.17)
This Matter was Approved on the Consent Agenda.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- 0730-2009** CA To authorize the Director of Public to enter into an agreement with ms consultants, inc. for professional engineering services for the German Village Area Water Line Improvements Project; to authorize the transfer of \$22,758.40 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and transfer of \$128,809.99 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$199,336.85 from the Water Works Enlargement Voted Bonds Fund; to amend the 2008 Capital Improvements Budget; for the Division of Power and Water. (\$199,336.85)

A motion was made by Craig, 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

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

- 0750-2009** CA To authorize the City Auditor to create a new subfund within the City's Special Purpose Fund to account for rabies clinic activities; to authorize an appropriation of \$15,000.00 from the unappropriated balance of the Special Purpose Fund; and to declare an emergency. (\$15,000)

This Matter was Approved on the Consent Agenda.

- 0772-2009** CA To authorize the Director of the Department of Development to enter into contract with the Community Shelter Board to support the Homeless Prevention and Transition Programs; and to authorize the expenditure of \$116,590 from the 2009 Community Development Block Grant Fund (\$116,590.00)

A motion was made by Craig, 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

- 0783-2009** CA To authorize and direct the Board of Health to modify and increase a contract for planning services with the Franklin County Board of Health, to authorize the expenditure of \$5,757.00 from the Health Department Grants Fund, and to declare an emergency. (\$5,757.00)

This Matter was Approved on the Consent Agenda.

Passed The Consent Agenda

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

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**

- 0806-2009** To adopt a Capital Improvements Budget for the twelve months ending December 31, 2009 or until such a time as a new Capital Improvements

Budget is adopted, establishing a project budget for capital improvements requiring legislative authorization in 2009, to authorize the City Auditor to transfer \$2,087,973.63 between projects within the Street and Highway Capital fund, \$3,392,852.00 between projects within the Recreation and Parks Capital Fund, and \$718,442.45 between funds within the Health G.O. Bond Fund and the Safety G.O. Bond Fund, to repeal Ordinance No. 0690-2008, as amended, and to declare an emergency.

A motion was made by President Mentel, 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

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

0574-2009

To authorize the appropriation and transfer of funds within the East Broad Street Growth Area Fund; to authorize the expenditure of \$6,000.00 from the East Broad Street Growth Area Fund and \$61,150.00 from the Streets and Highways G.O. Bonds Fund for construction inspection charges for the Division of Design and Construction; to authorize the City Auditor to establish Auditor's Certificates to provide for payment of construction inspection charges; and to authorize the expenditure of \$67,150.00 for inspection charges for the Division of Design and Construction. (\$67,150.00)

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

0814-2009

To authorize the expenditure of \$1,300,000.00 or so much thereof as may be necessary to allow the City Attorney's Office, Real Estate Division, to complete acquisition of the rights-of-way needed for the Parsons/Livingston Avenue Roadway Improvements project; to authorize the transfer of funds from the Streets and Highways G.O. Bonds Fund to the Fed-State Highway Engineering Fund; and to declare an emergency. (\$1,300,000.00)

A motion was made by Craig, seconded by Ginther, 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 Craig, seconded by Ginther, 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

0763-2009

To authorize the City of Columbus Director of Public Service to apply on behalf of Keep Columbus Beautiful (affiliate member) to Keep America Beautiful to request funding from the new KAB-UPS community improvement grant partnership to support and expand KickButtColumbus! into an awareness and abatement effort to remove FAST FOOD LITTER from targeted ramps and interchanges leading into neighborhoods with highly visible destination areas and accept said grant if awarded; to

authorize the appropriation of \$10,000.00 within the Private Grant Fund; and to authorize the expenditure of \$10,000.00 or so much thereof as may be needed for this purpose from the Private Grant Fund.

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

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

A motion was made by Craig, seconded by Ms. Tavares, 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

SAFETY : GINTHER, CHR. PALEY CRAIG MENDEL

0779-2009

To authorize and direct the Finance and Management Director to enter into contract with Roy Tailors Uniform Company of Columbus, Inc. to purchase uniforms for the Division of Police from an existing Universal Term Contract, to authorize the expenditure of \$451,507.38 from the General Fund, Grant Funds and Law Enforcement Seizure Funds; and to declare an emergency. (\$451,507.38)

A motion was made by Ginther, 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

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENDEL

0610-2009

To authorize the Director of the Department of Finance and Management on behalf of the Department of Technology to modify and extend the contract with AssetWorks, Inc formerly known as Maximus Inc., for the annual license renewal on the Fleet Focus application utilized by the Fleet Management Division; to provide for the upgrade and modification of the Fleet Focus application; to waive the competitive bidding provisions of the Columbus City Codes; to provide for the change of the company name and Federal Identification number from Maximus Systems, Inc to AssetWorks, Inc.; to authorize the expenditure of \$139,444.95 from the Department of Technology Information Services Fund; and to declare an emergency. (\$139,444.95)

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

Abstained: 1 - Ginther

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

UTILITIES: PALEY, CHR. CRAIG GINTHER MENDEL

0837-2009

To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Isco Wastewater Monitoring Equipment with Teledyne Isco, Inc., to authorize the expenditure of \$1.00 to establish the contract from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)

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

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

0626-2009 To approve the grant applications of various social service agencies seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute grant agreements with various social service agencies; to authorize the expenditure of \$1,844,824 from the Emergency Human Services Fund; and to declare an emergency. (\$1,844,824)

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

0627-2009 To approve the grant applications of City Year seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute grant agreements with City Year; to authorize the expenditure of \$63,050 from the Emergency Human Services Fund; and to declare an emergency. (\$63,050)

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

0786-2009 To authorize and direct the Board of Health to enter into a contract with IMPACT Community Action for the provision of physical intervention and weatherization services for homes at risk for injury and health hazards, to authorize the expenditure of \$110,000 from the Health Department Grants Fund; and to declare an emergency. (\$110,000)

A motion was made by Ms. Tavares, 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

0813-2009 To approve the grant application of Central Community House seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute a grant agreement with Central Community House to provide the Child Care Services; to authorize the expenditure of \$23,118.00 from the Emergency Human Services Fund; and to declare an emergency. (\$23,118.00)

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

Abstained: 1 - Craig

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

0815-2009 To approve the grant applications of Community Refugee and Immigration Services seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute a grant agreement with Community Refugee and Immigration Services; to authorize the expenditure of \$66,319.00 from the Emergency Human Services Fund; and to declare an emergency. (\$66,319.00)

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

Abstained: 1 - Ms. Tavares

Affirmative: 6 - Ginther, Craig, Tyson, President Mentel, Miller and Paley

0816-2009 To approve the grant applications of the Columbus Urban League seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute grant agreements with the Columbus Urban League to support the Victim's Assistance Program and the African-American Male Initiative; to authorize the expenditure of \$94,283.00 from the Emergency Human Services Fund; and to declare an emergency. (\$94,283.00)

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

0818-2009 To approve the grant application of Neighborhood House Incorporated seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute grant agreements with Neighborhood House Incorporated; to authorize the expenditure of \$8,406.00 from the Emergency Human Services Fund; and to declare an emergency. (\$8,406.00)

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

Abstained: 1 - Paley

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

WORKFORCE DEVELOPMENT: TAVARES, CHR. TYSON MILLER MENTEL

0621-2009 To authorize the Director of the Department of Development to enter into contracts with the Columbus Literacy Council and Columbus Works for the provision of program services; to authorize the expenditure of \$79,489.00 from the Community Development Block Grant Fund; and to declare an emergency. (\$79,489.00)

A motion was made by Ms. Tavares, 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

RECESSED 6:38 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: 6:58 P.M.

A motion was made by Craig, seconded by Ginther, 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

0822-2009

"To authorize the Director of the Recreation and Parks Department to grant consent and propose cooperation with the Ohio Department of Transportation (ODOT) for the development, construction and completion of the multi-use bike path along US-33 to the existing bike path at the I-670/Grandview interchange including construction of two bridges over the Scioto River, in which the City of Columbus will be responsible for the future maintenance of the bike path including the two bridges, and to declare an emergency."

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

0827-2009

To authorize the Director Recreation and Parks to execute instruments and documents as may be necessary to secure a Covenant Not To Sue (CNS) for the Northern Tier of the Whittier Peninsula including an environmental covenant, an Operation & Maintenance agreement, and any other additional documents and instruments that are necessary and incident thereto, and to declare an emergency. (\$0.00)

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: 7:03 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



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, June 15, 2009

6:30 PM

Zoning Committee

Zoning Committee

Journal

June 15, 2009

REGULAR MEETING NO. 30 OF CITY COUNCIL (ZONING), JUNE 15, 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

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

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

0641-2009

To rezone 1941 STELZER ROAD (43219), being 6.25± acres located at the southwest corner of Stelzer Road and Citygate Drive, From: R, Rural District, To: L-M, Limited Manufacturing, and CPD, Commercial Planned Development Districts (Rezoning # Z07-037).

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

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

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

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

0663-2009

To rezone 5800 FOREST HILLS BOULEVARD (43231), being 19.9± acres located at the southwest corner of Forest Hills Boulevard and Ponderosa Drive, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District (Z08-067).

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

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

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

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

0588-2009

To grant a Variance from the provisions of Sections 3333.16, Fronting; 3333.255, Perimeter yard; and 3342.28 Minimum Number of Parking Spaces; of the Columbus City Codes for the property located at 3700 SULLIVANT AVENUE (43228), to permit a maximum of sixty dwelling units with reduced development standards in the L-AR-12, Limited Apartment Residential District. (Council Variance # CV08-036).

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

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

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

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

0551-2009

To rezone 3700 SULLIVANT AVENUE (43228), being 5.0± acres located on the north side of Sullivant Avenue, 1065± feet west of Wilson Road, From: M, Manufacturing District, To: L-AR-12, Limited Apartment Residential District (Rezoning # Z08-063).

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

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

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

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

ADJOURNED: 6:58 P.M.

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

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

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: 0084X-2009

Drafting Date: 06/02/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To recognize the 2009 Community Festival, ComFest.

Body

WHEREAS, first held in 1972 as a showcase for a collection of progression community organizations, ComFest continues to provide a forum for alternative lifestyles and collective activity; and

WHEREAS, billed as "The Party with a Purpose," ComFest contends to be the largest free, non-corporate urban music and arts festival in the United States, relying on community members to participate in the planning and operation of the festival serving on committees and work teams including clean-up and recycling, safety and first aid, entertainment, and street fair; and

WHEREAS, ComFest is guided by four principles:

- We think that people ought to work for the collective good of all people rather than for personal gain. We support cooperation and collective activity rather than competition and individual profit;
- The basic necessities of life are a right and not a privilege. People have the collective right to control the conditions of their lives;
- People should strive to conduct their lives in harmony with the environment;
- We recognize that there are primary attitudes which divide and oppress people. These attitudes are usually shown by prejudice against people on the basis of age, class, ability, income, race, sex and sexual preference/orientation. We seek to eliminate these attitudes; and

WHEREAS, the 38th Annual ComFest will take place from June 26-28, 2009 in Goodale Park; now, therefore

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

That this Council does hereby recognize the many volunteers that work to make ComFest a great success in Columbus and celebrates 38 years of community partnerships to create this wonderful event.

Legislation Number: 0085X-2009

Drafting Date: 06/02/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To congratulate Stonewall Columbus on their 28th year, and to commend their efforts to provide services to central Ohio's GLBTQ community.

Body

WHEREAS, Stonewall Columbus was established in June of 1981, on the 12th anniversary of the pivotal Stonewall Riots in New York City; and

WHEREAS, since its founding, the organization contributed to the lives of many by providing a community center, programming and services that enhance the well-being and visibility of Columbus' important and diverse GLBTQ community through discovery, affirmation and celebration; and

WHEREAS, as a tribute to the important legacy of the Stonewall events of 1969, Stonewall Columbus hosts the PRIDE Holiday each June, an event that is the largest of its kind in the Midwest welcoming over 100,000 visitors as well as ten million in tourism dollars for our state capital; and

WHEREAS, to celebrate PRIDE, Stonewall Columbus will be holding a number of events throughout the month of June, including the Pride Art Show, Fore Pride! Golf Outing, Run for Pride 5K Run/Walk and more; and

WHEREAS, this year's PRIDE Festival will take place June 19-20 at Goodale Park, marking a new location, weekend, and two day format for the event, with a number of wonderful activities, events and vendors; and

WHEREAS, over and above the crowds and dollars the annual event brings to the City, Stonewall Columbus more importantly raises the pride, courage and love of a community that has contributed so much to the City of Columbus; now, therefore

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

That this Council does hereby take great PRIDE in congratulating Stonewall Columbus for their significant contribution and unwavering dedication to the GLBTQ citizens of Central Ohio.

Legislation Number: 0090X-2009

Drafting Date: 06/09/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To recognize ALLA BABA TEMPLE #53, A.E.A.O.N.M.S., Inc. and Illustrious Potentate Noble Charles E. Diggs III as they celebrate their annual Potentate's Charity Ball on Saturday, June 20, 2009.

Body

WHEREAS, Alla Baba Temple #53 is a non-profit Masonic Fraternal organization located on the Eastside of Columbus, centered on the ideals of community service and charity. The organization offers an excellent opportunity to contribute to the improvement of the community; and

WHEREAS, Alla Baba Temple #53 was founded over 50 years ago and chartered under the Ancient Egyptian Arabic Order Nobles Mystic Shrine, of North and South America and Its Jurisdictions, Inc.; and

WHEREAS, Alla Baba Temple #53 Illustrious Potentate Noble Charles E. Diggs III is an accomplished public servant, presently employed with Franklin County Department of Job and Family Services in the Workforce Development Division; and

WHEREAS, Diggs has worked diligently in the Masonic Order becoming a Master Mason in King David Lodge No.116-Prince Hall Masonry in November 2000, serving as Worshipful Master of King David Lodge, as well as Past Patron to Grace Chapter No.100; and

WHEREAS, Diggs is a loving husband to his wife Gina Lorraine, and a dedicated father to his son Charles Edward Diggs

IV; now, therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS: That we hereby recognize ALLA BABA TEMPLE #53, A.E.A.O.N.M.S. as they celebrate their annual Potentate's Charity Ball on Saturday, June 20, 2009 and honor the Illustrious Potentate Noble Charles E. Diggs III for his contributions to the Columbus community.

Legislation Number: 0092X-2009

Drafting Date: 06/09/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To celebrate the 100th Year of The Neighborhood House.

Body

WHEREAS, The Neighborhood House, Inc. was founded in 1909 and established as a not-for-profit on May 11, 1937; and

WHEREAS, The Neighborhood House, Inc. functions as a place to help children, families, and adults to become self-sufficient; and

WHEREAS, The Neighborhood House, Inc. provides a nurturing, protective and educational environment for all members of the family in order to build a stronger community; and

WHEREAS, over the last 100 Years, The Neighborhood House, Inc. has offered a variety of support, including a daycare, a comprehensive medical program, a food pantry, and homeless shelter; and

WHEREAS, today The Neighborhood House, Inc. assists those struggling with alcohol and/or drug abuse by providing outpatient counseling services; offers a two-tiered child care program designed to give the most relevant education to children based on their age; operates the Family to Family Program striving to keep foster care as family-oriented and culturally sensitive as possible; offers a Senior Services Program; has a Food Pantry; and operates a Resource Center that helps connect people to critical services they may need; and

WHEREAS, The Neighborhood House, Inc. has been a vital partner to the City of Columbus most recently through their "Mothers and Diabetes" program funded by Commission on Minority Health in conjunction with the Annual Baby Shower, and also by assuming responsibility of operating Sawyer Recreation Center; and

WHEREAS, The Neighborhood House, Inc. celebrates its 100th Year Annual Meeting on June 16, 2009; now, therefore

Be It Resolved By The Council of The City of Columbus:

That we do hereby recognize 100 years of service provided by The Neighborhood House, Inc.

Legislation Number: 0094X-2009

Drafting Date: 06/10/2009

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To recognize the 100th Birthday of Jewish Family Services.

WHEREAS, Jewish Family Services was originally known as Federated Jewish Charities of Columbus, originated on Dec. 22, 1908; and

WHEREAS, Jewish Family Services was created and run by volunteers to address the needs of the Jewish community; and

WHEREAS, Jewish Family Services has a core set of beliefs that guide their work in the community:

- A strong Jewish Community promotes, supports, and sustains growth and health for individuals families and the community
- Everyone should be able to maintain independence in their homes as they grow old and caregivers should be supported.
- Healthy relationships build healthy families.
- Everyone should have the tools to find work.
- All children deserve a great start in life.
- A strong workforce builds a strong community; and

WHEREAS, Jewish Family Services introduced casework services to new immigrants settling in Columbus and established the Hermine Schonthal Center for Recreation, which in 1950 became what is now known as the Jewish Community Center; and

WHEREAS, In August of 1953 Jewish Family Services became the official moniker and expanded to include services with professionally trained social workers, including services to children in foster homes and adoption; and

WHEREAS, Jewish Family Services added the Vocational Programming known today as Career and Workforce Department serving entry-level to professional individuals; and

WHEREAS, Jewish Family Services works in partnership with COWIC and Franklin County Department of Job and Family Services and the United Way of Central Ohio; and

WHEREAS, Jewish Family Services has an active volunteer program including the Board of Trustees and people providing Friendly Visiting in homes of isolated seniors; and

WHEREAS, Jewish Family Services partners with the Franklin County Family and Children's First to provide Help Me Grow early intervention to families with children under the age of three; and

WHEREAS, Jewish Family Services is dedicated to helping seniors remain in their home for as long as possible with dignity and quality of life, collaborating with Senior Options of Franklin County to reach the mutual goal; and

WHEREAS, Jewish Family Services believes that all children deserve a great start in life, and as such provides parenting classes to assist parents in becoming the child's first and primary teachers and protectors; and

WHEREAS, Jewish Family Services assists individuals in abusive relationships by collaborating with the Coalition Against Family Violence to bring assistance to those in need and hosting prevention programming; and

WHEREAS, Jewish Family Services has been fulfilling its mission: To help individuals and families facing life's challenges for 100 years; now, therefore

Be it resolved by the Council of the city of Columbus:

That we do hereby recognize the 100th Birthday of Jewish Family Services and commend the organization's continued commitment to the people of the Columbus area.

Legislation Number: 0551-2009

Drafting Date: 04/02/2009

Current Status: Passed

Explanation

Rezoning Application Z08-063

APPLICANT: Community Housing Network; c/o Jill Tangeman, Atty.; 52 East Gay Street; Columbus, Ohio 43215.

PROPOSED USE: Multi-family residential development.

GREATER HILLTOP AREA COMMISSION RECOMMENDATION: Approval.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (4-0) on February 12, 2009.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The 5.0± acre site is undeveloped and zoned in the M, Manufacturing District. The Applicant is seeking rezoning of the site to L-AR-12 to permit the construction of a 60 dwelling units owned by a non-profit agency that provides housing for those with disabilities and other special needs such as chronic homelessness. The site lies within the boundaries of *The Greater Hilltop Plan (2001)*, and is consistent with the goal of providing a variety of housing opportunities suitable and attractive to people at different stages in their life, including senior citizens. The proposed L-AR-12 includes development standards for landscaping and lighting as well as a site plan. A companion council variance has been filed to request variances from frontage and minimum parking requirements. The proposed L-AR-12, Limited Apartment Residential District, as limited by the text and site plan, is compatible with development in the area.

Title

To rezone **3700 SULLIVANT AVENUE (43228)**, being 5.0± acres located on the north side of Sullivant Avenue, 1065± feet west of Wilson Road, **From:** M, Manufacturing District, **To:** L-AR-12, Limited Apartment Residential District **and to declare an emergency** (Rezoning # Z08-063).

Body

WHEREAS, application #Z08-063 is on file with the Building Services Division of the Department of Development requesting rezoning of 5.0± acres from : M, Manufacturing District, to L-AR-12, Limited Apartment Residential District District; and

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

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

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

WHEREAS, the City Departments recommend approval of said zoning change because The 5.0± acre site is undeveloped and zoned in the M, Manufacturing District. The Applicant is seeking rezoning of the site to L-AR-12 to permit the construction of a 60 dwelling units owned by a non-profit agency that provides housing for those with disabilities and other special needs such as chronic homelessness. The site lies within the boundaries of *The Greater Hilltop Plan (2001)*, and is consistent with the goal of providing a variety of housing opportunities suitable and attractive to people at different stages in their life, including senior citizens. The proposed L-AR-12 includes development standards for landscaping and lighting as well as a site plan. A companion council variance has been filed to request variances from frontage and minimum parking requirements. The proposed L-AR-12, Limited Apartment Residential District, as limited by the text and site plan, is compatible with development in the area, now, therefore:

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

SECTION 1. That the Official Zoning Map of the City of Columbus, as adopted by Ordinance No. 0179 -03, passed February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows:

3700 SULLIVANT AVENUE (43228), being 5.0± acres located on the north side of Sullivant Avenue, 1065± feet west of Wilson Road, and being more particularly described as follows:

LEGAL DESCRIPTION 5.001 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, and being part of Virginia Military Survey No. 2442, also being part of Lot 12 of Michael L. Sullivan's Subdivision, as shown for record in Plat Book 11, Page 22, (all references used in this description refer to the records of the Recorder's Office, Franklin County, Ohio), and containing 5.001 acres of land, more or less, and being all out of that 10.214 acre tract of land conveyed to Ideal Investment Properties, Ltd., of record in Official Record 33837 D14, said 5.001 acre tract being more particularly described as follows:

Beginning, for reference, at the intersection of the centerline of Sullivant Avenue with the westerly Limited Access Right of Way line of Wilson Road, as shown in Road Record 20, Page 34, Engineer's Office, Franklin County, Ohio, said point also being the southeasterly corner of said Lot 12, also being the southwesterly corner of Lot 11 of said Michael L. Sullivan's Subdivision, also being the southeasterly corner of that 13.350 acre tract of land conveyed to 3600 Sullivant Avenue of record in Instrument Number 200112120289908;

Thence with the centerline of said Sullivant Avenue, also with the southerly line of said Lot 12, also with the southerly line of said 13.350 acre 3600 Sullivant Avenue tract, and continuing with the southerly line of said 10.214 acre Ideal Investment Properties tract, South 88°12'28" West, a distance of 1066.88 feet to the southwesterly corner of said 10.214 acre Ideal Investment Properties tract, also being the southeasterly corner of those tracts of land conveyed to Westgate Friends Church of record in Deed Book 1856, Page 114 and Deed Book 3662, Page 85;

Thence with the westerly line of said 10.214 acre Ideal Investment Properties tract, also with the easterly line of said Westgate Friends Church tracts, North 1°34'14" West, passing over a pk nail set at 30.00 feet, a total distance of 419.82 feet to an iron pipe set marking the true point of beginning of the herein described 5.001 acre tract;

Thence with the westerly line of said 10.214 acre Ideal Investment Properties tract, also with the easterly line of said Westgate Friends Church tracts, and continuing with the easterly line of that 1.325 acre tract of land conveyed to Roxanne & Associates Investment Company, LLC, North 1°34'14" West, a distance of 453.65 feet to a 3/4 inch iron pipe found at the northwesterly corner of said 10.214 acre Ideal Investment Properties tract, also being the southwesterly corner of that 15.781 acre tract of land conveyed to the City of Columbus, Ohio, of record in Instrument Number 199912300318513;

Thence with the northerly line of said 10.214 acre Ideal Investment Properties tract, also with the southerly line of said City of Columbus tract, North 88°12'28" East, a distance of 497.02 feet to a 3/4 inch iron pipe found at the northeasterly corner of said 10.214 acre Ideal Investment Properties tract, also being a southeasterly corner of said City of Columbus tract, also being in the westerly line of the aforesaid 13.350 acre 3600 Sullivant Avenue tract;

Thence with the easterly line of said 10.214 acre Ideal Investment Properties tract, also with the westerly line of said 13.350 acre 3600 Sullivant Avenue tract, the following four (4) courses:

- 1) South 1°47'32" East, a distance of 253.47 feet to a 3/4 inch iron pipe found;
- 2) North 88°12'28" East, a distance of 14.61 feet to an iron pipe set;
- 3) South 1°50'03" East, a distance of 143.50 feet to a 3/4 inch iron pipe found;
- 4) South 14°09'27" East, a distance of 10.40 feet to an iron pipe set;

Thence with a new division line, across and through said 10.214 acre Ideal Investment Properties tract, the following three (3) courses:

- 1) South 88°12'28" West, a distance of 238.19 feet to an iron pipe set;
- 2) South 1°47'32" East, a distance of 46.52 feet to an iron pipe set;
- 3) South 88°12'28" West, a distance of 277.53 feet to the point of beginning

Containing 5.001 acres of land, more or less.

Subject to all easements, restrictions, and rights of way of previous record or otherwise legally established.

Basis of Bearings: The centerline of Sullivant Avenue was assigned a bearing of South 88°12'28" West, as shown in Road Record 20, Page 34, Engineer's Office, Franklin County, Ohio.

To Rezone From: from M, Manufacturing District

To: L-AR-12, Limited Apartment Residential District

SECTION 2. That a Height District of thirty-five (35) feet is hereby established on the L-AR-12, Limited Apartment Residential District on this property.

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved L-AR-12, Limited Apartment Residential District and Application among the records of the Building Services Division as required by Section 3370.03 of the Columbus City Codes; said plans being titled, "**PRELIMINARY ACCESS DRIVE PLAN**," and "**INGLEWOOD COURT TREE SITE PLAN**," both signed by Jill S. Tangeman, Attorney for the Applicant, dated March 4, 2009, said text being titled "**LIMITATION OVERLAY TEXT**," signed by Jill S. Tangeman, Attorney for the Applicant, dated February 27, 2009, and the text reading as follows:

Limitation Overlay Text

Proposed Zoning District: LAR-12

Property Location: 3700 Sullivant Avenue, 5.0 +/- acres off of Sullivant Avenue

Applicant: Columbus Housing Network, Inc.

Owner: Ideal Investment Properties Ltd.

Date of Text: February 27, 2008

Application No.: Z08-063

1. **Introduction:** The subject site is 5.0 +/- acres located north of Sullivant Avenue and east of Ternstedt Lane in Columbus Ohio. The Applicant, Community Housing Network, Inc., is a non-profit corporation with a mission to provide safe, affordable rental housing and linkage to supportive services for people with disabilities and other special needs such as homelessness. Applicant is seeking rezoning of the site to LAR-12 to permit the construction of a 60 apartment units for the purpose of providing affordable housing to the Applicant's targeted communities. The portion of the property which is the subject of this application is currently vacant and is zoned M. The site is surrounded on the west by property zoned AR3 (multi-family) and M, on the east by property zoned C4 and M, on the north by property zoned M and LI, and on the south by property zoned C4. The site is currently part of a larger parcel with frontage on Sullivant Avenue. The subject site is accessed off of Sullivant Avenue by Ruffing Lane, a private drive. The Applicant and property owner plan to split the subject site. The Applicant will be submitting a council variance to address required variances in conjunction with this rezoning application.
2. **Permitted Uses:** The permitted use shall be an apartment house which shall be owned and managed by a non-profit agency that provides housing for those with disabilities and other special needs such as chronic homelessness.
3. **Development Standards:** Unless otherwise indicated in this text, the applicable development standards of Chapter 3333 of the Code shall apply.
 - a. **Density, Height and Setback Commitments:** The side yard setbacks shall be 25 feet. As an alternative, a perimeter yard may substituted for required side and rear yards in compliance with Columbus City Code Section 3333.255. A companion council variance may reduce the setback requirements for the access drive. The 60 units on the 5.0 +/- acre site shall result in approximately 11 units/acre.
 - b. **Access, Parking and/or Other Traffic Related Commitments:** Access shall be in accordance with the approval of the Division of Transportation.
 - c. **Buffering, Landscape, Open Space and/or Screening Commitments:**
 - i. The developer will be making a cash contribution in lieu of dedicating land for park use at the time of zoning clearance.
 - ii. A six foot wood fence shall be installed along the east property line.
 - iii. A bike rack shall be installed on the property.

- iv. Trees identified on the Landscaping Plan attached hereto and titled "Inglewood Tree Site Plan" shall be preserved.
- v. Additional trees shall be added to the south property line as identified on the Landscaping Plan attached hereto and titled "Inglewood Tree Site Plan."

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

- a. All external lighting shall be cut-off fixture types designed to prevent offsite spillage. All lighting poles, signs, frames and/or supports shall be uniform. No pole shall exceed fourteen (14) feet in height.
 - b. Any wall-mounted lighting shall be shielded to prevent offsite spillage
5. Graphics.: All signage and graphics shall conform to the Columbus Graphics Code. Any variances needed for the applicable graphics requirements shall be submitted to the Columbus Graphics Commission.

SECTION 4. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.~~

Legislation Number: 0574-2009

Drafting Date: 04/09/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation1. BACKGROUND

This ordinance provides \$67,150.00 to prevent inspection deficits for projects within the Division of Design and Construction Capital Improvement Program. Construction Inspection funding is normally authorized in construction legislation and available throughout the project. The amount for inspection is generally estimated by taking a percentage of the construction cost and occasionally the funds set up for this cost are not sufficient to cover the inspection of the project through project completion. It is then necessary to request additional funding for the remaining inspection costs. This ordinance authorizes an additional amount of \$67,150.00 to establish funding to prevent inspection deficits in various projects.

These projects require additional construction inspection funds for varying reasons including project modifications due to expanded scope, unforeseen conditions, weather, construction change orders, etc.

2. FISCAL IMPACT:

Funding for these projects has been made available from cancelled encumbrances from completed projects and from monies within the East Broad Street Growth Area Fund.

Title To authorize the appropriation and transfer of funds within the East Broad Street Growth Area Fund; to authorize the expenditure of \$6,000.00 from the East Broad Street Growth Area Fund and \$61,150.00 from the Streets and Highways G.O. Bonds Fund for construction inspection charges for the Division of Design and Construction; to authorize the City Auditor to establish Auditor's Certificates to provide for payment of construction inspection charges; and to authorize the expenditure of \$67,150.00 for inspection charges for the Division of Design and Construction. (\$67,150.00)

Body WHEREAS, capital improvement projects undertaken by the Division of Design and Construction generally include an inspection component; and

WHEREAS, the amount encumbered for inspection is ordinarily an estimate based on the project's construction expense; and

WHEREAS, the actual inspection amounts charged are subject to many variables including but not limited to modifications to contracts due to expanded project scope, unforeseen conditions, weather, construction change orders, and so on; and

WHEREAS, in order to prevent a net inspection deficit, additional construction inspection funds must be encumbered; now, therefore,

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

Section 1. That the sum of \$6,000.00 be and hereby is appropriated from the unappropriated balance of the East Broad Street Growth Area Fund, Fund 774, and from all monies estimated to come into said Fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2009 to the Division of Design and Construction, Department No. 59-12, Object Level One Code 06, Object Level Three Code 6631, OCA Code 590035 and Project 774006.

Section 2. That the transfer of cash and appropriation within the East Broad Street Growth Area Fund, Fund 774 be authorized as follows:

Transfer from

Dept-Div / Project / Project Name / O.L. 01-03 Codes / OCA / Amount
59-12 / 774006 / Mt. Carmel Health Systems / 06-6631 / 590035 / \$6,000.00

Transfer to

Dept-Div / Project / Project Name / O.L. 01-03 Codes / OCA / Amount
59-12 / 774005 / M/I Homes - Lucent Incentive District / 06-6631 / 590034 / \$6,000.00

Section 3. That the monies appropriated in Section 1 above shall be paid upon order of the Director of Public Service and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 4. That the City Auditor is authorize to establish Auditor's certificates for the payment of these construction inspection fees as follows for the Division of Design and Construction, Dept-Div. 59-12:

Fund / project no. / project / OCA Code / O.L. 01-03 Codes
704 / 530161 / Roadway Improvements / 590046 / 06-6631 / \$50,000.00
704 / 440005 / UIRF / 590050 / 06-6631 / \$11,150.00
774 / 774005 / Taylor Station Road / 590034 / 06-6631 / \$6,000.00

Total \$67,150.00

Section 5. That for the purpose of paying these construction inspection costs, the sum of \$67,150.00, or so much thereof as may be needed, is hereby authorized to be expended as follows:

Fund / project no. / project / OCA Code / O.L. 01-03 Code / amount
704 / 530161 / Roadway Improvements / 590046 / 06-6631 / \$50,000.00
704 / 440005 / UIRF / 590050 / 06-6631 / \$11,150.00
774 / 774005 / Taylor Station Road / 590034 / 06-6631 / \$6,000.00

Total \$67,150.00

Section 6. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

Section 7. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0588-2009

Drafting Date: 04/13/2009

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Council Variance Application: CV08-036

APPLICANT: Community Housing Network; c/o Jill Tangeman, Atty.; 52 East Gay Street; Columbus, Ohio 43215.

PROPOSED USE: Multi-family residential development.

GREATER HILLTOP AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. This is a companion council variance to Z08-063, which is a request to rezone from the M, Manufacturing District to the L-AR-12, Limited Apartment Residential District, to permit a maximum of sixty (60) multi-family dwelling units and parking. The site lies within the boundaries of *The Greater Hilltop Plan* (2001). The applicant is requesting a variance to the minimum required number of parking spaces, the requirement that the development front on a public street and to allow an access drive in the perimeter yard and. Staff views the variance to the perimeter yard as a technicality due to the shared access with the adjacent industrial use and supports the variance that the site be accessed from a private drive. The Department of Public Service supports the parking variance. The proposal is consistent with the goal of providing a variety of housing opportunities suitable and attractive to people at different stages in their life, including senior citizens.

Title

To grant a Variance from the provisions of Sections 3333.16, Fronting; 3333.255, Perimeter yard; and 3342.28 Minimum Number of Parking Spaces; of the Columbus City Codes for the property located at **3700 SULLIVANT AVENUE (43228)**, to permit a maximum of sixty dwelling units with reduced development standards in the L-AR-12, Limited Apartment Residential District **and to declare an emergency**. (Council Variance # CV08-036).

Body

WHEREAS, by application #CV08-036, the owner of property at **3700 SULLIVANT AVENUE (43228)**, is requesting a Variance to permit a maximum of sixty (60) multi-family dwelling units with reduced development standards in the L-AR-12, Limited Apartment Residential District; and

WHEREAS, Section 3333.16, Fronting, requires that principal buildings shall front upon a public street, while the applicant proposes access via an existing private drive and no frontage on a public street as a result of a lot split; and

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

WHEREAS, Section 3333.255, Perimeter yard, requires a perimeter yard of twenty-five (25') feet, while the applicant proposes the existing access drive for the site occupy the required perimeter yard, reducing the western perimeter yard to zero (0) feet; and

WHEREAS, Section 3342.28 Minimum Number of Parking Spaces, requires two (2) parking spaces per unit which would equate to one hundred twenty (120) parking spaces while the applicant only wishes to provide half (1/2) a parking space per unit for a total of thirty (30) parking spaces per unit; and

WHEREAS, City Departments recommend approval because Staff views the variance to the perimeter yard as a technicality due to the shared access with the adjacent industrial use and supports the variance that the site be accessed off a private drive. The Department of Public Service supports the parking variance; and

WHEREAS, the Greater Hilltop Area Commission recommends approval; and

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

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

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

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at **3700 SULLIVANT AVENUE (43228)**, in using said property as desired and; now, therefore:

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

SECTION 1. That a variance from the provisions of Sections 3333.16, Fronting, 3333.255, Perimeter yard and 3342.28 Minimum Number of Parking Spaces of the Columbus City Codes for the property located at **3700 SULLIVANT AVENUE (43228)**, insofar as said sections prohibit a multi-family development with a maximum of sixty (60) multi-family dwelling units, without frontage on public street, with an access drive occupying part of the perimeter yard; and 30 parking spaces where 120 would be required; said property being more particularly described as follows:

3700 SULLIVANT AVENUE (43228), being 5.0± acres located on the north side of Sullivant Avenue, 1065± feet west of Wilson Road, and being more particularly described as follows:

LEGAL DESCRIPTION 5.001 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, and being part of Virginia Military Survey No. 2442, also being part of Lot 12 of Michael L. Sullivant's Subdivision, as shown for record in Plat Book 11, Page 22, (all references used in this description refer to the records of the Recorder's Office, Franklin County, Ohio), and containing 5.001 acres of land, more or less, and being all out of that 10.214 acre tract of land conveyed to Ideal Investment Properties, Ltd., of record in Official Record 33837 D14, said 5.001 acre tract being more particularly described as follows:

Beginning, for reference, at the intersection of the centerline of Sullivant Avenue with the westerly Limited Access Right of Way line of Wilson Road, as shown in Road Record 20, Page 34, Engineer's Office, Franklin County, Ohio, said point also being the southeasterly corner of said Lot 12, also being the southwesterly corner of Lot 11 of said Michael L. Sullivant's Subdivision, also being the southeasterly corner of that 13.350 acre tract of land conveyed to 3600 Sullivant Avenue of record in Instrument Number 200112120289908;

Thence with the centerline of said Sullivant Avenue, also with the southerly line of said Lot 12, also with the southerly line of said 13.350 acre 3600 Sullivant Avenue tract, and continuing with the southerly line of said 10.214 acre Ideal Investment Properties tract, South 88°12'28" West, a distance of 1066.88 feet to the southwesterly corner of said 10.214 acre Ideal Investment Properties tract, also being the southeasterly corner of those tracts of land conveyed to Westgate Friends Church of record in Deed Book 1856, Page 114 and Deed Book 3662, Page 85;

Thence with the westerly line of said 10.214 acre Ideal Investment Properties tract, also with the easterly line of said Westgate Friends Church tracts, North 1°34'14" West, passing over a pk nail set at 30.00 feet, a total distance of 419.82 feet to an iron pipe set marking the true point of beginning of the herein described 5.001 acre tract;

Thence with the westerly line of said 10.214 acre Ideal Investment Properties tract, also with the easterly line of said Westgate Friends Church tracts, and continuing with the easterly line of that 1.325 acre tract of land conveyed to Roxanne & Associates Investment Company, LLC, North 1°34'14" West, a distance of 453.65 feet to a 3/4 inch iron pipe found at

the northwesterly corner of said 10.214 acre Ideal Investment Properties tract, also being the southwesterly corner of that 15.781 acre tract of land conveyed to the City of Columbus, Ohio, of record in Instrument Number 199912300318513; Thence with the northerly line of said 10.214 acre Ideal Investment Properties tract, also with the southerly line of said City of Columbus tract, North 88°12'28" East, a distance of 497.02 feet to a 3/4 inch iron pipe found at the northeasterly corner of said 10.214 acre Ideal Investment Properties tract, also being a southeasterly corner of said City of Columbus tract, also being in the westerly line of the aforesaid 13.350 acre 3600 Sullivant Avenue tract; Thence with the easterly line of said 10.214 acre Ideal Investment Properties tract, also with the westerly line of said 13.350 acre 3600 Sullivant Avenue tract, the following four (4) courses:

- 1) South 1°47'32" East, a distance of 253.47 feet to a 3/4 inch iron pipe found;
- 2) North 88°12'28" East, a distance of 14.61 feet to an iron pipe set;
- 3) South 1°50'03" East, a distance of 143.50 feet to a 3/4 inch iron pipe found;
- 4) South 14°09'27" East, a distance of 10.40 feet to an iron pipe set;

Thence with a new division line, across and through said 10.214 acre Ideal Investment Properties tract, the following three (3) courses:

- 1) South 88°12'28" West, a distance of 238.19 feet to an iron pipe set;
- 2) South 1°47'32" East, a distance of 46.52 feet to an iron pipe set;
- 3) South 88°12'28" West, a distance of 277.53 feet to the point of beginning

Containing 5.001 acres of land, more or less.

Subject to all easements, restrictions, and rights of way of previous record or otherwise legally established.

Basis of Bearings: The centerline of Sullivant Avenue was assigned a bearing of South 88°12'28" West, as shown in Road Record 20, Page 34, Engineer's Office, Franklin County, Ohio.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a maximum of sixty (60) multi-family dwelling units, or those uses permitted in the L-AR-12, Limited Apartment Residential District.

SECTION 3. That this ordinance is further conditioned on a commitment by the owner to maintain the existing building footprints in conformance with the plans titled "**PRELIMINARY ACCESS DRIVE PLAN,**" and "**INGLEWOOD COURT TREE SITE PLAN,**" both signed by Jill S. Tangeman, Attorney for the Applicant, dated March 4, 2009. The Subject Site shall be developed in accordance with the site plan. The site plan may be slightly adjusted to reflect engineering, topographical or other site data developed at the time of development and engineering plans are completed. Any slight adjustment to the plans shall be reviewed and may be approved by the Director of the Department of Development or his designee upon submission of the appropriate data regarding the proposed adjustment.

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

SECTION 5. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~ **That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.**

Legislation Number: 0610-2009

Drafting Date: 04/16/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND:

This ordinance authorizes the Director of Finance and Management on behalf of the Department of Technology to modify and extend a contract (CT-18276) with AssetWorks, Inc., formerly known as Maximus Systems, Inc., for the annual license renewal of the Fleet Focus application (formerly known as the Fleet Anywhere application) utilized by the Fleet Management Division, with a coverage period from July 1, 2009 through June 30, 2010. The original contract provided language allowing for modifications and extensions.

The Fleet Focus application provides a management system utilized by the Fleet Management Division to bill, manage, monitor and analyze all maintenance related data within the division. Also, Fleet Focus gives the Division the ability to provide accountability by tracking an unlimited number of city-owned fleet equipment such as refuse trucks, fire apparatus, compost graders and various on road vehicles to support the daily operational requirements of city government. The system allows for the collection and management of maintenance data on a citywide basis.

After a thorough review of the Fleet Focus system, discovery was made that, initially, it was not configured as recommended by Asset Works to provide 'best practice use' of this asset. With a training credit balance that exists with AssetWorks and the amount requested in this ordinance, the system can be configured to gain optimization of its use.

It has been over three years since any upgrade has been implemented to this system. There have been several upgrades by AssetWorks that have made the system more user-friendly, more productive and more environmentally friendly (by enabling customers to go paperless). At present, all information regarding fleet usage must be requested through one person. With these upgrades, monthly reports can be written once and placed in a web-based environment for all divisions to access as needed. It will also allow development of other usage/cost/count reports for divisions to access in a user friendly format. Fleet Management will then be able to concentrate on the management of the database.

In addition, automotive technicians presently fill out work order forms, time sheet forms, Preventative Maintenance (PM) forms, part request forms, as well as other forms. Fleet Management also wants to take advantage of a green opportunity (going paperless) and become more productive by training the technicians on the floor to use the web-based work order system, by enabling supervisors to better manage the technicians' assignments, and by streamlining the parts request process into a totally automated system. This ordinance will provide for the modification and enhancement of the existing Fleet Focus application by adding in several additional modules and reconfiguring of the application to place it more in line with the goals of the Division of Fleet Management.

Also, this ordinance will provide for the change of the company name and Federal Identification (FID) number for contracts and purchase orders established with Maximus Systems, Inc. This ordinance shall authorize the assignment of open, past and present contracts between the City of Columbus with Maximus Systems Inc., FID 54-1000588 to AssetWorks, Inc., FID 46-0521049; with the contract compliance expiring on 4/10/2010, in order to reflect the sale.

This ordinance requests approval to continue services provided by AssetWorks, Inc., and to waive the competitive bidding provisions of the Columbus City Codes (Section 329); as it has been determined that AssetWorks, Inc. has made available upgrades to the existing modules and these upgrades are necessary for the functionality of the current application.

EMERGENCY: Emergency designation is requested in order to continue with services without interruption and to provide for subsequent payment.

FISCAL IMPACT:

For the past two years the Department of Technology has expended the following for services associated with the Fleet Focus application, with Maximus Systems, Inc. In 2007 the amount of \$70,000.00 and \$74,163.00 in fiscal year 2008. Funding is available within the 2009 Department of Technology Information Services Fund, for the coverage period from July 1, 2009 through June 30, 2010, with the cost for this coverage period being \$66,715.00 for maintenance and \$72,729.95 for a one time expense associated with upgrades. Through the Department of Technology, the aggregate contract total, including this funding of \$139,444.95 is \$537,790.45, with the maintenance aggregate total being \$465,060.50.

CONTRACT COMPLIANCE:

AssetWorks, Inc. - FID #46-0521049 Expiration Date: 4-10-2010

TitleTo authorize the Director of the Department of Finance and Management on behalf of the Department of Technology to modify and extend the contract with AssetWorks, Inc formerly known as Maximus Inc., for the annual license renewal on the Fleet Focus application utilized by the Fleet Management Division; to provide for the upgrade and modification of the Fleet Focus application; to waive the competitive bidding provisions of the Columbus City Codes; to provide for the

change of the company name and Federal Identification number from Maximus Systems, Inc to AssetWorks, Inc.; to authorize the expenditure of \$139,444.95 from the Department of Technology Information Services Fund; and to declare an emergency. (\$139,444.95)

Body

WHEREAS, ordinance 644-97 passed March 17, 1997 authorized a contract for support services from Peregrine, Inc., which sold the proprietary business software FleetAnywhere to Maximus Inc.; and

WHEREAS, this ordinance will authorize the assignment of open, past and present contracts between the City of Columbus with Maximus Systems Inc., FID 54-1000588 to AssetWorks, Inc., FID 46-0521049; with the contract compliance expiring on 4/10/2010, in order to reflect the sale; and

WHEREAS, this ordinance authorizes the Director of Finance and Management on behalf of the Department of Technology to modify and extend a contract (CT-18276) with AssetWorks, Inc., formerly known as Maximus Systems, Inc., for the annual license renewal of the FleetAnywhere application utilized by the Fleet Management Division with a coverage period from July 1, 2009 through June 30, 2010. The original contract provided language allowing for modifications and extensions; and

WHEREAS, the Fleet Focus application provides a management system utilized by the Fleet Management Division to bill, manage, monitor and analyze all maintenance related data within the Division, also Fleet Focus gives the Fleet Management Division the ability to provide accountability with tracking an unlimited number of city-owned fleet equipment such as refuse trucks, fire apparatus, compost graders and various on road vehicles to support the daily operational requirements of city government; and

WHEREAS, after intense review of the Fleet Focus system, discovery was made that it was not optimally configured as recommended by Asset Works to provide 'best practice use' of this asset; and

WHEREAS, currently, the system is in need of an upgrade, as it has been over three years since any upgrade has been implemented to this system. There have been several upgrades by AssetWorks that have made the system more user-friendly, more productive and more environmentally friendly (by enabling customers to go paperless); and

WHEREAS, this ordinance requests approval to continue services provided by AssetWorks, Inc., and to waive the competitive bidding provisions of the Columbus City Codes (Section 329); as it has been determined that AssetWorks, Inc. has made available upgrades to the existing modules and these upgrades are necessary for the functionality of the current application; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology to continue uninterrupted services associated with the FleetAnywhere application, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1: That the Director of the Department of Finance and Management be and is hereby authorized to modify and extend a contract, on behalf of the Department of Technology for the annual license renewal and upgrade implementation, from AssetWorks, Inc., formerly known as Maximus Systems, Inc. related to the operation of the FleetAnywhere system, with a coverage period from July 1, 2009 through June 30, 2010. Also, this ordinance requests approval to continue services provided by AssetWorks, Inc., and to waive the competitive bidding provisions of the Columbus City Codes (Section 329); as it has been determined that AssetWorks, Inc. has made available upgrades to the existing modules and these upgrades are necessary for the functionality of the current application.

SECTION 2: That the expenditure of \$139,444.95 or so much thereof as may be necessary is hereby authorized to be expended from:

Div: 47-01|Fund: 514|Subfund: 013|OCA Code: 514013|Obj. Level One:03|Obj. Level Three: 3369|Amount:
\$66,715.00

Div: 47-01|Fund: 514|Subfund: 013|OCA Code: 514013|Obj. Level One:03|Obj. Level Three: 3336|Amount:
\$72,729.95

SECTION 3: That the request to modify and extend a contract with AssetWorks, Inc., and to waive the competitive bidding provisions of the Columbus City Codes (Section 329).

SECTION 4: 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 5: That all open, past and present contracts between the City of Columbus with Maximus Systems Inc., FID 54-1000588 be assigned to AssetWorks, Inc., FID 46-0521049; with the contract compliance expiring on 4/10/2010, in order to reflect the sale of Maximus Systems, Inc. to AssetWorks, Inc.

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

Legislation Number: 0621-2009

Drafting Date: 04/17/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into contracts with the Columbus Literacy Council for workforce development and literacy activities for \$55,500 and with Columbus Works for workforce development and computer skills training for \$23,989 and to continue the provision of these services for a one year period. The Literacy and English as a Second Language (ESL) classes and the Computer Skills program promote workforce development and literacy.

This ordinance represents programs to be funded from the Community Development Block Grant (CDBG) Fund following the Department of Development's application and evaluation process.

Emergency action is necessary to avoid causing interruptions in the delivery of program services.

FISCAL IMPACT: A total of \$79,489 has been allocated to fund social service programs through the Public Service Competitive Fund allocation of the 2009 CDBG Fund. This ordinance authorizes the expenditure of \$79,489 in CDBG funds.

Title

To authorize the Director of the Department of Development to enter into contracts with the Columbus Literacy Council and Columbus Works for the provision of program services; to authorize the expenditure of \$79,489.00 from the Community Development Block Grant Fund; and to declare an emergency. (\$79,489.00)

Body

WHEREAS, the Director of the Department of Development desires to enter into contracts with the Columbus Literacy Council and Columbus Works for the provision of program services; and

WHEREAS, the Columbus Literacy Council's Literacy and English as a Second Language (ESL) classes promote workforce development and literacy; and

WHEREAS, the Columbus Works' Computer Skills classes promote work force development; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into contracts with the Columbus Literacy Council and Columbus Works to avoid causing interruptions in the delivery of program services, all for the preservation of the public health, peace, property, safety, and welfare; **NOW, THEREFORE**,

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

Section 1. That the Director of the Department of Development be and is hereby authorized to enter into contracts with the Columbus Literacy Council and Columbus Works for the provision of Computer Skills, Literacy and English as a Second Language (ESL) classes for a one year period.

Section 2. That these contracts are made pursuant to Section 329.15 of the Columbus City Codes, 1959, as amended.

Section 3. That for the purpose as stated in Section 1, the expenditure of \$79,489.00, or so much thereof as may be necessary, be and is hereby authorized to be expended from the Community Development Block Grant Fund, Department of Development, Department No. 44-01, Fund No. 248, Object Level One 03, Object Level Three 3337, OCA Code 499041 as follows:

Columbus Literacy Council	\$55,500.00
Columbus Works	<u>\$23,989.00</u>
	\$79,489.00

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

Legislation Number: 0626-2009

Drafting Date: 04/17/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into grants with various social service agencies throughout Central Ohio for the provision of services for a twelve-month period. The total amount of these grants is \$1,844,824.

This legislation represents agencies to be funded following the Emergency Human Services application process. The legislation targets those social service agencies that will provide help to families and households through employment, educational and/or health programs by assisting with the operating needs of individual agencies. In addition, the city supports programs and activities so that the greater population is assured access to other community assistance. This funding will allow the process to continue much needed services.

Emergency action is requested to avoid interruptions in the delivery of vital program services.

FISCAL IMPACT: In 2009, a total of \$2,100,000 has been allocated to fund social service programs through the Emergency Human Services Fund. This ordinance authorizes the expenditure of \$1,844,824 from the Emergency Human Services Fund. Companion legislation authorizes the expenditure of the balance of these funds.

Title

To approve the grant applications of various social service agencies seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute grant agreements with various social service agencies; to authorize the expenditure of \$1,844,824 from the Emergency Human Services Fund; and to declare an emergency. (\$1,844,824)

Body

WHEREAS, various social service agencies have submitted grant applications seeking financial assistance for Emergency Human Services Funds; and

WHEREAS, City Council has reviewed the grant applications of various social service agencies and hereby declares that the agencies have articulated a need for emergency human service operating funds that is sufficient to justify approval of said grant; and

WHEREAS, the Director of the Department of Development desires to enter into grants with various social service agencies for the continued provision of social services; and these programs include, but are not limited to, youth services, resettlement programs, intervention activities, information and referral efforts, material assistance, community mediation, resource centers and neighborhood activities; and

WHEREAS, City Council is authorized to allocate funds annually to assist social service agencies in the city with the operating costs of delivering programs; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into grants with various social service agencies to avoid interruptions in the delivery of vital program services, all for the preservation of the public health, peace, property, safety, and welfare; **NOW, THEREFORE,**

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

Section 1. That the grant applications of the various social service agencies listed in Section 4, seeking financial assistance to address an emergency human service need pursuant to Section 371.02 (c) of the Columbus City Codes, 1959, are hereby approved.

Section 2. That the Director of the Department of Development be and is hereby authorized to enter into grant agreements with the various social service agencies listed in Section 4 for program development and service delivery efforts for a one-year period.

Section 3. That the expenditures authorized herein are in accordance with Section 371.02 (c) of the Columbus City Codes, 1959.

Section 4. That for the purpose as stated in Section 2, the expenditure of \$1,844,824.00, or so much thereof as may be necessary, be and is hereby authorized to be expended from the Emergency Human Services Fund, Department of Development, Department No. 44-01, Fund 232, Object Level One 03, Object Level Three 3337, OCA Code 499043, as follows:

<u>AGENCY</u>	<u>PROGRAM</u>	<u>AMOUNT</u>
ADAMH Board	Substance Abuse Intervention	\$151,220
Asian American Community Services	Refugee/Resettlement	\$9,686

Cambodian Mutual Assistance	Refugee/Resettlement	\$18,390
Voice Corps	Support Services for Disabled	\$36,896
First Link (RSVP)	Senior Programs	\$7,070
First Link	Information/Referral	\$100,880
Heritage	Adult Day Care	\$9,341
LifeCare Alliance	Support Services for Disabled	\$156,889
Maryhaven (Adult Male Outpatient)	Substance Abuse Intervention	\$35,028
Maryhaven (Adult Services-Detoxification)	Substance Abuse Intervention	\$147,116
Maryhaven (Adolescent)	Substance Abuse Intervention	\$90,605
Somali Community Association	Refugee/Resettlement	\$13,940
Huckleberry House	Youth Outreach	\$63,342
Huckleberry House	Crisis Counseling	\$28,022
New Directions Career Center	Workforce Development	\$19,148
Godman Guild	Workforce Development	\$5,755
Columbus Works	Workforce Development	\$18,049
St. John Learning Center	Workforce Development	\$18,681
Directions For Youth	Youth Programs	\$56,511
Action for Children	Child Care	\$102,281
Amethyst	Substance Abuse Intervention	\$33,627
Columbus Housing Partnership	Neighborhood Assistance	\$48,992
Community Kitchen	Material Assistance	\$18,775
Community Mediation Services	Conflict Resolution	\$49,038
Gladden Community House	Material Assistance	\$45,769
JOIN	Material Assistance	\$10,789
Legal Aide Society	Conflict Resolution	\$31,759
SAVE	Youth Programs	\$37,363
St. Stephens	Material Assistance	\$74,735
St. Stephens	Youth Programs	\$55,110
Mid-Ohio Food Bank	Material Assistance	\$46,704
YWCA (Safe & Sound)	Child Care	\$37,363
Catholic Social Services	Senior Companion	\$6,072
Catholic Social Services	Senior Care	\$11,815
Enterprise Works	Youth Programs	\$13,342
Columbus Historical	Cultural Diversity	\$14,595
Columbus Early Learning Centers	Child Care	\$9,341
Southside Learning & Development Center	Child Care	\$11,209
Communities in Schools	Youth Programs	\$15,879
Stonewall Columbus	Resource Center	\$23,352
Community Research Partners	Technical Assistance	\$70,052
MOBILE	Support Services for Disabled	\$34,093
Impact/Community Action Agency	Computer Awareness Classes	\$56,200
		\$1,844,824

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: 0627-2009

Drafting Date: 04/17/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into grant agreements with City Year to provide the Young Heroes Program (\$16,346) and the School Success Program (\$46,704) for a twelve-month period. The total amount of these grants is \$63,050.

This legislation represents programs funded following the Emergency Human Services application process. The legislation targets a social service agency that will provide help to families and households through employment, educational and/or health programs by assisting with the operating needs of individual agencies. In addition, the city supports programs and activities so that the greater population is assured access to other community assistance. This funding will allow the process to continue much needed services.

Emergency action is necessary to avoid causing interruptions in the delivery of program services.

FISCAL IMPACT: This ordinance authorizes the expenditure of \$63,050 from the Emergency Human Services Fund. In 2009, a total of \$2,100,000 has been allocated to fund social service programs through the Emergency Human Services Fund. Companion legislation authorizes the expenditure of the balance of these funds.

Title

To approve the grant applications of City Year seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute grant agreements with City Year; to authorize the expenditure of \$63,050 from the Emergency Human Services Fund; and to declare an emergency. (\$63,050)

Body

WHEREAS, City Year has submitted grant applications seeking financial assistance for Emergency Human Service Funds; and

WHEREAS, City Council has reviewed the grant applications and hereby declares that the agency has articulated a need for Emergency Human Services operating funds that is sufficient to justify approval of said grants; and

WHEREAS, the Director of the Department of Development desires to enter into grant agreements with City Year for the continued provision of social services and these programs include, but are not limited to, youth services, resettlement programs, intervention activities, information and referral efforts, material assistance, community mediation, resource centers and neighborhood activities; and

WHEREAS, City Council is authorized to allocate funds annually to assist social service agencies in the city with the operating costs of delivering programs; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into grant agreements with City Year to avoid causing interruptions in the delivery of program services, all for the preservation of the public health, peace, property, safety, and welfare; **NOW, THEREFORE,**

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

Section 1. That the grant applications of City Year seeking financial assistance to address an emergency human service need pursuant to Section 371.02 (c) of the Columbus City Codes, 1959, are hereby approved.

Section 2. That the Director of the Department of Development be and is hereby authorized to enter into grant agreements with City Year for program development and service delivery efforts for a one-year period.

Section 3. That the expenditures authorized herein are in accordance with Section 371.02 (c) of the Columbus City Codes, 1959.

Section 4. That for the purpose as stated in Section 2, the expenditure of \$63,050.00, or so much thereof as may be necessary, be and is hereby authorized to be expended from the Emergency Human Services Fund, Department of Development, Department No. 44-01, Fund 232, Object Level One 03, Object Level Three 3337, OCA Code 499043, as follows:

<u>AGENCY</u>	<u>AMOUNT</u>
City Year Young Heroes	\$16,346
City Year School Success	\$46,704
\$63,050	

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: 0641-2009

Drafting Date: 04/21/2009

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

Rezoning Application # Z07-037

APPLICANT: Sean and Barbara Brogan; c/o Jeffrey L. Brown, Attorney; 37 West Broad Street, Suite 725; Columbus, OH 43215.

PROPOSED USE: Commercial development.

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

NORTHEAST AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The Northeast Area Plan (2007) recommends office/light industrial uses for the site. The applicant is proposing most C-4, C-5 and less objectionable manufacturing uses for the site, with retail development limited to a maximum of 20,000 square feet for the entire site.

Title

To rezone **1941 STELZER ROAD (43219)**, being 6.25± acres located at the southwest corner of Stelzer Road and Citygate Drive, **From:** R, Rural District, **To:** L-M, Limited Manufacturing, and CPD, Commercial Planned Development Districts (Rezoning # Z07-037).

Body

WHEREAS, application #Z07-037 is on file with the Building Services Division of the Department of Development requesting rezoning of 6.25± acres from R, Rural District to L-M, Limited Manufacturing, and CPD, Commercial Planned Development Districts; and

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

WHEREAS, the City Departments recommend disapproval of said zoning change because Northeast Area Plan (2007) recommends office/light industrial uses for the site. The applicant is proposing most C-4, C-5 and less objectionable manufacturing uses for the site, with retail development limited to a maximum of 20,000 square feet for the entire site, now, therefore:

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

SECTION 1. That the Official Zoning Map of the City of Columbus, as adopted by Ordinance No. 0179 -03, passed February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows:

1941 STELZER ROAD (43219), being 6.25± acres located at the southwest corner of Stelzer Road and Citygate Drive, and being more particularly described as follows:

SUBAREA "A"
4.18 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 3, Township 1, Range 17, United States Military Lands being out of those tracts as conveyed to Sean Brogan and Barbara Brogan by deed of record in Instrument Number 200706260111018 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being described as follows:

Beginning, for reference, at the centerline intersection of Citygate Drive of record in Plat Book 87, Page 36 and Stelzer Road;

thence South 03° 09' 34" West, with the centerline of said Stelzer Road, a distance of 345.09 feet to a point;

thence North 87° 32' 37" West, across the right-of-way of said Stelzer Road, a distance of 39.56 feet to a southeasterly corner thereof;

thence North 86° 40' 52" West, with a northerly line of that 2.707 acre tract as conveyed to Barbara Brogan by deed of record in Instrument Number 200510050210145 and 20 WD as conveyed to Franklin County Commissioners by deed of record in Instrument Number 200410260247435, a distance of 302.34 feet to the TRUE POINT OF BEGINNING;

thence North 86° 40' 52" West, continuing with the northerly line of said 2.707 acre tract, a distance of 547.71 feet to a point in an easterly line of that 5.00 acre tract as conveyed to RB Columbus Limited, LLC by deed of record in Official Record 34875D11;

thence North 17° 03' 26" West, across said Sean and Barbara Brogan tracts, a distance of 323.61 feet to a point, being the southerly right-of-way line of said Citygate Drive;

Sean and Barbara Brogan

thence South 86° 18' 23" East, with said southerly right-of-way line, a distance of 661.71 feet to a point;

thence South 03° 34' 11" West, across said Sean and Barbara Brogan tracts, a distance of 299.03 feet to the TRUE POINT OF BEGINNING, and containing 4.18 acre of land, more or less.

To Rezone From: R, Rural District,

To: L-M, Limited Manufacturing District.

SUBAREA "B"
2.07 ACRE

Situated in the State of Ohio, County of Franklin, City of Columbus, located in Quarter Township 3, Township 1, Range 17, United States Military Lands being out of those tracts as conveyed to Sean Brogan and Barbara Brogan by deed of record in Instrument Number 200706260111018 (all references refer to the records of the Recorder's Office, Franklin County, Ohio) and being described as follows:

Beginning, for reference, at the centerline intersection of Citygate Drive of record in Plat Book 87, Page 36 and Stelzer Road;

thence South 03° 09' 34" West, with the centerline of said Stelzer Road, a distance of 345.09 feet to a point;

thence North 87° 32' 37" West, across the right-of-way of said Stelzer Road, a distance of 39.56 feet to the TRUE POINT OF BEGINNING;

thence North 86° 40' 52" West, with a northerly line of that 2.707 acre tract as conveyed to Barbara Brogan by deed of record in Instrument Number 200510050210145 and 20 WD as conveyed to Franklin County Commissioners by deed of record in Instrument Number 20041026024743, a distance of 302.34 feet to a point;

thence North 03° 34' 11" East, across said Sean and Barbara Brogan tracts, a distance of 299.03 feet to a point in the southerly right-of-way line of said Citygate Drive;

thence South 86° 18' 23" East, with said southerly right-of-way line, a distance of 303.55 feet to a northeasterly corner thereof;

thence South 03° 48' 09" West, with the westerly right-of-way line of said Stelzer Road, a distance of 297.05 feet to the TRUE POINT OF BEGINNING, and containing 2.07 acre of land, more or less.

To Rezone From: R, Rural District,

To: CPD, Commercial Planned Development District.

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

SECTION 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Building Services Division as required by Section 3311.12 of the Columbus City Codes; said plan being titled, "**SUB-AREA PLAN,**" and text titled, "**L-M, LIMITED MANUFACTURING DISTRICT, AND CPD, COMMERCIAL PLANNED DEVELOPMENT DISTRICT TEXTS, 6.25± ACRES,**" both dated April 7, 2009, and signed by Jeffrey L. Brown, Attorney for the Applicant, and the text reading as follows:

**L-M, LIMITED MANUFACTURING DISTRICT, AND
CPD, COMMERCIAL PLANNED DEVELOPMENT DISTRICT TEXTS**

Existing District: R, Residential
Proposed District: L-M, Limited Manufacturing and CPD, Commercial Planned Development
Property Address: 1941 Stelzer Road
Owner: Lepalo, Inc., Trustee, P.O. Box 09764, Columbus, Ohio 43209
Applicant: Sean and Barbara Brogan, P.O. Box 09764, Columbus, Ohio 43209
Application No.: Z07-037
Date of Text: May 13, 2009

I. INTRODUCTION:

The subject site ("Site"), comprised of three (3) parcels totaling 6.25± acres, is located at the southwest corner of City Gate Drive and Stelzer Road, and is within the boundaries of the Northeast Area Commission and the I-670 Graphics Control Area. Situated on the west side of Stelzer Road, the Site is immediately south of the City Gate Business Park. This Site is the only remaining residentially-zoned property in the immediate area of Stelzer Road and City Gate Drive. Surrounding these parcels to the north and south are properties either zoned L-M, Limited Manufacturing or CPD, Commercial Planned Development, to reflect the continual office/warehouse and commercial developments that have occurred consistent with the Northeast Area Plan.

Applicant proposes to rezone these three parcels fronting Stelzer Road from R, Residential to L-M and CPD. The two (2) sub-areas and proposed development texts for same, below, are remarkably similar to the 8-acre rezoning at 2015 Stelzer Road, approved by the Northeast Area Commission and City Council in July 1999, and the 10.23-acre zoning immediately south of the Site (Z04-080, passed in July 2005), both of which reflect similar L-M and CPD sub-area configurations.

II. SUB-AREA "A": L-M, LIMITED MANUFACTURING DISTRICT

1. PERMITTED USES:

All uses of Columbus City Code §3363.01- §3363.08 and § 3363.175 (M, Manufacturing District), except uses as prohibited in Section 2 (Prohibited Uses), below. Additionally, all types of offices; residence(s) for a resident watchman; commercial radio transmitting or television station and appurtenances thereto; rooftop telecommunication installations and all accessory use(s) related to any permitted principal use shall be permitted.

(a) All permitted uses shall be constructed, equipped and operated with such approved devices and methods as to insure against the emission of obnoxious noise, vibrations, smoke, dust, fly ash, or other solid particulate matter, odor, glare, heat, sewage waste, and other obnoxious conditions.

(b) Underground storage tanks shall only be permitted for the purpose of providing distribution of liquid fuels, petroleum products, petroleum, and volatile oils to vehicles of uses in this sub-area. No user shall have more than an aggregate capacity of 20,000 gallons. The location of any such tanks shall be determined under the direction and supervision of the Fire Department.

2. PROHIBITED USES:

Adult entertainment, inclusive of bookstore; adult motion picture theater; adult-only entertainment facility; cabarets and nightclubs (with bars being specifically permitted if accessory to a primary use); billboard(s); manufacturing, compounding, processing, assembling, packaging or treatment of goods, materials and products involving operations which are obnoxious or offensive by reason of odor, dust, smoke, gas, fumes, vibration, noise, fly ash, or other solid particulate matter, odor, glare, heat, sewage waste, or obnoxious conditions. Additional prohibited uses: Amusement Arcade, Animal Shelter, Blood & Organ Bank, Check Cashing and Loans, Coin Operated Laundries, Community Food Pantry, Electric Substation, Funeral Homes and Services, Halfway House, Mission / Temporary Shelters, Nursing Home, Pawn Broker, Television Radio Station and Recording Studio, Repossession Services, Utility Pump Station, Warehouse Club and Super Center. No public or private parking lots shall be permitted as a primary use.

3. DEVELOPMENT STANDARDS:

Unless otherwise indicated in the written text, the applicable development standards are contained in Chapter 3363(M) Manufacturing of the Columbus City Code.

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

1. Sub-Area A shall be designated in the H-110 Height District. Buildings and structures shall not exceed an absolute height of 65 feet except for hotel/motel which shall be subject to the H-110 Height District with no height limitation and as permitted in § 3363.175. This absolute height restriction shall not include the additional height associated with

building-mounted mechanicals or aerials. Mechanicals shall not exceed 10 additional feet above the 65-foot absolute height. Building-mounted antennas and aerials shall not exceed 20 additional feet above the 65-foot absolute height.

2. No more than two rows of parking and a drive aisle shall be permitted between City Gate Drive and the building(s).
3. Lot coverage for structures and paved areas shall not exceed eighty-five (85%) percent.
4. The total amount of retail for the entire site (both Subareas A & B) shall be limited to a maximum of 20,000 sq. ft. This restriction shall not apply to hotels / motels.

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

1. Any and all traffic-related commitments shall be designated and located to the specifications of the City of Columbus Transportation Division.

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

1. Trees shall be planted within the front parking setback at the minimum rate of one tree for every 40 linear feet of street frontage along City Gate Drive. Existing trees along City Gate Drive shall satisfy this requirement.
2. All parking areas adjacent to City Gate Drive shall have headlight screening parallel to the frontage with a minimum height of 30 inches measured from the elevation of the nearest section of the adjacent parking area. Parking lot screening shall be in the form of an evergreen hedge, earth mounding or low brick or stone walls.
3. A minimum of 1 tree shall be planted for every 10 parking spaces.
4. The minimum size of all trees shall be 2.5 inch caliper for deciduous; 6 feet high for evergreens; and 1.5 inch caliper for ornamentals. Caliper shall be measured 6 inches above grade. Trees may be equally spaced or grouped. Tree species shall be selected and planted in a manner that does not obstruct motorists' vision.
5. Any dead materials shall be replaced within six (6) months or the next planting season, whichever occurs first.

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

1. All building exteriors shall be constructed of brick, real or synthetic stone, real or synthetic stucco, glass, vinyl siding, wood shingles, textured or coated metal, concrete, marble, textured concrete, or a combination of these materials. Wood may be used as an accent material not to exceed 25% in area of an individual façade.
2. Any mechanical equipment or utility hardware on the roof of a building shall be screened from view from the right-of-way of Stelzer Road and City Gate Drive, to the height of the equipment, by the same material utilized on the building roof or exterior. Decorative cornices may be used. Color shall also match the building exterior or roof. Ground-mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping, or any fence or wall utilizing comparable and compatible materials as the building materials.
3. Any building elevation that faces City Gate Drive or Stelzer Road shall be the front elevation of that building or have architectural detailing so that elevation does not look like a blank rear elevation.
4. A building frontage that faces a public street and exceeds a width of 50 feet shall incorporate articulation and off sets of the wall plane to inhibit a large expanse of blank wall and add interest to the building. This restriction shall not apply to the hotel/motel buildings or warehouse style buildings.
5. For the primary building frontage of any retail use, a minimum of 40% of the area between the height of the 2 feet and 10 feet above grade shall be a clear window glass that permits a full, unobstructed view of the interior to a depth of at least 4 feet. For the secondary building frontage, the pattern of window glass shall continue from the primary building frontage

a minimum distance of 10 feet.

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

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

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

3. Except for decorative lighting, all light poles shall be metal and such light poles shall be of the same color. Light poles in the parking lots shall not exceed 28 feet in height.

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

5. Wiring within the subject Site shall be underground.

6. Service area lighting shall be contained within the service yard boundaries and enclosure walls. No light spillover shall occur outside the service area.

7. Building illumination and architectural lighting shall be indirect in character. Architectural lighting should be articulate and provide lighting for the particular building design as well as provide the required functional lighting for safety and clarity of pedestrian movement.

8. Pedestrian lighting is permitted and the maximum height for any pedestrian lighting on the subject Site shall not exceed 16 feet in height. Bollard lighting is permitted and shall not exceed 48 inches in height.

9. Dumpsters, loading areas, outdoor storage areas, and propane tanks shall be screened by structures and/or landscaping to a minimum height of 6 feet. Deposited refuse should not be visible from outside the refuse enclosure, which shall be screened on all four (4) sides. The buildings materials for the dumpster enclosure shall be consistent with those materials used in the construction of the building. No refuse collection areas shall be permitted between any street and the front of any building.

10. There shall be no outdoor public address system, outdoor call system, or other outdoor audible system permitted in this sub-area, except that a paging system shall be allowed for the purpose of paging employees only.

11. The buildings which front along either City Gate Drive or Stelzer Road shall provide or internal sidewalk or pedestrian pathway that would connect the building's front door to a sidewalk along City Gate Drive and Stelzer Road.

F. Graphics and Signage Commitments.

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

G. Miscellaneous Commitments:

1. In accordance with §3318.13 (Parkland Dedication Ordinance), Applicant shall contribute parkland fees in the amount of \$400.00 per acre for this site.

2. With regard to the open watercourse which traverses the Site, Applicant commits to maintain a 25-foot no-build zone on the east side of the watercourse, as measured from the top of the embankment.

3. No more than two (2) points of access shall be constructed over the watercourse.

III. SUB-AREA "B": CPD, COMMERCIAL PLANNED DEVELOPMENT DISTRICT

1. PERMITTED USES:

All uses permitted in the C-4, Commercial District (C.C.C. §3356.03) and C-5, Commercial District (C.C.C. §3357.01), except as prohibited and restricted below. A convenience store shall be permitted only with a gas use

2. PROHIBITED USES:

Amusement arcades; Animal shelters; Astrology, fortune telling, and palm reading services; Billboards, Blood and organ banks; Bowling centers; Call centers; Check cashing and loans; Coin-operated laundries; Community food pantry; Convention and visitors bureaus; Crematories; Drive-in motion picture theaters; Electric substation; Funeral homes and services; Halfway houses; Hospitals; Linen and uniform supply; Missions/temporary shelters; Nursing home; Pawn brokers; Performing arts, Religious facilities; Repossession services; Schools; Spectator sports and related industries; Television, radio station, and recording studio; Tobacconist; Utility pump station; Veterinarian; Warehouse clubs and supercenters. No public or private parking lots shall be permitted as a primary use.

3. DEVELOPMENT STANDARDS:

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

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

1. A minimum 25-foot building setback shall be established from Stelzer Road. A 25-foot building setback shall be permitted for the canopy of any gas or service station islands, should the Site be developed with a gas station or service station.

2. A minimum 25-foot parking/maneuvering setback shall be established from Stelzer Road.

3. Sub-Area B shall be designated in the H-110 Height District. Building and structures shall not exceed an absolute height of 55 feet except for hotel/motel which shall be subject to the H-110 Height District with no height limitation. This absolute height restriction shall not include the additional height associated with building-mounted mechanicals or aerials. Mechanicals shall not exceed 10 additional feet above the absolute height of 55 feet. Building-mounted antennas and aerials shall not exceed 20 additional feet above the absolute height of 55 feet.

4. Lot coverage for structures and paved areas shall not exceed eighty-five (85%) percent.

5. No more than two rows of parking and a drive aisle shall be permitted between City Gate Drive and Stelzer Road and the building(s).

6. The total amount of retail for the entire site (for both Subareas A & B) shall be limited to 20,000 sq. ft. This restriction shall not apply to hotels/motels.

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

1. Stelzer Road:

(a) One right-in, right-out access point shall be permitted to Stelzer Road, subject to review and approval by the City of Columbus Transportation Division. The right-in, right-out will require a 225 ft. south bound right turn decel lane.

(b) One access point shall be permitted to City Gate Drive, subject to review and approval by the City of Columbus Transportation Division. Applicant acknowledges that access easements may be necessary at the time of development of this Site, for proper access from Sub-Area B (CPD) to Sub-Area A (L-M).

(c) Access between structures and sub-areas within the Site will be designed so as to integrate uses within the Site for ease

of vehicular circulation.

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

1. Trees shall be planted within the front parking setback at the minimum rate of 1 tree for every 40 lineal feet of street frontage along Stelzer Road and City Gate Drive. Existing trees along City Gate Drive shall satisfy this requirement as it applies to City Gate Drive.
2. All parking areas adjacent to either Stelzer Road or City Gate Drive shall have headlight screening parallel to the frontage with a minimum height of 30 inches measured from the elevation of the nearest section of the adjacent parking area. Parking lot screening shall be in the form of an evergreen hedge, earth mounding or low brick or stone walls.
3. A minimum of 1 tree shall be planted for every 10 parking spaces. The minimum size of all trees shall be 2.5 inch caliper for deciduous; 6 feet in height for evergreens; and 1.5-inch caliper for ornamentals. Trees do not have to be equally spaced, but may be grouped. Tree species shall be selected and planted in a manner that does not obstruct motorists' vision.
4. The minimum size of all trees shall be 2.5 inch caliper for deciduous, 6 feet high for evergreens, and 1.5 inch caliper for ornamentals. Caliper shall be measured 6 inches above grade. Trees may be equally spaced or grouped.
5. Any dead materials shall be replaced within 6 months or the next planting season, whichever occurs first.
6. The entryway to the Site may feature landscaping with a compilation of evergreen and/or deciduous shade and/or deciduous evergreen shrubs. Any landscaping shall be integrated into the entry feature without blocking visibility at intersections.

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

1. All building exteriors shall be constructed of brick, real or synthetic stone, real or synthetic stucco, glass, vinyl siding, wood shingles, textured or coated metal, concrete, marble, textured concrete, or a combination of these materials. Wood may be used as an accent material not to exceed 25% in area of an individual façade.
2. Any mechanical equipment or utility hardware on the roof of a building shall be screened from view from the right-of-way of Stelzer Road and City Gate Drive, to the height of the equipment, by the same material utilized on the building roof or exterior. Decorative cornices may be used. Color shall also match the building exterior or roof. Ground-mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping, or any fence or wall utilizing comparable and compatible materials as the building materials.
3. Any building elevation that faces City Gate Drive or Stelzer Road shall be the front elevation of that building or have architectural detailing so that elevation does not look like a blank rear elevation.
4. A building frontage that faces a public street and exceeds a width of 50 feet shall incorporate articulation and off sets of the wall plane to inhibit a large expanse of blank wall and add interest to the building. This restriction shall not apply to the hotel/motel buildings or warehouse style buildings.
5. For the primary building frontage of any retail use, a minimum of 40% of the area between the height of the 2 feet and 10 feet above grade shall be a clear window glass that permits a full, unobstructed view of the interior to a depth of at least 4 feet. For the secondary building frontage, the pattern of window glass shall continue from the primary building frontage a minimum distance of 10 feet.
6. If a gas use is developed on this site, then the building shall be located along Stelzer Road with the pump islands to the west of the building. The Stelzer Road building elevation for the gas use shall comply with items D.5. above. In addition there shall be no parking/pavement between Stelzer Road and the gas building setback from Stelzer Road. The gas use shall not have any pay phones outside of the building. The operator of the gas use shall not play music on any outdoor

speakers.

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

1. All external outdoor lighting shall be cutoff down-style fixtures (down lighting), except there may be accent lighting (up lighting) on landscaping in the front of structures and ground signs.
2. All external outdoor lighting fixtures shall be from the same or similar manufacturer's type to insure aesthetic compatibility.
3. Except for decorative lighting, all other light poles shall be metal and of the same color. Light poles in the parking lots shall not exceed 28 feet in height.
4. Canopy lighting shall be fully recessed.
5. All lighting shall be so positioned as to not be directed toward any abutting residentially-zoned area.
6. Wiring within the subject Site shall be underground.
7. Dumpsters, loading areas, outdoor storage areas, and propane tanks shall be screened by structures and/or landscaping to a minimum height of 6 feet. Deposited refuse should not be visible from outside the refuse enclosure, which shall be screened on all four (4) sides. The buildings materials for the dumpster enclosure shall be consistent with those materials used in the construction of the building. No refuse collection areas shall be permitted between any street and the front of any building.
8. Outdoor display and/or sales for gas use:
 - a. On sidewalks abutting buildings; only if said sidewalk has a minimum depth of nine (9) feet. At least five (5) feet of said sidewalk shall remain free of display materials to permit pedestrian /A.D.A. transit.
 - b. At the ends of fuel pump islands only if depicted on the zoning clearance site plan; and the maximum footprint of displays at the end of fuel islands shall be four (4) by four (4) feet.
 - c. The maximum height for any outside display and/or sales shall be three feet, except for soda machines, ice chests or other comparable sales devices.
 - d. The outdoor display area shall contain only those items normally and customarily sold by a convenience store and other seasonal items and products, including but not limited to, firewood, mulch, flowers, Christmas wreaths.
9. The buildings which front along either City Gate Drive or Stelzer Road shall provide or internal sidewalk or pedestrian pathway that would connect the building's front door to a sidewalk along City Gate Drive and Stelzer Road.

F. Graphics and Signage Commitments.

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

G. Other CPD Requirements.

1. **Natural Environment:** The natural environment of Sub-Area B is flat terrain.
2. **Existing Land Use:** The property previously consisted of residential structures, which will or have already been demolished.

Break1

3. Circulation: Access to and from Sub-Area B will be from both Stelzer Road and City Gate Drive, as approved by the City of Columbus Division of Transportation.

4. Visual Form of the Environment: The area surrounding Sub-Area B is developed with L-M and CPD uses and/or zonings to the north and south, and L-M on he west. The east side of Steler Road i zoned residential.

5. Visibility Sub-Area B fronts on Stelzer Road and will be visible from the street frontage.

6. Poposed Development: Commercial and/or light manufacturing development, including retail or service uses, is proposed.

7. Behavior Patterns: The Site is located on Stelzer oad, a major arterial, immediately south of the intersection of a major business park and employment center. Vehicular access will be the principle means of access through curb cuts approved by the Transportation Division. Onsite vehicular and pedestrian circulation will be as approved through the plan review process.

8. Emissions: Development on Sub-Area B will conform to development standards of this development text for light levels, sounds and dust. There will be no objectionable emissions.

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

H. Miscellaneous Commitments.

1. In accordance with §3318.13 (Parkland Dedication Ordinance), Applicant shall contribute parkland fees in the amount of \$400.00 per acre for this site.

2. Abandonment: The retail filing station use shall be considered abandoned if it has ceased operations or is closed to the public for a minimum of 6 months in any 12 month period. The owner or lessee of the retail filing station and/or related structures shall, within seven (7) days of the beginning of the closure period referred to herein:

a. Install wheel blocks, firmly attached, across the driveway entrance to the fuel area to prohibit unauthorized vehicle parking or abandonment of motor vehicles.

b. Shall remove all signs and pumps.

c. Shall board up all windows, doors and entrances to prevent the breakage of glass and the unauthorized entrance herein.

d. Take appropriate action as required by the City of Columbus Fire Code to treat abandoned underground tanks.

e. Shall during the closure period cut all grass, remove all rubbish and weeds and continue maintenance as may be necessary to prevent the building or structure from deteriorating into a state of disrepair.

3. Any remaining right-of-way shall be dedicated to the City of Columbus, as necessary, in order to achieve a 60-foot wide right-of-way from centerline of Stelzer Road.

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

Drafting Date: 04/24/2009

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation

REZONING APPLICATION: Z08-067

APPLICANT Friendship Village of Columbus, Ohio, Inc.; c/o Jill Tangeman, Attorney; 52 East Gay Street; Columbus, Ohio 43215.

PROPOSED USE: Revise existing retirement village development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (5-0) on March 12, 2009.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The site is developed with a retirement village and zoned in the CPD, Commercial Planned Development District since 1976. The purpose of this rezoning is to amend the CPD text and development plan to remove a 90 bed licensed nursing unit, covered parking areas and three independent living apartment buildings and to construct a new 90 bed licensed nursing unit, new covered parking areas, a 15 bed memory unit and new independent living apartment units. Currently, there are 250 independent living units, 50 assisted living units, 14 memory units and 90 licensed nursing units. With this rezoning, there will be 299 independent living units, 50 assisted living units, 29 memory units and 90 licensed nursing units, for a total of 64 new units overall. The applicant's request to revise the CPD, Commercial Planned Development District to allow for orderly expansion of the retirement village is consistent with the zoning and development patterns of the area.

Title

To rezone **5800 FOREST HILLS BOULEVARD (43231)**, being 19.9± acres located at the southwest corner of Forest Hills Boulevard and Ponderosa Drive, **From:** CPD, Commercial Planned Development District, **To:** CPD, Commercial Planned Development District **and to declare an emergency (Z08-067).**

Body

WHEREAS, application #Z08-067 is on file with the Building Services Division of the Department of Development requesting rezoning of 19.9± acres, **From:** CPD, Commercial Planned Development District, **To:** CPD, Commercial Planned Development District; and

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

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

WHEREAS, the City Departments recommend approval of said zoning change because The site is developed with a retirement village and zoned in the CPD, Commercial Planned Development District since 1976. The purpose of this rezoning is to amend the CPD text and development plan to remove a 90 bed licensed nursing unit, covered parking areas and three independent living apartment buildings and to construct a new 90 bed licensed nursing unit, new covered parking areas, a 15 bed memory unit and new independent living apartment units. Currently, there are 250 independent living units, 50 assisted living units, 14 memory units and 90 licensed nursing units. With this rezoning, there will be 299 independent living units, 50 assisted living units, 29 memory units and 90 licensed nursing units, for a total of 64 new units overall. The applicant's request to revise the CPD, Commercial Planned Development District to allow for orderly expansion of the retirement village is consistent with the zoning and development patterns of the area; now, therefore,

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

SECTION 1. That the Official Zoning Map of the City of Columbus, as adopted by Ordinance No. 0179 -03, passed February 24, 2003, and as subsequently amended, is hereby revised by changing the zoning of the property as follows:

5800 FOREST HILLS BOULEVARD (43231), being 19.9± acres located at the southwest corner of Forest Hills Boulevard and Ponderosa Drive, and being more particularly described as follows:

19.890 Acres
Forest Hills Blvd.

Situated in the State of Ohio, County of Franklin, City of Columbus, being located in the Southwest Quarter of Township 2, Range 17, United States Military Lands and being all of Reserve No. 2 of "PINWOOD COLONY", of record in Plat Book 50, Pages 13 and 14 and being all of that tract of land conveyed to Northeast Company by deed of record in Deed Book 3503, Page 223, all references being to records in the Recorder's Office, Franklin County, Ohio and bounded and described as follows:

Beginning at a point in the easterly right-of-way line of Forest Hills Boulevard, (60 feet in width), at the southwesterly corner of said Reserve No. 2, said point also being in the northerly line of the 9.325 acre tract conveyed to The Palisades of Forest Hills by deed of record in Deed Book 3392, Page 714;

thence along said right-of-way line, North 43 degrees 13' 25" East, 443.87 feet to a point of curvature of a curve to the right;

thence continuing along said right-of-way line, being the arc of said curve, (Delta = 56 degrees 26' 10", Radius = 493.05 feet), a chord bearing and distance of North 71 degrees 26' 30" East, 466.25 feet to a point;

thence along the southerly right-of-way line of Forest Hills Boulevard, South 80 degrees 20' 25" East, 80.00 feet to a point of curvature of a curve to the left;

thence continuing along said right-of-way line, being the arc of said curve (Delta = 10 degrees 00', Radius = 1680.0 feet), a chord bearing and distance of South 85 degrees 20' 25" East, 292.84 feet to a point;

thence continuing along said right-of-way line, North 89 degrees 39' 35" East, 193.00 feet to a point of curvature of a curve to the right, said curve connecting the southerly right-of-way line of Forest Hills Boulevard, with the westerly right-of-way line of Ponderosa Drive (60.0 feet in width);

thence along the arc of said curve (Delta = 90 degrees 00', Radius = 20.0 feet), a chord bearing and distance of South 45 degrees 20' 25" East, 28.28 feet to a point;

thence along said westerly right-of-way line of Ponderosa Drive, South 0 degrees 20' 25" East, 52.34 feet to a point of curvature of a curve to the right;

thence continuing along said right-of-way line, being the arc of said curve (Delta = 23 degrees 58' 47", Radius = 295.00 feet), a chord bearing and distance of South 11 degrees 38' 58" West, 122.57 feet to a point;

thence continuing along said right-of-way line South 23 degrees, 38' 22" West, 100.00 feet to a point of curvature of a curve to the left;

thence continuing along said right-of-way line, being the arc of said curve (Delta = 24 degrees 00', Radius = 355.0 feet), a chord bearing and distance of South 11 degrees 38' 22" West, 147.62 feet to a point);

thence continuing along said right-of-way line, South 0 degrees 21' 38" East, 378.68 feet to a point of curvature of a curve to the left;

thence continuing along said right-of-way line, being the arc of said curve (Sub-delta = 14 degrees 17' 20", Radius = 630.0 feet), a chord bearing and distance of South 7 degrees 30' 18" East, 156.71 feet to the northeasterly corner of Lot No. 1 of "FOREST HILLS EAST", of record in Plat Book 43, Pages 114 and 115;

thence along the northerly line of said Lot No. 1, South 89 degrees 49' 16" West, 124.51 feet to an angle point in said line;

thence continuing along said northerly line, South 89 degrees 37' 27" West, 502.87 feet to the northwesterly corner of said Lot No. 1, the southeasterly corner of The Palisades of Forest Hills 9.325 acre tract;

thence along the easterly line of said 9.325 acre tract, North 17 degrees 58' 52" West, 323.48 feet to an angle point;

thence continuing along said easterly line, North 43 degrees 52' 27" West, 311.57 feet to the northeasterly corner of said 9.325 acre tract and being in the southerly line of Reserve No. 2 of "PINE WOOD COLONY";

thence along the northerly line of said 9.325 acre tract, South 89 degrees 39' 35" West, 315.22 feet to the place of beginning, containing 19.890 acres, more or less.

To Rezone From: from CPD, Commercial Planned Development Districts,

To: CPD, Commercial Planned Development District

Section 2. That a Height District of Thirty-five (35) feet is hereby established in 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, "**RENOVATION SITE PLAN FOR FRIENDSHIP VILLAGE OF COLUMBUS,**" "**EXHIBIT 4R - (2 OF 4),**" "**EXHIBIT 5R- (3 OF 4),**" and "**FRIENDSHIP VILLAGE OF COLUMBUS PROPOSED ASSISTED LIVING / DCU FACILITY - SOUTH ELEVATION - 4 OF 4,**" all signed by Jill S. Tangeman, Esq; and dated December 23, 2008; and text titled, "**DEVELOPMENT TEXT CPD, COMMERCIAL PLANNED DEVELOPMENT DISTRICT,**" signed by Jill S. Tangeman, Esq; Attorney for the Applicant, dated February 24, 2009, and the text reading as follows:

DEVELOPMENT TEXT
CPD, COMMERCIAL PLANNED DEVELOPMENT DISTRICT

Address: 5800 Forest Hills Boulevard
Columbus, Ohio 43231

Acres: 19.890 +/- Acres

Existing District: CPD, Commercial Planned Development District

Proposing District: CPD, Commercial Planned Development District

Owner / Applicant: Friendship Village of Columbus, Inc.

Attorney: Jill S. Tangeman, Esq.
Vorys, Sater, Seymour and Pease
52 East Gay Street
Columbus, Ohio 43216

Phone: 614-464-5608
Fax: 614-719-4638
Email: jstangeman@vorys.com <<mailto:jstangeman@vorys.com>>

Date of Text: March 30, 2009

Application No.: Z08-067

I. Introduction:

The subject property was originally zoned CPD, Commercial Planned Development in 1976 to allow for the development of an assisted living facility. The CPD text and development plan were amended in 1998 to allow for expansion of the assisted living facility. The purpose of this rezoning is to again amend the CPD text and development plan to remove a 90 bed licensed nursing unit, covered parking areas and three independent living apartment buildings and to construct a new 90 bed licensed nursing unit, new covered parking areas, a 15 bed memory unit and new independent living apartment units. Currently, there are 250 independent living units, 50 assisted living units, 14 memory units and 90 licensed nursing units. With this rezoning, there will be 299 independent living units, 50 assisted living units, 29 memory units and 90 licensed nursing units, for a total of 64 new units overall.

This amendment is to be accomplished by (i) substituting the existing Commercial Planned Development Report and Plan for this CPD Development Text; and (ii) substituting the existing "Friendship Village of Columbus Site Plan" signed by Daniel H. Schoedinger, dated April 29, 1998 with the "Friendship Village of Columbus New Development Plan and Data" signed by Jill S. Tangeman, dated December 23, 2008.

With this amendment, the approved plan for the subject property will consist of the following:

- a. This CPD Development Text;
- b. The drawing titled "Renovation Site Plan for Friendship Village of Columbus " signed by Jill S. Tangeman, dated December 23, 2008;
- c. "Exhibit 4R - 2 of 4" dated 1975 and "Exhibit 5R- 3 of 4" dated January 2, 1976 and re-dated June 11, 1998 and signed by Stephen R. Buchenroth and re-dated December 23, 2008 and signed by Jill S. Tangeman (with the understanding that this drawing does not reflect new construction);
- d. Elevation drawings titled "Friendship Village of Columbus Proposed Assisted Living / DCU Facility - South Elevation - 4 of 4" signed by Daniel H. Schoedinger dated April 29, 1998 and re-dated December 23, 2008 and signed by Jill S. Tangeman (with the understanding that this drawing does not reflect new construction).

1. Permitted Uses:

Elderly housing development with related offices, dining facilities, meeting room, recreation facilities and related accessory uses.

2. Development Standards:

The applicable development standards shall be as specified in Chapter 3356, C-4, Commercial District, except as specifically set forth herein or on the "Renovation Site Plan for Friendship Village of Columbus" (hereinafter referred to as the "Development Plan".)

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

1. The minimum building and parking setbacks are as shown on the Development Plan.

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

1. Access shall be as shown on the Development Plan.
2. 5' sidewalks shall be provided along street frontages.
3. Pedestrian connections shall be provided from public sidewalks to buildings.
4. A bike rack will be installed on site.

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

1. Landscaping shall be as shown on the Development Plan.
2. All trees and landscaping shall be well maintained. Weather permitting, dead items shall be replaced within six months.
3. The minimum size of trees at the time of planting shall be as follows: Deciduous - 2 inch caliper; Ornamental - 1 ½ inch caliper; Evergreen - 6 feet in height.

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

1. Buildings shall be constructed in accordance with the building elevations set forth on "Exhibit 4R - 2 of 4" dated 1975 and "Exhibit 5R- 3 of 4" dated January 2, 1976; re-dated June 11, 1998 and signed by Stephen R. Buchenroth; and re-dated December 23, 2008 and signed by Jill S. Tangeman; and on the drawing titled "Friendship Village of Columbus Proposed Assisted Living / DCU Facility - South Elevation - 4 of 4" signed by Daniel H. Schoedinger dated April 29, 1998 and re-dated December 23, 2008 and signed by Jill S. Tangeman.

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

1. All parking lot lighting fixtures shall be fully shielded cut-off fixtures (down lighting) or decorative lantern or luminaire-style fixtures.
2. Light poles shall be a maximum of 18' in height.

F. Graphics and Signage Commitments.

1. All graphics shall conform to Article 15 of the Columbus City Code, as it applies to the C-4 Commercial District. Any variance to the applicable requirements of the C-4 district shall be submitted to the Columbus Graphics Commission.

G. Miscellaneous.

1. The Development Plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time the development and engineering plans are completed. Any slight adjustment to the Development Plan shall be reviewed and may be approved by the Director of Development or his designee upon submission of the appropriate data regarding the proposed adjustment.

II. Other CPD Requirements:

1. Natural Environment: Most of the subject property is relatively flat, except that the western edge of the subject property incorporates part of a ravine having a stream at the bottom of the ravine which flows south. Most of the subject property drains to the ravine. With the exception of the bottom of the ravine, the subject property does not contain any wetland. With the exception of the vegetation in the ravine which is natural, the vegetation on the subject property is primarily that required by the original development plan. The general soil types are Cardington and Bennington, with

some Pewamo in isolated areas. It is not anticipated that soils or ground water will cause any problem for the existing development or the expansion.

2. Existing Land Uses: The subject property is developed with an elderly housing development, as described in the INTRODUCTION above. Adjacent land to the south and west of the subject property is developed with multi-family apartment and condominium projects. South of those developments are commercial centers convenient to the subject property and its residents. The land across the street from the subject property to the north and east is developed with a combination of twin-singles and single-family residences.

3. Transportation and Circulation Facilities: The subject property fronts on Forest Hills Boulevard and Ponderosa Drive, both of which are collector streets with curb to curb dimensions of 36 feet and rights-of-way of 60 feet. Both streets empty onto Route 161, and Forest Hills Boulevard connects with Cooper Road, another collector street. Public transit service is available to the subject property from a COTA bus route which runs by the subject property on Ponderosa Drive.

4. Visual Form of the Environment: The architecture of Friendship Village of Columbus has been designed to minimize the massiveness often associated with institutional uses. Density of development on the subject property is moderate, and the development consists of one-, two-, three and four-story buildings. The site modifications and expansion building permitted by this rezoning will be in keeping with that development pattern.

5. View and Visibility: Visibility is excellent at all entrances to the subject property, with long sight distances.

6. Proposed Development: The proposed development is described in the INTRODUCTION above.

7. Behavior Patterns: The way that this development is and will be used is typical of an elderly housing development. Many residents will remain on-site with a limited number visitors. Some of the residents will travel off-site more, but their travel off-site will be less than is typical of travel off-site by residents of apartment residents or single-family homes.

8. Emissions: The development will not produce emissions of sounds, smells or dust. Light emissions will be limited and will not be greater than would be expected in typical multi-family residential developments.

SECTION 4. ~~That this ordinance shall take effect and be in force from and after the earliest period allowed by law. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or 10 days after its passage if the Mayor neither approves nor vetoes the same.~~

Legislation Number: 0666-2009

Drafting Date: 04/27/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: To authorize and direct the Director of Public Safety to modify and extend the contract with LexisNexis Risk & Information Analysis, in accordance with sole source procurement, for the purpose of providing continued computer database access for background searches. The original contract, EL008134, took effect March 1, 2008, and includes the option to renew for three additional, one-year terms. This will be modification number one. Price negotiations were completed with the vendor in April 2009. The current contract expired during these negotiations on February 28, 2009. Therefore, this ordinance authorizes continued services, effective March 1, 2009. This company is not debarred according to the Federal excluded parties listing or prohibited from being awarded a contract according to the Auditor of State unresolved findings for recovery certified search.

Contract Compliance No: 41-1815880, LexisNexis Risk & Information Analysis, expires 01/15/2011

Emergency Designation: Emergency legislation is requested so that the contract can be immediately modified and extended for the second year of services. The current contract expired on February 28, 2009.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$50,844.00 from the Law Enforcement Contraband Seizure Fund with LexisNexis Risk & Information Analysis for the Division of Police. Since this purchase will be made with Law Enforcement Contraband Seizure Funds, there will be no impact to the financial status of the General Fund. The Division of Police expended \$44,500.00 in 2008 for these services.

Title

To authorize and direct the Director of Public Safety to modify and extend the contract with LexisNexis Risk & Information Analysis for background investigative searches for the Division of Police in accordance with sole source procurement provisions of the Columbus City Codes, to authorize the expenditure of \$50,844.00 from the Law Enforcement Contraband Seizure Fund, and to declare an emergency; (\$50,844.00)

Body

WHEREAS, the Director of Public Safety, Division of Police, wishes to modify and extend a contract for computer database access for investigative record searches with LexisNexis Risk & Information Analysis; and

WHEREAS, this database search availability is crucial to investigative personnel; and

WHEREAS, it is in the best interest of the City to modify and extend said agreement in accordance with provisions of Section 329.07 (e) (Sole Source) of the Columbus City Code, 1959; and

WHEREAS, it is necessary that this vital service continue at the newly-negotiated rate, effective March 1, 2009; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to modify and extend original contract EL008134, which expired February 28, 2009, thereby preserving the public peace, property, health, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the Director of Public Safety, be and is hereby authorized and directed to modify and extend for the second contract year with LexisNexis Risk & Information Analysis, for computer database access for investigative record searches for the Division of Police.

SECTION 2. That the expenditure of \$50,844.00, or so much thereof as may be needed, be and the same is hereby authorized as follows:

| DIV 30-03 | FUND 219 | OBJ LEVEL (1) 03 | OBJ LEVEL (3) 3367 | OCA 300988|

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

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

Drafting Date: 05/11/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into an agreement with ms consultants, inc., in the amount of \$199,336.85, for professional engineering services for the German Village Area Water Line Improvements Project.

The purpose of this project is to construct necessary improvements to the water distribution system in the German Village Area. The improvements identified in the scope of work will replace undersized water mains that currently provide low pressures and insufficient fire flows. The improvements will also replace mains that have high break histories and require frequent maintenance. This project includes ten individual sites located at Pearl Street, Whittier Street, Ebner Street, Zimpfer Street, Beech Street, City Park Avenue, Washington Avenue, Kent Street, Gault Street, and Columbus Street for a total of approximately 7,700 feet of water line ranging in size from 6-inch to 8-inch diameter.

2. BID INFORMATION: The selection of the firm providing the professional engineering services has been performed in accordance with the procedures set forth in Columbus City Code, Section 329.14, "Awarding professional service contracts through requests for proposals." The evaluation criteria for this contract included: 1. proposal quality, 2. project schedule, 3. environmentally preferable offeror, and 4. local workforce.

Requests for Proposals (RFP's) were received on March 13, 2009 from C.F. Bird & R.J. Bull, Inc., ms consultants, inc., and Pomeroy & Associates, Ltd.

An evaluation committee reviewed the proposals and scored them based on the criteria mentioned above. Based on the evaluation of the proposals submitted, the Director of Public Utilities requests award of the project to MS.

The Contract Compliance Number for ms consultants, inc. is 34-6546916 (expires 7/10/10, 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 legislation includes a transfer of funds within the Water Works Enlargement Voted Bonds Fund and 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. An amendment to the 2008 Capital Improvements Budget is also necessary.

Title

To authorize the Director of Public to enter into an agreement with ms consultants, inc. for professional engineering services for the German Village Area Water Line Improvements Project; to authorize the transfer of \$22,758.40 within the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and transfer of \$128,809.99 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund; and to authorize the expenditure of \$199,336.85 from the Water Works Enlargement Voted Bonds Fund; to amend the 2008 Capital Improvements Budget; for the Division of Power and Water. (\$199,336.85)

Body

WHEREAS, three technical proposals for professional engineering services for the German Village Area Water Line Improvements Project were received on March 13, 2009; and

WHEREAS, based on the evaluation of the proposals submitted, the Director of Public Utilities requests award of the project to ms consultants, inc.; and

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

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

WHEREAS, it 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 an agreement for professional engineering services for the German Village Area Water Line Improvements Project, 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;

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

SECTION 1. That the Director of Public Utilities be and hereby is authorized to enter into an agreement for professional engineering services for the German Village Area Water Line Improvements Project with the best responsive and responsible bidder, ms consultants, inc., 2221 Schrock Road, Columbus, OH 43229-1547; in the amount of \$199,336.85; in accordance with the terms and conditions of the contract on file in the Office of the Division of Power and Water.

SECTION 2. That the City Auditor is hereby authorized to transfer \$22,758.40 within the Division of Power and Water, Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level One 06, Object Level Three 6686, as follows:

Project No. | Project Name | OCA Code | change

690026 | Misc. Water Facilities | 642900 | -\$22,758.40

690236 | Water Main Rehab. | 642900 | +\$22,758.40 (there is already \$47,768.46 in project 690236)

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

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

690236 | Water Main Rehab. | \$17,136,898 | \$17,159,657 | +\$22,759

SECTION 4. 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 \$128,809.99, is hereby appropriated to the Division of Power and Water, Division 60-09, Object level One 10, Object level Three 5502, OCA 695056.

SECTION 5. That the City Auditor is hereby authorized and directed to transfer \$128,809.99 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 6 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

SECTION 6. That the appropriation of \$128,809.99 and the expenditure of \$199,366.85 is hereby authorized for the German Village Area Water Line Improvements Project as follows: Division of Power and Water, Fund No. 606, Division 60-09, Water Works Enlargement Voted Bonds Fund, Project No. 690236, Object Level Three 6686, OCA Code 642900.

SECTION 7. 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 5 above, and said funds are hereby deemed appropriated for such purpose.

SECTION 8. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

SECTION 9. 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 10. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 11. 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 \$128,809.99 (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 12. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 0750-2009

Drafting Date: 05/14/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Columbus Public Health, in partnership with area veterinarians and technicians, will be offering Columbus residents access to low-cost rabies vaccinations for their pets. Individual veterinarians and technicians that participate in Columbus Public Health's Animal Response Team, have agreed to donate their time to these special clinics so that the charges for services can be set at a minimal rate such that the fees generated will be sufficient to purchase replacement vaccine for the following clinic. In order to properly track and account for these monies, we are requesting that the City Auditor create a new subfund within the City's Special Purpose Fund, Fund No. 223.

FISCAL IMPACT: The rabies clinic is designed and intended to be a self-sustaining operation. Start-up vaccine is available so there is no cost to the City of Columbus.

Title

To authorize the City Auditor to create a new subfund within the City's Special Purpose Fund to account for rabies clinic activities; to authorize an appropriation of \$15,000.00 from the unappropriated balance of the Special Purpose Fund; and to declare an emergency. (\$15,000)

Body

WHEREAS, there is a need for residents to have access to low-cost rabies vaccinations for their pets; and

WHEREAS, there are veterinarians and technicians who are willing to donate their services to the City's low-cost rabies vaccination clinics; and

WHEREAS, the arrangement that has been agreed to is that the fees charged at these clinics will be set at a price that

enables the City to purchase and replenish the amount of vaccine dispensed at each clinic; and

WHEREAS, in order to properly account for these revenues and expenses, it is necessary for the City Auditor to create a new subfund within the City's Special Purpose Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Health in that it is immediately necessary to authorize the creation of the new subfund and to appropriate said funds for the preservation of public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That the City Auditor is hereby authorized to establish a subfund within the City's Special Purpose Fund, Fund No. 223, titled Rabies Clinic Subfund, in order to properly track and account for clinic fiscal activities.

SECTION 2. That all revenues arising from the collection of vaccination fees at these rabies clinics shall be deposited into said subfund within the Special Purpose Fund, Fund No. 223.

SECTION 3. That from the unappropriated monies in the City's Special Purpose Fund, Fund No. 223, 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 \$15,000.00 is appropriated to the Department of Health, Department No. 50-01, as follows:

Subfund No.: to be assigned by the Auditor's Office, **Object Level 3; 2207, OCA Code;** to be assigned by the Auditor's Office, **Amount;** \$15,000.00.

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

SECTION 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: 0760-2009

Drafting Date: 05/15/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with General Maintenance and Engineering Company for roof and gutter repairs and renovations. This modification will allow for a renovation at Fire Station No. 25, 739 West Third Avenue. The original contract was formally bid (SO025748) for roof repairs and renovations at all buildings under the purview of the Facilities Management Division for an original contract term of July 1, 2007 through June 30, 2008. The current term of this contract is September 1, 2008 through August 31, 2009.

This modification ordinance will authorize the renovation of the existing gutter and drainage system. Failure to make these repairs will cause permanent structural damage to the building, necessitating more expensive repairs.

FISCAL IMPACT: The total amount of this request is \$2,723.00. Funding is available in the Safety Voted Bond Fund.

General Maintenance and Engineering Company, Contract Compliance #31-4188545, expiration date March 19, 2010.

To authorize the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with General Maintenance and Engineering Company for roof repairs at Fire Station No. 25, 739 West Third Avenue; and to authorize the expenditure of \$2,723.00 from the Safety Voted Bond Fund. (\$2,723.00)

Body

WHEREAS, the Facilities Management Division has a contract for roof maintenance at various City-owned facilities; and

WHEREAS, bid SO025748 was awarded to General Maintenance and Engineering Company in 2007; and

WHEREAS, it is necessary to modify the existing contract with General Maintenance and Engineering Company for the removal of a damaged sheet gutter guard, re-anchoring of the existing gutter, and the installation of a new sheet metal gutter guard at Fire Station No. 25, 735 West Third Avenue; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to modify a contract with General Maintenance and Engineering Company for roof repairs at Fire Station No. 25, 739 West Third Avenue.

SECTION 2. That the expenditure of \$2,723.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized an approved as follows:

Division: 30-04
Fund: 701
Project: 340103
OCA: 644559
Object Level: 06
Object Level 03: 6620
Amount: \$2,723.00

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

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

Legislation Number: 0763-2009

Drafting Date: 05/18/2009

Version: 2

Current Status: Passed

Matter Type: Ordinance

Explanation1. BACKGROUND

The Department of Public Service, Division of Refuse Collection, Keep Columbus Beautiful (KCB) program is eligible to apply for a grant sponsored by United Parcel Service (UPS) in conjunction with KCB's affiliation with KEEP AMERICA BEAUTIFUL. The grant, called "2009 KAB/UPS Community Improvement Grant" is requesting support to expand KickButtColumbus, to an awareness and abatement campaign with a focus on Fast Food litter on area highway ramps and neighborhood intersections in spring of 2010.

FAST FOOD LITTER each year is thrown from vehicles, giving roadsides a blighted look. Some FAST FOOD LITTER is washed into storm sewers, blocking catch basins and storm sewers, which can lead to flooding during heavy rains. FAST FOOD LITTER discarded near waterways is swept into our rivers and streams, polluting those waterways. KickButtColumbus! is a collaborative effort between the City of Columbus, State of Ohio, area businesses, young professional organizations and citizens who organize and participate in a one-day volunteer event to remove accumulated trash and debris from highway interchanges and exit ramps which serve as gateways into city neighborhoods.

The "2009 KAB/UPS Community Improvement Grant" will allocate eight grants of \$10,000 to be awarded to affiliates in good standing who meet all grant qualifications. The announcement of awards will take place in August with funds available shortly after in 2009 and all funds must be used by August of 2010. The UPS Foundation realigned its global strategy in 2009 and announced environmental sustainability would become a new area of focus.

Keep Columbus Beautiful is requesting an award of \$10,000.00 to re-implement a sustainable litter abatement program for select ramps and interchanges leading to core city neighborhoods with designated driving points such as Children's Hospital, The Ohio State University, Short North/Arena District/Convention Center, Capital University/DeVry Institute, State Offices, Crew Stadium and more. This legislation authorizes the Director of Public Service to formally apply for the grant on behalf of Keep Columbus Beautiful and accept it [if awarded,] on behalf of the City of Columbus; it also authorizes the appropriation of these funds within the Private Grant Fund and its expenditure there from that Fund.

2. FISCAL IMPACT

No city match is required for this grant. No cash match is expected, but local financial or in-kind contributions will help to demonstrate a sense of commitment, and offset the overall cost of the project. KCB resources that will be dedicated to managing/implementing this grant are included in the program's 2009 operating budget within the Street Construction, Maintenance and Repair Fund and 2010 General Fund.

Title To authorize the City of Columbus Director of Public Service to apply on behalf of Keep Columbus Beautiful (affiliate member) to Keep America Beautiful to request funding from the new KAB-UPS community improvement grant partnership to support and expand KickButtColumbus! into an awareness and abatement effort to remove FAST FOOD LITTER from targeted ramps and interchanges leading into neighborhoods with highly visible destination areas and accept said grant if awarded; to authorize the appropriation of \$10,000.00 within the Private Grant Fund; and to authorize the expenditure of \$10,000.00 or so much thereof as may be needed for this purpose from the Private Grant Fund **and to declare an emergency.**

Body **WHEREAS**, the 2009 KAB/UPS Community Improvement Grants; and

WHEREAS, this grant is designed to facilitate a fast food litter awareness promotion and abatement event in Spring of 2010 and collaborative efforts with community partners and the City of Columbus, state and local county jurisdictions who remove litter on highways and partnering with KEEP OHIO BEAUTIFUL and their annual spring partnership with the Ohio Department of Transportation for roadway cleanups; and

WHEREAS, Keep Columbus Beautiful must submit an online application by June 22, 2009; and

WHEREAS, it is immediately necessary to authorize the Director of Public Service to apply for the grant and accept it if awarded as soon as possible to allow the planning for an effective public-private litter abatement project and miscellaneous sustainable efforts in Spring of 2010; thereby preserving the public health, peace, property, safety and welfare; **and now,** ~~therefore~~

WHEREAS, an emergency exists in the usual dialy operation of the Department of Public Service & Tranportation in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to allow for processing of the application prior to the deadline; for the preservation of the public health, pease, property, safety, and welfare; 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 apply for the 2009 KAB/UPS Community Improvement Grant designed to facilitate a Fast Food Litter awareness promotion and abatement event in Spring of 2010

and collaborative efforts with community partners and the City of Columbus, state and local county jurisdictions who clean up litter on highways and partnering with KEEP OHIO BEAUTIFUL annual spring partnership with the Ohio Department of Transportation for roadway cleanups and to accept said grant if awarded.

Section 2. That from the unappropriated balance of the Private Grant Fund, Fund 291, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2009, the sum of \$10,000.00 be and hereby is appropriated to the Division of Refuse Collection, Department No. 59-02, Object Level One Code 02, Object Level Three Code 2200, OCA codes and grant numbers to be established by the City Auditor as necessary.

Section 3. That dollars remaining as of December 31, 2009, appropriated from the Private Grant Fund be allowed to be rolled into the following year appropriation.

Section 4. That the monies appropriated in Section 2 shall be paid upon order of the Director of Public Service and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 5. That the Director of Public Service be and hereby is authorized to expend \$10,000.00 or so much thereof as may be needed to pay appropriate "KAB/UPS Community Improvement Grant" program expenses from the Private Grant Fund, Fund 291, Division of Refuse Collection, Department No. 59-02, Object Level One Code 02, Object Level Three Code 2200, OCA codes and grant numbers to be established by the City Auditor as necessary.

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

Legislation Number: 0772-2009

Drafting Date: 05/21/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a contract with the Community Shelter Board. This contract will provide \$116,590 from the Community Development Block Grant Fund (CDBG) to support the Homeless Prevention and Transition Programs.

The Homeless Prevention Program reduces the number of persons needing shelter by preventing families and individuals from becoming homeless through relocation, case management, service linkages and mediation services, as well as short-term financial rent, mortgage or utility assistance. The Transitions Program reintegrates families and individuals who are currently homeless into the community through provisions of relocation, case management, service linkage and short-term rental assistance.

FISCAL IMPACT: \$116,590 is provided from the 2009 CDBG Fund to the Community Shelter Board to support the Homeless Prevention and Transition Programs.

Title

To authorize the Director of the Department of Development to enter into contract with the Community Shelter Board to support the Homeless Prevention and Transition Programs; and to authorize the expenditure of \$116,590 from the 2009 Community Development Block Grant Fund (\$116,590.00)

Body

WHEREAS, the Director of the Department of Development desires to enter into a contract with the Community Shelter Board; and

WHEREAS, the Community Shelter Board desires to establish an administrative contract to support the Homeless Prevention and Transition programs; and

WHEREAS, the Homeless Prevention Program reduces the number of persons needing shelter by preventing families and individuals from becoming homeless through relocation, case management, service linkages and mediation services, as well as short-term financial rent, mortgage or utility assistance; and

WHEREAS, the Transitions Program reintegrates families and individuals who are currently homeless into the community through provisions of relocation, case management, service linkage and short-term rental assistance; and **NOW, THEREFORE,**

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

Section 1. That the Director of the Department of Development is hereby authorized to enter into a contract with the Community Shelter Board for the purpose of funding an administrative contract to support the Homeless Prevention and Transition programs.

Section 2. That this contract is awarded pursuant to Section 329.15 of the Columbus City Codes, 1959 as amended.

Section 3. That for the purpose as stated in Section 1, the expenditure of \$116,590 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Community Development Block Grant Fund, Department of Development, Department No. 44-10, Fund 248, Object Level One 03, Object Level Three 3337, OCA Code 449527.

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

Legislation Number: 0778-2009

Drafting Date: 05/21/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

AN09-001

BACKGROUND: This ordinance approves the acceptance of certain territory (AN09-001) by the City. The Ohio Revised Code stipulates that the once an annexation has been approved, it must be accepted by the receiving municipality within 120 days (but not sooner than 60 days) of receipt by the City Clerk of the approval notice from the county. Should City Council not take such action, the annexation will not take place. This petition was filed with Franklin County on February 16, 2009 City Council approved a service ordinance addressing the site on March 2, 2009. Franklin County approved the annexation on March 24, 2009 and the City Clerk received notice on April 3, 2009.

FISCAL IMPACT: Provision of municipal services does represent cost to the City, however the annexation of land also has the potential to create revenue to the city.

Title

To accept the application (AN09-001) of Gregory J. Prorock for the annexation of certain territory containing 0.42 ± acres in Madison Township.

Body

WHEREAS, a petition for the annexation of certain territory in Sharon Township was duly filed on behalf of Gregory J. Prorock on February 16, 2009; and

WHEREAS, said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated March 24, 2009; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on April 3, 2009; and

WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,

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

Section 1. That the proposed annexation as applied for in the petition of Gregory J. Prorock being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio on February 16, 2009 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated March 24, 2009 be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Madison, in Section 31, Township 11, Range 21, Congress Lands East of Scioto River, being Lot 18 of AIR HAVEN ESTATES, as same is numbered and delineated upon the recorded plat thereof, of record in Plat Book 32, Page 10-A, Recorder's Office, Franklin County, Ohio, as conveyed to Douglas R. McAdam and Dorothy J. McAdam, as shown of record in Deed Book 2989, Page 650, said Recorder's Office, and being more particularly described as follows:

Beginning at a point in the west right-of-way of Alum Creek Drive at the northeast corner of said Lot 18, and the southeast corner of Lot 17 of said AIR HAVEN ESTATES;

Thence, southerly, along the east line of said Lot 18 and said right-of-way, approximately 100 feet to the southeast corner of said Lot 18, and the northeast corner of Lot 19 of said AIR HAVEN ESTATES;

Thence, westerly, along the south line of said Lot 18 and the north line of said Lot 19, approximately 183 feet to the southwest corner of said Lot 18, northwest corner of said Lot 19, in the east line of the 22.6705 Acre tract conveyed to PCO Adelaide Court LP tract, and being an existing City of Columbus Corporation Line, as established by Ordinance Number 972-95, as shown of record in Official Records Volume 2916 A-08, said Recorder's Office;

Thence, northerly, along the west line of said Lot 18, east line of said 22.6705 acre tract and said existing corporation line, approximately 100 feet to the northwest corner of said Lot 18 and the southwest corner of said Lot 17;

Thence, easterly, along the north line of said Lot 18 and the south line of said Lot 17, approximately 183 feet to the place of beginning **CONTAINING APPROXIMATELY 0.42 ACRES.**

Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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

Legislation Number: 0779-2009

Drafting Date: 05/21/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Division of Police has a need to provide uniforms for police officers and some civilian employees. This ordinance will enable the division to purchase these uniforms from Roy Tailors in accordance with a Universal Term Contract established for this purpose by the Purchasing office.

Bid Information: The Purchasing Office has set up an universal term contract FL004338 for the purchase of uniforms. This UTC was made in response to bid # SA003196.

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

Contract Compliance No.: 31-1261664 - Roy Tailors Uniforms of Columbus, Inc., expires 11/12/2010.

Emergency Designation: Emergency legislation is requested because the Division has had their yearly inspections and will need to set up orders to replace uniform items as soon as practical.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$451,507.38 from the Division of Police for the purchase of uniforms. The majority of this expenditure (\$400,000) for uniforms is coming from the 2009 General Fund budget. The balance of the expenditure (\$51,507.38) is coming from grant funds and seizure funds. The Division of Police budgeted approximately \$1 million in the 2009 Police General Fund budget for uniforms. A purchase order for \$100,000 was encumbered earlier in the year. A total of \$1.6 million was spent for uniforms in 2007 and approximately \$1.2 million was spent on uniforms in 2008. The amounts in 2007 and 2008 include recruit uniforms, which are typically budgeted in the Division's transfer category.

Title

To authorize and direct the Finance and Management Director to enter into contract with Roy Tailors Uniform Company of Columbus, Inc. to purchase uniforms for the Division of Police from an existing Universal Term Contract, to authorize the expenditure of \$451,507.38 from the General Fund, Grant Funds and Law Enforcement Seizure Funds; and to declare an emergency. (\$451,507.38)

Body

WHEREAS, the Purchasing Office has an existing Universal Term Contract FL004338 for the purchase of uniforms; and

WHEREAS, the Division of Police has an immediate and continuing need for uniforms for its members; and

WHEREAS, an emergency exists in the usual operation in the Division of Police, Department of Public Safety, in that it is immediately necessary to enter into a contract with Roy Tailors Uniform Company of Columbus, Inc. for the purchase of uniforms for the preservation of the public, health, peace, property, safety, welfare; now, therefore

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into contract with Roy Tailors Uniform Company of Columbus, Inc. for the purchase of uniforms for the Division of Police on the basis of UTC # FL004338.

SECTION 2. That the expenditure of \$451,507.38, or so much thereof as may be needed is hereby authorized as follows:

| Div.30-03 | Fund 010 | Obj.Lvl (1) 02 | Obj.Lvl (3) 2221 | OCA Code 300327 | \$400,000.00 |

| Div.30-03 | Fund 020 | Obj.Lvl (1) 02 | Obj.Lvl (3) 2221 | OCA Code 338041 | \$ 29,502.38 |

| Div.30-03 | Fund 219 | Obj.Lvl(1) 02 | Obj.Lvl(3) 2221 | OCA Code 301838 | SubFund 002 |\$22,005.00|

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

Legislation Number: 0780-2009

Drafting Date: 05/21/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

AN08-011

BACKGROUND: This ordinance approves the acceptance of certain territory (AN08-011) by the City. The Ohio Revised Code stipulates that the once an annexation has been approved, it must be accepted by the receiving municipality within 120 days (but not sooner than 60 days) of receipt by the City Clerk of the approval notice from the county. This petition was filed with Franklin County on January 30, 2009 City Council approved a service ordinance addressing the site on June 23, 2008. Franklin County approved the annexation on March 3, 2009 and the City Clerk received notice on April 8, 2009.

These are submitted in accordance with the Ohio Revised Code.

FISCAL IMPACT: Provision of municipal services does represent cost to the City, however the annexation of land also has the potential to create revenue to the city.

Title

To accept the application (AN08-011) of ETI Corporation for the annexation of certain territory containing 4.26 ± acres in Franklin Township.

Body

WHEREAS, a petition for the annexation of certain territory in Franklin Township was duly filed on behalf of ETI Corporation on January 30, 2009; and

WHEREAS, said petition was duly considered by the Board of County Commissioners of Franklin County, Ohio, and the annexation of said hereinafter described territory to the city of Columbus was approved by said Commissioners by order dated March 3, 2009; and

WHEREAS, the Board of County Commissioners of Franklin County certified the transcript of the proceedings in connection with the said annexation with the map and petition required in connection therewith to the City Clerk who received the same on April 8, 2009; and

WHEREAS, sixty days from the date of said filing have now elapsed in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory sought to be annexed by the aforesaid petition; now, therefore,

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

Section 1. That the proposed annexation as applied for in the petition of ETI Corporation being the majority of owner(s) of real estate in the territory sought to be annexed and filed with the Board of County Commissioners of Franklin County, Ohio on January 30, 2009 in which said petition prayed for annexation to the city of Columbus, Ohio, of certain territory adjacent thereto as hereinafter described, and which said petition was approved for annexation to the city of Columbus by the Board of County Commissioners by order dated March 3, 2009 be and the same is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Franklin; being a part of Survey Number 530 of the Virginia Military District; being a part of Lots Number 2 and 3 of the Subdivision Among the John P. Trabue Heirs as recorded in Plat Book 5, Page 265; being all of a 0.136 acre tract of land conveyed to The State of Ohio by the deed recorded in the Recorder's Deed Book 3029, Page 358, all of a 0.083 acre tract of land conveyed to The State of Ohio by the deed recorded in the Recorder's Deed Book 3003, Page 1, all of a 0.014 acre tract of land conveyed to The State of Ohio by the deed recorded in the Recorder's Deed Book 3003, Page 3, all of a 0.061 acre tract of land conveyed to The State of Ohio by the deed recorded in the Recorder's Deed Book 3001, Page 69, all of a 0.096 acre tract of land conveyed to The State of Ohio by Deed Book 3102, Page 698, part of a 9.03 acre tract of land conveyed to The State of Ohio by the deed recorded in the Recorder's Deed Book 2948, Page 275, part of a 5.892 acre tract of land conveyed to Flip Enterprise of Ohio, LLP, by the deed recorded in the Recorder's Instrument Number 200201150013895, all of a 1.33 acre tract of land conveyed to ETI Corporation by the deed recorded in the Recorder's Deed Book 2901, Page 1, all of a 1.33 acre tract of land conveyed to ETI Corporation by the deed recorded in the Recorder's Deed Book 2901, Page 6, and all of a 1.0815 acre tract of land conveyed to ETI Corporation by the deed recorded in the Recorder's Deed Book 3352, Page 368, all references being to the Franklin County Recorder's Office, Franklin County, Ohio; and being further described as follows:

Beginning, for reference, at Franklin County Geodetic Monument ST02 in the centerline of Fisher Road;

Thence along said centerline of Fisher Road in an easterly direction a distance of approximately 26 feet to the TRUE POINT OF BEGINNING of the parcel herein described;

Thence along said centerline in an easterly direction, a distance of approximately 6 feet to the southwesterly corner of said 0.136 acre tract, also being the southeasterly corner of a 7.17 acre tract conveyed to The State of Ohio by Deed Book 2938, Page 170;

Thence along the westerly line of said 0.136 acre tract, also being the easterly line of said 7.17 acre tract, in a northerly direction a distance of approximately 70 feet to the northwesterly corner of said 0.136 acre tract, also being the southwesterly corner of a 0.864 acre tract conveyed to George W. Buttrick by Deed Book 3750, Page 451;

Thence along the northerly limited access line of said Fisher Road, also being the northerly line of said 0.136 acre tract, also being the southerly line of said 0.864 acre tract, in an easterly direction a distance of approximately 106 feet to the northeasterly corner of said 0.136 acre tract, also being the southeasterly corner of said 0.864 acre tract, also being the southwesterly corner of a 0.903 acre tract conveyed to George W. Buttrick by Deed Book 3486, Page 525, also being the northwesterly corner of said 0.083 acre tract;

Thence along the northerly limited access line of said Fisher Road, also being the northerly line of said 0.083 acre tract, also being the southerly line of said 0.903 acre tract, in an easterly direction a distance of approximately 88 feet to the northeasterly corner of said 0.083 tract, also being the northwesterly corner of said 0.014 acre tract;

Thence along the northerly right of way line of said Fisher Road, also being the northerly line of said 0.014 acre tract, also being the southerly line of said 0.903 acre tract, in an easterly direction a distance of approximately 13 feet to the northeasterly corner of said 0.014 acre tract;

Thence along the northerly right of way line of said Fisher Road in a easterly direction a distance of approximately 12 feet to the southeasterly corner of a 0.939 acre tract conveyed to George W. Buttrick by Official Record 8417, Page C15, also being the northwesterly corner of said 0.061 acre tract;

Thence along the northerly right of way line of said Fisher Road, also being the northerly line of said 0.061 acre tract, also being the southerly line of said 0.939 acre tract, in an easterly direction a distance of approximately 67 feet to the southeasterly corner of said 0.939 tract, also being the northeasterly corner of said 0.061 acre tract, also being in the westerly line of said 1.33 acre tract;

Thence along the westerly line of said 1.33 acre tract, also being the easterly line of said 0.939 acre tract, in a northerly direction a distance of approximately 615 feet to the northwesterly corner of said 1.33 acre tract, also being the northeasterly corner of said 0.939 acre tract, also being in the southerly line of a 41.225 acre tract conveyed to The City of Columbus by Instrument Number 199909230241053, also being the existing City of Columbus Corporation Line per Ordinance Number 1331-68 as recorded in Miscellaneous Book 146, Page 146;

Thence along said Corporation Line, also being the southerly line of said 41.225 acre tract, also being the northerly line of said 1.33 acre tract, also continuing along the northerly line of said 1.33 acre tract, also continuing along the northerly line of said 1.0815 acre tract, in an easterly direction a distance of approximately 257 feet to the northeasterly corner of said 1.0815 acre tract, also being the northwesterly corner of a 6.822 acre tract conveyed to Iron Casting Research Institute, Inc., by Instrument Number 200607280148429;

Thence continuing along said Corporation Line, also being one of the easterly lines of said 1.0815 acre tract, also being the westerly line of said 6.822 acre tract, in a southerly direction a distance of approximately 494 feet to one of the southeasterly corners of said 1.0815 acre tract, also being the northeasterly corner of a 0.023 acre tract conveyed to Jerry & Gail Hoskins by Instrument Number 200712070211136;

Thence along a southerly line of said 1.0815 acre tract, also being the northerly line of said 0.023 acre tract, in a westerly direction a distance of approximately 38 feet to a southeasterly corner of said 1.0815 acre tract, also being a northwesterly corner of said 0.023 acre tract;

Thence along a southerly line of said 1.0815 acre tract, also being a northwesterly line of said 0.023 acre tract, in a southwestly direction a distance of approximately 31 feet to the southwestly corner of said 0.023 acre tract, also being one of the southeasterly corners of said 1.0815 acre tract, also being the northwesterly corner of a 0.247 acre tract conveyed to Jerry & Gail Hoskins by Instrument Number 200712070211136, also being the existing City of Columbus Corporation Line per Ordinance Number 1999-74 as recorded in Miscellaneous Book 164, Page 024;

Thence along said Corporation Line, also being an easterly line of said 1.0815 acre tract, also being the westerly line of said 0.247 acre tract, in a southerly direction a distance of approximately 195 (passing the centerline of said Fisher Road at an approximate distance of 170 feet) to the existing southerly line of said Fisher Road, also being the existing City of Columbus Corporation Line per Ordinance Number 1331-68 as recorded in Miscellaneous Book 146, Page 146;

Thence along said Corporation Line, along said southerly line of said Fisher Road and continuing across said 9.03 acre tract, in a westerly direction a distance of approximately 481 feet to the westerly line of said 9.03 acre tract;

Thence along the westerly line of said 9.03 acre tract in a northerly direction a distance of approximately 25 feet to the POINT OF BEGINNING of this description, and containing approximately 4.26 acres of land, more or less.

Section 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

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

Legislation Number: 0783-2009

Drafting Date: 05/22/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

Columbus Public Health was awarded \$1,258,447 in grant monies from the Ohio Department of Health, Centers for Disease Control for the 2009 Public Health Infrastructure program. Of this award, the Franklin County Board of Health received a \$304,960 contract. This ordinance is needed to modify a contract with the Franklin County Board of Health for \$5,757 for the time period ending August 9, 2009. This contract modification will allow for funding for the Central Ohio Health Alert program and a virtual domain on the internet for employees to set up, drill and exercise the mass dispensing/vaccination plan for both the Franklin County Board of Health and Columbus Public Health departments.

Why couldn't the need for the additional services be foreseen when the contract was originally awarded? The monies are being reallocated due to the 2009 City of Columbus budget condition and savings realized in personnel.

Why would it not be in the City's best interest to have the additional contract requirement awarded through competitive bidding? The objectives of the contract modification are within the scope of services and responsibilities already expected from the Franklin County Board of Health.

How was the price for the additional goods or services determined? Columbus Public Health personnel along with Franklin County Board of Health personnel determined the dollars to be allocated in the central Ohio region to fund the planning services consistent with the Public Health Infrastructure deliverables as outlined by the Ohio Department of Health.

What is the additional amount to be expended under the modification?
The contract is to be modified as follows:

<u>Vendor</u>	<u>Original Amount</u>	<u>Increase</u>	<u>Modified Amount</u>
Franklin Co. BOH	\$304,960.00	\$5,757.00	\$310,717.00

Emergency action is requested to provide for this contract modification so the planning services can be conducted by the grant ending date of August 9, 2009.

FISCAL IMPACT: The funds to modify and increase this contract are budgeted in the Health Department Grants Fund, Public Health Infrastructure Grant, Fund 251.

Title

To authorize and direct the Board of Health to modify and increase a contract for planning services with the Franklin County Board of Health, to authorize the expenditure of \$5,757.00 from the Health Department Grants Fund, and to declare an emergency. (\$5,757.00)

Body

WHEREAS, \$5,757 are being reallocated to contract services as a result in personnel savings due to the 2009 City of Columbus budget condition for the Public Health Infrastructure grant program for planning services for the period ending August 9, 2009; and,

WHEREAS, it is necessary to modify and increase a contract with the Franklin County Board of Health for planning services; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to modify a contract with the Franklin County Board of Health 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 modify and increase a contract (EL-008933) with the Franklin County Board of Health.

SECTION 2. That the expenditure of \$5,757.00 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Health Department, Division 50-01, Grant Number 509045, OCA 509045, Object Level One 03, Object Level Three 3337.

SECTION 3. That this modification is in compliance with Section 329.16 of the Columbus City Code.

SECTION 4. That the City Auditor is authorized to make any accounting changes necessary to ensure that this contract is properly accounted for and recorded accurately on the City's financial records.

SECTION 5. That for 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: 0786-2009

Drafting Date: 05/22/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: The Board of Health was awarded \$875,000 in grant monies from the from the U.S. Department of Housing and Urban Development (HUD), Office of Healthy Homes and Lead Hazard Control, to fund the Columbus Healthy Homes Project (CHHP).

In accordance with HUD's requirements for this project, it is necessary for the Health Department to collaborate with IMPACT Community Action for the provision of physical intervention and weatherization services in homes most at risk for asthma triggers and injury hazards. This ordinance authorizes the first year of a three-year contract with IMPACT Community Action in the amount of \$110,000 for the period June 1, 2009 through March 31, 2010.

Emergency action is requested to allow for the timely start up of physical intervention and weatherization services for the CHHP.

FISCAL IMPACT: This contract is funded by the U.S. Department of Housing and Urban Development.

Title

To authorize and direct the Board of Health to enter into a contract with IMPACT Community Action for the provision of physical intervention and weatherization services for homes at risk for injury and health hazards, to authorize the expenditure of \$110,000 from the Health Department Grants Fund; and to declare an emergency. (\$110,000)

Body

WHEREAS, the Columbus Health Department will contract with IMPACT Community Action for physical intervention and weatherization services to reduce injury and morbidity from preventable housing-related health and safety hazards related to asthma, lead paint, and unintentional injuries in the home environment; and

WHEREAS, this contract is necessary per the requirements of the HUD Columbus Healthy Homes Project grant proposal; and

WHEREAS, it is the intent of the Board of Health to enter into a contract with IMPACT Community Action for the first year of a three-year contract; and

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to authorize this contract with IMPACT Community Action for the immediate preservation of the public health, peace, property, safety and welfare; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to enter into a contract with IMPACT Community Action for the period through March 31, 2010.

SECTION 2. This ordinance is in accordance with Section 329.02 of the Columbus City Code.

SECTION 3. That to pay the cost of said contract, the expenditure of \$110,000 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Department No. 50-01, OCA 508062, Grant No. 508062, Object Level One 03, Object Level Three 3337.

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

Drafting Date: 05/28/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND

The Franklin County Public Defender Commission performs all the duties and responsibilities under Section 12 of the City Charter, Chapter 173 of the Columbus City Codes, 1959, and Sections 120.13 and 120.14(e) of the Ohio Revised Code in providing legal counsel to indigent persons charged with criminal offenses. Since 1976, the City has contracted with the Commission to represent in the Franklin County Municipal Court all indigent persons charged (based on poverty guidelines as determined by the United States Department of Health and Human Services) with the violations of an ordinance of the City of Columbus. Except for State charged misdemeanors, the City funds the Municipal Unit while the Franklin County Commissioners fund the balance.

This ordinance authorizes the Department of Finance and Management to amend the 2008 contract with the Public Defender and to authorize an additional expense of \$9,449.17 to provide funds to make a reconciliation payment to Franklin County. On an annual basis, a post-year reconciliation of public defender costs ascertains the accuracy of City costs in accordance with the contract for Public Defender services. The reconciliation for 2008 indicates the City owes an additional \$9,449.17.

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 processing promotes accurate accounting and financial management.

FINANCIAL IMPACT

The original estimated cost to the city for 2008 Public Defender services was \$1,266,754. The additional amount will be funded through savings in other budget items in the Division of Financial Management.

Title

To authorize the Director of the Department of Finance and Management to amend a contract with the Franklin County Public Defender Commission and to expend an additional \$9,449.17 to cover additional costs due; and to declare an emergency (\$9,449.17)

Body

WHEREAS, the City of Columbus recognizes its responsibilities as defined in Section 12 of the City Charter, Chapter 173 of the Columbus City Codes, 1959, and Sections 120.13 and 120.14(e) of the Ohio Revised Code to provide legal counsel to indigent persons charged with criminal offenses; and

WHEREAS, the City of Columbus in furtherance of the execution of its legal responsibilities, entered into contract with the Franklin County Public Defender Commission for 2008 services for the city's indigent citizens; and

WHEREAS, at the completion of each contract year a reconciliation payment is made or received by the City based on actual expenditures versus anticipated expenditures, actual State charged misdemeanors versus anticipated, and actual State Public Defender Commission reimbursement versus anticipated reimbursements; and

WHEREAS, the 2008 reconciliation amount has been determined to be \$9,449.17 owed by the city; and

WHEREAS, an emergency exists in the usual daily operation of government of the City of Columbus that it is immediately necessary to amend the 2008 contract with the Franklin County Public Defender Commission in order to assure the continuity of legal services to indigent persons in Columbus thereby preserving the public peace, property, health, safety and welfare; now, therefore,

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

SECTION 1. That the Department of Finance and Management be and is hereby authorized to amend contract EL008707 with the Franklin County Public Defender Commission for the period of January 1, 2008 through December 31, 2008 to increase the amount by \$9,449.17.

SECTION 2. That the sum of \$9,449.17 be and hereby is authorized to be expended from the General Fund, Fund 010, Finance and Management Department, Division of Financial Management, Department No. 45-01 OCA Code 450015, Object Level 1-3, Object Level 3-3337 to pay the cost thereof.

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

Legislation Number: 0806-2009

Drafting Date: 05/28/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance establishes the 2009 Capital Improvement Budget (CIB). The budget presented herein represents a plan for the expenditure of monies in 2009 for a variety of capital improvement projects, primarily in enterprise divisions.

The adoption of this CIB represents only 10% of the original proposed budget for non-enterprise divisions at the beginning of the year. Originally, the Special Income Tax (SIT) supported divisions were anticipating a 2009 CIB of \$239.1 million. Due to the projected lower income tax receipts being deposited in the SIT fund, the city can only issue \$24.1 million for capital projects. This represents a reduction of approximately 90%. The only SIT-supported projects that are included in the 2009 CIB constitute repayment of the SIT for moneys borrowed last year for certain critical projects, or represent prior obligations established through legal agreements, prior commitments which leverage substantial state and federal funds, or very small amounts for critical infrastructure maintenance and improvements.

As a result, the city was not able to budget SIT monies for resurfacing, fire apparatus replacement, refuse collection trucks and containers, bridge and roadway infrastructure improvements, sidewalks and bikeways improvements.

The new funding amount of the total CIB is \$457.8 million, but \$433.7 million of this amount, or nearly 95%, is supported by enterprise revenues and miscellaneous smaller revenues such as internal service fees and federal and state funding sources, not the set-aside of income taxes.

FISCAL IMPACT: Appropriation authority for new money is granted at the time debt is issued, not with this ordinance.

Title

To adopt a Capital Improvements Budget for the twelve months ending December 31, 2009 or until such a time as a new Capital Improvements Budget is adopted, establishing a project budget for capital improvements requiring legislative authorization in 2009, to authorize the City Auditor to transfer \$2,087,973.63 between projects within the Street and Highway Capital fund, \$3,392,852.00 between projects within the Recreation and Parks Capital Fund, and \$718,442.45 between funds within the Health G.O. Bond Fund and the Safety G.O. Bond Fund, to repeal Ordinance No. 0690-2008, as amended, and to declare an emergency.

Body

WHEREAS, Chapter 333 of the Columbus City Code requires the annual submission of a Capital Improvements Budget

to City Council for consideration and adoption; and

WHEREAS, the following sets forth capital projects proposed for the City of Columbus in 2009, the proposed source of funds for each project, and a maximum budget for the 12 months beginning January 1, 2009 and ending December 31, 2009, or until such time as a new capital improvements budget is adopted; and

WHEREAS, an emergency exists in the usual daily operations of the various city departments in that it is immediately necessary to budget capital projects and proposed funding by the adoption of a Capital Improvements Budget for the immediate preservation of the public health, peace, property, safety and welfare; Now, Therefore

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

SECTION 1. That from the monies in each of the subfunds, the source of which is identified for each project, there be and hereby are budgeted for the following capital projects (see attached files), the following sums of money for the 12 months from January 1, 2009 to December 31, 2009 or until such time as a new capital improvements budget is adopted.

THE FOLLOWING PAGES ARE INTENTIONALLY LEFT BLANK FOR PAGE NUMBERS TO BE PUT ON INSERTED PAGES

SECTION 2. That for the purposes of amendment and review of legislation for conformance to the Capital Improvements Budget each project budget identified by the "Project Number" listed on this Ordinance shall be regarded as a separate and distinct section of the Capital Improvements Budget.

SECTION 3. Pursuant to Section 333.03 of the Columbus City Codes, all ordinances relative to the issuance of notes or bonds, appropriating money from general bond funds or any other funds listed therein in any way relating to the Capital Improvements of the City of Columbus shall be forwarded to the Department of Finance and Management for written approval prior to submission to the City Council. Each ordinance concerning Capital Improvements shall be designated as in "conformance" or "non-conformance" with the approved Capital Improvements Budget for the ensuing year. If designated in "non-conformance" an explanation including the reasons for, and the specific effects of the "non-conformance" shall be affixed to the ordinance.

SECTION 4. Pursuant to Section 333.04 of the Columbus City Codes, ordinances not conforming to the Capital Improvements Budget shall not be passed until said budget is amended. No amendments to the Capital Improvements Budget shall be made except as follows:

All requests for modification pertaining to the Capital Improvements Budget shall be submitted to the Director of Finance and Management for recommendations before such changes shall be submitted to City Council for adoption.

SECTION 5. Among the responsibilities of the Department of Finance and Management shall be the integration of the Capital Improvements Budget into the City's annual operating budget, the preparation of quarterly reports on Capital Improvement expenditures, the preparation of long-range Capital Improvement fiscal requirements, the establishment of a city-wide uniform budgeting and record-keeping system for Capital Improvement projects, and the monitoring of capital improvement ordinances for their conformance with the Capital Improvements Budget.

SECTION 6. That the City Auditor is hereby authorized to establish and implement proper project and fund accounting systems and procedures for Capital Improvements as well as the identification and monitoring of the objects of expenditure of all transactions. The City Auditor shall report monthly a summary of all Capital Improvement transactions.

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

SECTION 8. That the City Auditor be and hereby is authorized to transfer \$2,087,973.63 within Fund 704, the 1995, 1999, 2004 Streets Voted Bond Fund, Department/Division Nos. 59-10, 59-11, and 59-12, as follows:

TRANSFER FROM

project # / project / Object Level One/Object Level Three Codes / OCA Code / amount

440005/UIRF/06/6600/590050/ \$487,170.81
530051/OSU Community Improvements/06/6600/530051/ \$60,000.00
530058/NCR/06/6600/590039/ \$55,122.06
530086/Misc. Intersection Improvements/06/6600/590040/ \$20,282.96
530103/Street Rehabilitation/06/6600/590041/ \$24,074.11
530161/Roadway Improvements/06/6600/590046/ \$13,748.07
530208/Federal/State Match/06/6600/590047/ \$133,533.53
530282/Resurfacing/06/6600/590048/ \$431,850.27
530294/Northland Area Improvementst/06/6600/591261/ \$2,874.30
530303/Housing Initiatives Roadways/06/6600/591145/ \$398,838.00
530801/Downtown Streetscapes/06/6600/591067/ \$199,989.87
590105/Pedestrian Safety Improvements/06/6600/591089/ \$112,722.26
590107/Downtown Revitalization/06/6600/590044/ \$21,901.00
590130/Facilities/06/6600/590130/ \$59,905.52
590415/Economic & Community Development/06/6600/591258/ \$16,461.00
590422/17th Ave. Widening/06/6600/590051/ \$24,668.17
590889/Spring Sandusky Interchange OTMP/06/6600/590057/ \$4,596.68
771001/Dominion Homes NW Corridor/06/6600/590045/ \$20,235.02

TRANSFER TO

project # / project / Object Level One/Object Level Three Codes / OCA Code / amount

530301/City Bridge Rehab - Cook over Adena/06/6600/591142/ \$164,273.78
590131/Misc. Development - Children's Hospital /06/6600/591132/ \$1,240,402.00
440104/Misc. Econ. Dev. - Columbus Coated Fabrics/06/6600/643031/ \$543,257.85
540008/Sign Upgrades/Streetname Signs/06/6600/704548/ \$50,040.00
540013/Permanent Pavement Markings/06/6600/591147/ \$90,000.00

SECTION 9. That the City Auditor be and hereby is authorized to transfer \$3,392,852.00 within Fund 702, the 1995, 1999, 2004 Recreation and Parks Voted Bond Fund, Department No. 51-01 as follows:

TRANSFER FROM

project # / project / Object Level One/Object Level Three Codes / OCA Code / amount

440006/UIRF/ 06/6600 /644526/ \$603,487.00
510017/Park & Playground Development/ 06/6600/644526/ \$67,598.40
510035/Facilities Renovation/06/6600/644526/ \$187,546.88
510112/Park Land Acquisition/06/6600/644526/ \$402.00
510229/Bikeway Improvements/06/6600/644526/ \$2,525,437.43
510429/Golf Course Improvements/06/6600/644526/ \$8,380.29

TRANSFER TO

project # / project / Object Level One/Object Level Three Codes / OCA Code / amount

510713/Scioto Mile Development/06/6600/644526 / \$1,527,473.00
510316/Bikeway Improvements: Westbank/Rich Street Bridge/06/6600/644526 / \$1,300,379.00
510714/Whittier Metro Park Reimbursement/06/6600/644526 / \$565,000.00

SECTION 10. That the City Auditor be and hereby is authorized to transfer \$718,442.45 between Fund 706 Health G.O. Bonds and 701 Safety G.O. Bonds, as follows:

TRANSFER FROM

Fund #/project # / project / Object Level One/Object Level Three Codes / OCA Code / amount
706/500504/ Westside Health Center/06/6600/706504/ \$718,442.45

TRANSFER TO

Fund #/project # / project / Object Level One/Object Level Three Codes / OCA Code / amount
706/500504/Westside Health Center/10/5501/706504/ \$718,442.45

TRANSFER FROM

Fund #/project # / project / Object Level One/Object Level Three Codes / OCA Code / amount
706/500504/Westside Health Center/10/5501/706504/ \$718,442.45

TRANSFER TO

Fund #/project # / project / Object Level One/Object Level Three Codes / OCA Code / amount
701/330021/Police Facility Renovation/06/6600/644476/ \$359,221.23
701/340103/Fire Facility Renovation/06/6600/644559/ \$359,221.22

SECTION 11. That it is understood that this Council is not making specific allocations for each minor object of a project account herein before contained but only for the project accounts within the stated funds. The allocations herein made shall constitute limitations on each project account and no official or employee of the City shall make or authorize expenditures beyond such limitation nor shall be authorized to make expenditures from an improper project account. It is provided, however, that transfers may be made from one project account to another within the same fund.

SECTION 12. Subsequent legislation affecting the various projects contained herein will be submitted to this Council transferring and/or originating necessary funds.

SECTION 13. That Ordinance No. 0690-2008, as amended, be and the same is hereby repealed.

SECTION 14. In accordance with Section 27 of the Columbus City Charter detailed schedules of all changes from the Mayor's Estimate shall be placed on file in the Office of the City Clerk.

SECTION 15. 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: 0813-2009

Drafting Date: 05/29/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a grant agreement with Central Community House to provide the Child Care Services for a twelve-month period. This program serves children 6 weeks to 5 years old. It is targeted to low-income families who are in need of child care in order to seek or maintain employment or to remain in a training program.

This legislation represents a program funded following the Emergency Human Services application process. The legislation targets a social service agency that will provide help to families and households through Child Care Services by assisting with the operating needs of the agency. In addition, the city supports programs and activities so that the greater population is assured access to other community assistance. This funding will allow the process to continue much needed services.

Emergency action is necessary to avoid causing interruptions in the delivery of program services.

FISCAL IMPACT: This ordinance authorizes the expenditure of \$23,118.00 from the Emergency Human Services Fund.

In 2009, a total of \$2,100,000 has been allocated to fund social service programs through the Emergency Human Services Fund. Companion legislation authorizes the expenditure of the balance of the funds.

Title

To approve the grant application of Central Community House seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute a grant agreement with Central Community House to provide the Child Care Services; to authorize the expenditure of \$23,118.00 from the Emergency Human Services Fund; and to declare an emergency. (\$23,118.00)

Body

WHEREAS, Central Community House has submitted a grant application seeking financial assistance for Emergency Human Service Funds; and

WHEREAS, City Council has reviewed the grant applications and hereby declares that the agency has articulated a need for Emergency Human Services operating funds that is sufficient to justify approval of said grants; and

WHEREAS, the Director of the Department of Development desires to enter into a grant agreement with Central Community House for the continued provision of social services and Child Care Services; and

WHEREAS, City Council is authorized to allocate funds annually to assist social service agencies in the city with the operating costs of delivering programs; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into a grant agreement with Central Community House to avoid causing interruptions in the delivery of program services, all for the preservation of the public health, peace, property, safety, and welfare; **NOW, THEREFORE**,

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

- Section 1.** That the grant application of Central Community House seeking financial assistance to address an emergency human service need pursuant to Section 371.02 (c) of the Columbus City Codes, 1959, are hereby approved.
- Section 2.** That the Director of the Department of Development be and is hereby authorized to enter into a grant agreement with Central Community House for program development and service delivery efforts for a one-year period.
- Section 3.** That the expenditures authorized herein are in accordance with Section 371.02 (c) of the Columbus City Codes, 1959.
- Section 4.** That for the purpose as stated in Section 2, the expenditure of \$23,118.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Emergency Human Services Fund, Department of Development, Department No. 44-01, Fund 232, Object Level One 03, Object Level Three 3337, OCA Code 499043.
- 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: 0814-2009

Drafting Date: 05/29/2009

Current Status: Passed

Version: 2

Matter Type: Ordinance

Explanation**1. BACKGROUND**

This legislation authorizes the City Attorney to expend up to an additional \$1.3 Million Dollars in connection with acquiring right-of-way for the Parsons/Livingston Avenue Roadway Improvements Project.

The Department of Public Service, Division of Design and Construction is in the process of administering the subject project that will assist the private development initiative currently being undertaken by Nationwide Children's Hospital. The hospital's growth plans will retain and add significant job opportunities for the City of Columbus. The City's roadway improvement project will be constructed with American Recovery and Revitalization Act of 2009 funding.

The purpose of this public improvement project is to widen and improve Livingston Avenue from Ninth Street east to Ohio Avenue and to widen and improve Parsons Avenue from Jackson Street north to a point approximately 200 feet north of Kennedy Drive. This project includes full depth pavement replacement, installation of traffic medians and installation of upgraded tree lawns, street lighting, sidewalks and ADA compliant ramps.

The City is currently finalizing construction plans and is actively involved in right-of-way acquisition associated with this project. Ordinance 1398-2008 (AC028955) authorized the City Attorney's office, Real Estate Division, to expend \$300,000.00 for preliminary acquisition related activities associated with this project. Title work and appraisal work associated with this project are complete. It is now necessary to authorize the City Attorney's Real Estate Division staff to expend an additional \$1,300,000.00 for land acquisition and other costs associated with the acquisition of the rights-of-way needed for this project.

2. FISCAL IMPACT

Funding and Budget Authority have been identified and established within the 2009 Capital Improvements Budget.

3. EMERGENCY DESIGNATION

This project has been identified to received funding for construction as part of the American Recovery and Reinvestment Act of 2009. Failure to complete right-of-way acquisition in a timely manner may result in the loss of the Federal stimulus dollars. Emergency action is requested to allow right-of-way acquisition to remain on schedule.

TitleTo authorize the expenditure of \$1,300,000.00 or so much thereof as may be necessary to allow the City Attorney's Office, Real Estate Division, to ~~complete~~ **continue** acquisition of the rights-of-way needed for the Parsons/Livingston Avenue Roadway Improvements project; to authorize the transfer of funds from the Streets and Highways G.O. Bonds Fund to the Fed-State Highway Engineering Fund; and to declare an emergency. (\$1,300,000.00)

Body**WHEREAS**, the City of Columbus, Department of Public Service, Division of Design and Construction, is engaged in the Parsons/Livingston Avenue Roadway Improvements project; and

WHEREAS, the purpose of this project is to widen and improve Livingston Avenue from Ninth Street east to Ohio Avenue and to widen and improve Parsons Avenue from Jackson Street north to a point approximately 200 feet north of Kennedy Drive; and

WHEREAS, improvements contemplated by this project include full depth pavement replacement, installation of traffic medians and installation of upgraded tree lawns, street lighting, sidewalks and ADA compliant ramps; and

WHEREAS, the City is currently finalizing construction plans and is actively involved in right-of-way acquisition associated with this project; and

WHEREAS, Ordinance 1398-2008 (AC028955) authorized the City Attorney's office, Real Estate Division, to expend \$300,000.00 for preliminary acquisition related activities associated with this project; and

WHEREAS, title work and appraisal work associated with this project are complete; and

WHEREAS, it is estimated additional funding, in the amount of \$1,300,000.00 for land acquisition and other costs associated with the acquisition of the rights-of-way needed for this project will be required; and

WHEREAS, the following legislation authorizes the City Attorney's Real Estate Division to expend an additional \$1,300,000.00 from the Fed-State Highway Engineering Fund to ~~complete~~ **continue** right-of-way acquisition associated with this project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction in that this project has been designated a part of the American Recovery and Reinvestment Act of 2009 and it is immediately necessary to authorize the expenditure of the additional funds required to ~~complete~~ **continue** right-of-way acquisition on schedule thereby preserving the Federal funds and preserving the public health, peace, property, safety and welfare; now, therefore

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

Section 1. That the City Attorney's Office, Real Estate Division, be and is hereby authorized to expend \$1,300,000.00, or so much thereof as may be necessary from the Fed-State Highway Engineering Fund as follows: Grant and OCA to be established by the City Auditor; Department/Division 59-12; Minor Object 6601; to pay those costs relative to the acquisition of right-of-way required for the Parsons/Livingston Avenue Roadway Improvements Project.

Section 2. That the Transfer of Funds between the Streets and Highways G.O. Bonds Fund and the Fed-State Highway Engineering Fund be authorized as follows:

From:

Fund / Project No. / Project / O.L. 03 Codes / OCA Code / Amount
704 / 590131 / Miscellaneous Development / 5501 / 591132 / \$1,300,000.00

To:

Fund / Grant / Grant Name / O.L. 01-03 Codes / Amount
765 / Grant and OCA Numbers to be established by the Auditor / Parsons/Livingston / 0886 / \$1,300,000.00

Section 3. That the sum of \$1,300,000.00 be and hereby is appropriated from the unappropriated balance of Fund 765, the Federal State Highway Engineering 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 to Dept-Div. 59-12, the Division of Design and Construction as follows:

Fund / Grant / Grant Name / O.L. 01-03 Codes / Amount
765 / Grant and OCA Numbers to be established by the Auditor / Parsons/Livingston / 06-6600 / \$1,300,000.00

Section 4. That the monies appropriated in the foregoing Section 6 shall be paid upon order of the Director of Public Service and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 5. That for 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: 0815-2009

Drafting Date: 05/29/2009

Current Status: Passed

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a grant agreement with Community Refugee and Immigration Services (CRIS) to provide Resettlement/Refugee Services for a twelve-month period.

CRIS was established in 1987 and is the largest community based organization providing services to refugees and immigrants in Central Ohio. Their mission is to help refugees and immigrants attain and sustain economic self-sufficiency in the Columbus community. CRIS provides language-appropriate employment training and English-as-a-Second-Language (ESL) training and assists graduates with job placement. This program provides ESL services, acculturation programs, immigration legal services, and employment services.

This legislation represents a program funded following the Emergency Human Services application process. The legislation targets a social service agency that will provide help to families and households through resettlement programs by assisting with the operating needs of the agency. In addition, the city supports programs and activities so that the greater population is assured access to other community assistance. This funding will allow the process to continue much needed services.

Emergency action is necessary to avoid causing interruptions in the delivery of program services.

FISCAL IMPACT: This ordinance authorizes the expenditure of \$66,319.00 from the Emergency Human Services Fund. In 2009, a total of \$2,100,000 has been allocated to fund social service programs through the Emergency Human Services Fund. Companion legislation authorizes the expenditure of the balance of the funds.

Title

To approve the grant applications of Community Refugee and Immigration Services seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute a grant agreement with Community Refugee and Immigration Services; to authorize the expenditure of \$66,319.00 from the Emergency Human Services Fund; and to declare an emergency. (\$66,319.00)

Body

WHEREAS, Community Refugee and Immigration Services has submitted a grant application seeking financial assistance for Emergency Human Service Funds; and

WHEREAS, City Council has reviewed the grant application and hereby declares that the agency has articulated a need for Emergency Human Services operating funds that is sufficient to justify approval of said grants; and

WHEREAS, the Director of the Department of Development desires to enter into a grant agreement with Community Refugee and Immigration Services for the continued provision of social services and these programs include, but are not limited to resettlement programs, information and referral efforts, and resource center activities; and

WHEREAS, City Council is authorized to allocate funds annually to assist social service agencies in the city with the operating costs of delivering programs; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into grant agreements with Community Refugee and Immigration Services to avoid causing interruptions in the delivery of program services, all for the preservation of the public health, peace, property, safety, and welfare;
NOW, THEREFORE,

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

- Section 1.** That the grant application of Community Refugee and Immigration Services seeking financial assistance to address an emergency human service need pursuant to Section 371.02 (c) of the Columbus City Codes, 1959, is hereby approved.
- Section 2.** That the Director of the Department of Development be and is hereby authorized to enter into a grant agreement with Community Refugee and Immigration Services for program development and service delivery efforts for a one-year period.
- Section 3.** That the expenditures authorized herein are in accordance with Section 371.02 (c) of the Columbus City Codes, 1959.
- Section 4.** That for the purpose as stated in Section 2, the expenditure of \$66,319.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Emergency Human Services Fund, Department of Development, Department No. 44-01, Fund 232, Object Level One 03, Object Level Three 3337, OCA Code 499043.
- 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: 0816-2009

Drafting Date: 05/29/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into grant agreements with the Columbus Urban League to provide the Victim's Assistance Program and the African-American Male Initiative for a twelve-month period.

The Victim's Assistance Program serves high-risk and minority populations. Services include assuring the rights of victims to participate in the justice system, the right to restitution from offenders, and the access to social services including housing, employment and education.

The African-American Male Initiative evolved as a result of issues raised concerning the increasing rates of homicide among young African-American males and how to develop strategies to address underlying factors, during the African-American Male Summit held in January 2006 by Mayor Coleman and Columbus City Council. Through collaboration with existing programs, services and organizations within the community, the Initiative works to address the issues and circumstances that have hindered many African-American males.

This legislation represents programs funded following the Emergency Human Services application process. The legislation targets a social service agency that will provide help to families and households through educational and/or health programs by assisting with the operating needs of the individual agency. In addition, the city supports programs and activities so that the greater population is assured access to other community assistance. This funding will allow the process to continue much needed services.

Emergency action is necessary to avoid causing interruptions in the delivery of program services.

FISCAL IMPACT: This ordinance authorizes the expenditure of \$94,283.00 from the Emergency Human Services Fund. In 2009, a total of \$2,100,000 has been allocated to fund social service programs through the Emergency Human Services Fund. Companion legislation authorizes the expenditure of the balance of these funds.

Title

To approve the grant applications of the Columbus Urban League seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute grant agreements with the Columbus Urban League to support the Victim's Assistance Program and the African-American Male Initiative; to authorize the expenditure of \$94,283.00 from the Emergency Human Services Fund; and to declare an emergency. (\$94,283.00)

Body

WHEREAS, the Columbus Urban League has submitted grant applications seeking financial assistance for Emergency Human Service Funds; and

WHEREAS, City Council has reviewed the grant applications and hereby declares that the agency has articulated a need for Emergency Human Services operating funds that is sufficient to justify approval of said grants; and

WHEREAS, the Director of the Department of Development desires to enter into grant agreements with the Columbus Urban League for the continued provision of social services and these programs include, but are not limited to, youth services, resettlement programs, intervention activities, information and referral efforts, material assistance, community mediation, resource centers and neighborhood activities; and

WHEREAS, City Council is authorized to allocate funds annually to assist social service agencies in the city with the operating costs of delivering programs; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into grant agreements with the Columbus Urban League to avoid causing interruptions in the delivery of program services, all for the preservation of the public health, peace, property, safety, and welfare; **NOW, THEREFORE,**

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

Section 1. That the grant applications of the Columbus Urban League seeking financial assistance to address an emergency human service need pursuant to Section 371.02 (c) of the Columbus City Codes, 1959, are hereby approved.

Section 2. That the Director of the Department of Development be and is hereby authorized to enter into grant agreements with the Columbus Urban League for program development and service delivery efforts for a one-year period.

Section 3. That the expenditures authorized herein are in accordance with Section 371.02 (c) of the Columbus City Codes, 1959.

Section 4. That for the purpose as stated in Section 2, the expenditure of \$94,283.00, or so much thereof as may be necessary, be and is hereby authorized to be expended from the Emergency Human Services Fund, Department of Development, Department No. 44-01, Fund 232, Object Level One 03, Object Level Three 3337, OCA Code 499043, as follows:

<u>AGENCY</u>	<u>PROGRAM</u>	<u>AMOUNT</u>
Columbus Urban League	African-American Male Initiative	\$84,300.00
Columbus Urban League	Victim's Assistance	\$ 9,983.00
\$94,283.00		

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: 0818-2009

Drafting Date: 05/29/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into a grant agreement with Neighborhood House Incorporated to provide Child Care Services for a twelve-month period for a total amount of \$8,406.00. Neighborhood House has provided infant-toddler care since 1975 to low- and moderate-income families. This program serves children 18 months to 5 years and is licensed to care for 12 toddlers, 36 pre-schoolers and 20 children in school. Grant funds provide partial funding for one Toddler teacher

This legislation represents a program funded following the Emergency Human Services application process. The legislation targets a social service agency that will provide help to families and households through Child Care Services by assisting with the operating needs of the agency. In addition, the city supports programs and activities so that the greater population is assured access to other community assistance. This funding will allow the process to continue much needed services.

Emergency action is necessary to avoid causing interruptions in the delivery of program services.

FISCAL IMPACT: This ordinance authorizes the expenditure of \$8,406.00 from the Emergency Human Services Fund. In 2009, a total of \$2,100,000 has been allocated to fund social service programs through the Emergency Human Services Fund. Companion legislation authorizes the expenditure of the balance of the funds.

Title

To approve the grant application of Neighborhood House Incorporated seeking financial assistance to address an emergency human service need pursuant to Columbus City Codes, 1959; to authorize the Director of Development to execute grant agreements with Neighborhood House Incorporated; to authorize the expenditure of \$8,406.00 from the Emergency Human Services Fund; and to declare an emergency. (\$8,406.00)

Body

WHEREAS, Neighborhood House has submitted a grant application seeking financial assistance for Emergency Human Service Funds; and

WHEREAS, City Council has reviewed the grant applications and hereby declares that the agency has articulated a need for Emergency Human Services operating funds that is sufficient to justify approval of said grant; and

WHEREAS, the Director of the Department of Development desires to enter into a grant agreement with Neighborhood House for the continued provision of social services and Child Care Services; and

WHEREAS, City Council is authorized to allocate funds annually to assist social service agencies in the city with the operating costs of delivering programs; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately

necessary to enter into a grant agreement with Neighborhood House to avoid causing interruptions in the delivery of program services, all for the preservation of the public health, peace, property, safety, and welfare; **NOW, THEREFORE,**

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

- Section 1.** That the grant application of Neighborhood House Incorporated seeking financial assistance to address an emergency human service need pursuant to Section 371.02 (c) of the Columbus City Codes, 1959, is hereby approved.
- Section 2.** That the Director of the Department of Development be and is hereby authorized to enter into a grant agreement with Neighborhood House Incorporated for program development and service delivery efforts for a one-year period.
- Section 3.** That the expenditures authorized herein are in accordance with Section 371.02 (c) of the Columbus City Codes, 1959.
- Section 4.** That for the purpose as stated in Section 2, the expenditure of \$8,406.00 or so much thereof as may be necessary, be and is hereby authorized to be expended from the Emergency Human Services Fund, Department of Development, Department No. 44-01, Fund 232, Object Level One 03, Object Level Three 3337, OCA Code 499043.
- 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: 0822-2009

Drafting Date: 05/29/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation This is consent legislation for participating with an ODOT-funded bikeway improvements from 910 Dublin Public Utilities Complex to Grandview Avenue.

This project is a 0.5 mile trail to be funded and constructed by ODOT. The project will begin at the current end of the Scioto Trail, across from the 910 Dublin Road Utilities Complex, cross the Scioto River, and head west to the existing trail at Grandview Avenue / I-670 intersection. This connection was committed as part of the Spring/Sandusky projects in the 1990's. ODOT requires a local entity to consent to maintain the bikeway once it is completed and accepted. Construction is scheduled to begin in August of 2010.

Benefits to Public:

This project will build a connection between the downtown section of the Scioto Trail, and the northern leg of the trail towards Grandview Heights and the northwest of the city. Once completed, over 8 miles of continuous trail will be opened.

Community Input/Issues:

The project was initiated through the public involvement of the Spring/Sandusky project. Several bikeway segments were constructed during Spring/Sandusky, and this is the final committed segment.

Financial Impact

None.

Title"To authorize the Director of the Recreation and Parks Department to grant consent and propose

cooperation with the Ohio Department of Transportation (ODOT) for the development, construction and completion of the multi-use bike path along US-33 to the existing bike path at the I-670/Grandview interchange including construction of two bridges over the Scioto River, in which the City of Columbus will be responsible for the future maintenance of the bike path including the two bridges, and to declare an emergency."

Body

WHEREAS, the Ohio Department of Transportation (ODOT) and the Department of Recreation and Parks have identified the need to to construct a new trail 0.5 mile trail from 910 Dublin to Grandview Avenue; and,

WHEREAS, the Department of Recreation and Parks grants consent and agrees to cooperative with the Ohio Department of Transportation (ODOT) in accordance with the planning, design and construction of this project; and,

WHEREAS, an emergency exists in the usual daily operation of the Department of Recreation and Parks, in that it is necessary to approve this agreement so that the project may 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. Consent Statement

Being in the public interest, the City of Columbus gives consent to the Director of Transportation to complete the above-described project.

SECTION 2. Cooperation Statement

The City of Columbus shall cooperate with the Director of Transportation in the above described project as follows:

The City hereby agrees to cooperate with the Director of Transportation of the State of Ohio in the planning, design and construction of the identified highway improvement project and grants consent to the Ohio Department of Transportation for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director.

The Ohio Department of Transportation shall assume and bear one hundred percent of the necessary costs of the State's highway improvement project.

In the event that the City requests certain features or appurtenances be included within the highway improvement project's design and construction, and which features and appurtenances are determined by the State and the Federal Highway Administration to be not necessary for the State's highway improvement project, the City shall, prior to the project being advertised for construction contract bidding purposes, provide appropriate documentation that its Council has appropriated, and its Auditor has certified as being available for such specific purposes, funds sufficient in amount to cover one hundred percent (100%) of the costs of incorporating such additional features or appurtenances within the State's project, including preliminary engineering, final design, right-of-way, construction and construction engineering expenses as may be directly related thereto.

SECTION 3. Utilities and Right-of-Way Statement

ODOT agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. ODOT also understands that right-of-way costs include eligible utility costs.

ODOT agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4. Maintenance

Upon completion of the project, and unless otherwise agreed, the City of Columbus shall: (1) provide adequate maintenance for the project in accordance with all applicable state and federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial resources, as necessary, for the maintenance of the project; (3) maintain the right-of-way, keeping it free of obstructions, and (4) hold said right-of-way inviolate for public highway purposes.

SECTION 5. Authority to Sign

The Director of Recreation and Parks of said City is hereby empowered on behalf of the City of Columbus to enter into contracts with the Director of Transportation necessary to complete the above described project.

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

Legislation Number: 0823-2009

Drafting Date: 06/01/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: There is a need to transfer \$ 2,371.00 between subfunds within the Area Commission Fund to provide monies in the proper subfunds for the 2009 funding of area commissions. Ordinance No. 0576-2009 appropriated \$21,000 in the Area Commission Fund for operating expenses but an additional transfer of funds is needed in order to provide cash in the proper subfunds.

Fiscal Impact: The legislation transfers \$2,371.00 between subfunds within the Area Commission Fund to provide monies in the proper subfunds for the 2009 funding of area commissions.

Emergency action is requested so that payments to the Area Commissions can be made immediately.

Title

To authorize and direct the City Auditor to transfer \$2,371.00 between subfunds within the Area Commission Fund to provide monies in the proper subfunds for the 2009 funding of area commissions; and to declare an emergency. (\$2,371.00)

Body

Whereas, it is necessary to transfer funds within the Area Commission Fund and between subfunds to provide monies in the proper subfunds for the 2009 funding of area commissions; and

Whereas, ordinance 0576-2009 appropriated \$21,000 in the Area Commission Fund for operating expenses but an additional transfer of funds is needed in order to provide cash in the proper subfunds; and

Whereas, these monies are needed to fund minor operating expenses for area commissions; and

Whereas, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to authorize the transfer of funds within the Area Commission Fund so that payments can be made immediately, all for the preservation of the public health, peace, safety, and welfare; now, therefore,

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

Section 1. That the City Auditor is hereby authorized and directed to transfer cash in the amount of \$2,371.00 as follows within the Area Commission Fund, Fund 221:

FROM:

Victorian Village Commission / Subfund 012 / Amount \$2,371.00

TO:

German Village Commission / Subfund 005 / Amount \$233.00
Greater Hilltop Area Commission / Subfund 006 / Amount \$138.00
Near East Area Commission / Subfund 008 / Amount \$1,000.00
5th by Northwest Area Commission / Subfund 022 / Amount \$1,000.00

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

Legislation Number: 0827-2009

Drafting Date: 06/01/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The City of Columbus, in partnership with the Columbus and Franklin County Metropolitan Park District (Metro Parks), is working to redevelop the Whittier Peninsula, an industrial brownfield site. A Covenant Not To Sue (CNS) was secured from the Ohio EPA through its Voluntary Action Program (VAP) for the Southern Tier of the Whittier Peninsula in June 2008. The Southern Tier is currently being redeveloped into parkland and a nature center pursuant to a Memorandum of Understanding executed in 2003 among the City of Columbus, the Columbus and Franklin County Metropolitan Park District and Audubon Ohio.

At this time, Metro Parks through its consultant Burgess and Niple, is participating in Ohio EPA's VAP to secure a CNS for a Northern Tier of the Whittier Peninsula. The Northern Tier encompasses property owned by the City of Columbus as well as property owned by Metro Parks and is being redeveloped as public, open-space parkland. As part of the VAP process to obtain a CNS, Burgess and Niple is completing a No Further Action (NFA) letter for approval by the Ohio EPA. The NFA letter will contain an "Operations and Management" agreement (O & M) that commits the City to a specific site remediation plan. In order to secure a CNS, the City is required to execute an Environmental Covenant, which will limit the use of the City-owned property to which this CNS applies to recreational, commercial, or industrial land use, pursuant to Ohio Revised Code §§ 5301.82 to 5301.92.

This legislation seeks authorization to execute instruments and documents as may be necessary to secure a CNS for the Northern Tier of the Whittier Peninsula including an environmental covenant, an operation & maintenance agreement, and any other additional documents and instruments that are necessary and incident thereto.

Emergency action is necessary in order to maintain progress on this project.

FISCAL IMPACT: None

Title

To authorize the Director Recreation and Parks to execute instruments and documents as may be necessary to secure a Covenant Not To Sue (CNS) for the Northern Tier of the Whittier Peninsula including an environmental covenant, an Operation & Maintenance agreement, and any other additional documents and instruments that are necessary and incident thereto, and to declare an emergency. (\$0.00)

Body**WHEREAS,** the Whittier Peninsula is a brownfield site for which remediation must occur prior to the development of parkland; and

WHEREAS, the Columbus and Franklin County Metropolitan Park District (Metro Parks) has contracted with Burgess

and Niple, Inc. to complete a No Further Action (NFA) letter for an area of the Whittier identified as the Northern Tier, part of which is owned by the City of Columbus. Site remediation is taking place under the Ohio EPA's Voluntary Action Program such that a Covenant Not to Sue (CNS) can be obtained from the Ohio EPA; and

WHEREAS, in order to obtain the desired CNS, the City is required to execute an Operation & Maintenance Agreement that commits the City to a specific site remediation plan and an Environmental Covenant pursuant to Ohio Revised Code §§ 5301.82 to 5301.92; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to execute the necessary instruments and documents for the preservation of public health, peace, property and safety; now, therefore

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

Section 1. That the Director of Recreation and Parks is hereby authorized to execute instruments and documents as may be necessary to secure a Covenant Not To Sue (CNS) for the Northern Tier of the Whittier Peninsula including an environmental covenant, an Operation & Maintenance agreement, and any other additional documents and instruments that are necessary and incident thereto.

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

Legislation Number: 0830-2009

Drafting Date: 06/01/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Pre-Owned Vehicles for Division of Police. Pre-Owned Vehicles are needed to provide covert vehicles for the Division of Police.

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 23, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003245). Fifty Four bids (54) were solicited; Three (3) bids were received.

The Purchasing Office is recommending award of contract to the lowest, responsive, responsible and best bidder:

Bob McDorman Chevrolet / Item # 2: CC#310714139 (Expires 9-25-10)

Total Estimated Annual Expenditure: \$500,000.00

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. The

Division of Police will be required to obtain approval to expend from their own appropriations for their estimated annual expenditure.

This ordinance also transfers \$20.00 between Object Levels in order to provide sufficient appropriation authority for this expenditure and any other expenditures between now and the end of this year. The net impact upon the Mail, Print Services and UTC Fund is zero.

Title

To authorize and direct the Finance and Management Director to enter into one (1) contract for the option to purchase Pre-Owned Vehicles from Bob McDorman Chevrolet Inc.; to transfer \$20.00 between Object Levels within the Mail, Print Services and UTC Fund; to authorize the expenditure of one (1) dollar to establish the contract 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 23, 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 the Pre-Owned Vehicles are used to provide covert vehicles for the Division of Police, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police in that it is immediately necessary to enter into contract for an option to purchase Pre-Owned Vehicles, 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 option to purchase Pre-Owned Vehicles in accordance with SA003245 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:

Bob McDorman Chevrolet, Inc. / Item #2: Amount: \$1.00

SECTION 2. That the City Auditor be and is hereby authorized to transfer appropriation in the amount of \$20.00 from Dept. 45-01, Fund 05-517, OL3 3000, OCA 451130 to Dept. 45-01, Fund 05-517, OL3 6600, OCA 451130.

SECTION 3. 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: 6650, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 0837-2009

Drafting Date: 06/02/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Equipment for the Division of Sewerage and Drainage, the sole user. The equipment is used in the monitoring of industrial wastewater. The term of the proposed option contract is two (2) years, expiring September 30, 2011, with the option to renew for one (1) additional year. The Purchasing Office opened bids on May 21, 2009.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003247). Eleven (11) bids were solicited: (M1A-0, F1-1, MBR-0). Two bids were received (MBR-1).

Neither bidder bid on Item 5 - Service Rates. The Division will seek informal bids when a service need arises. The Purchasing Office is recommending award to the lowest, responsive, responsible and best bidder:

Teledyne Isco, Inc., MAJ, CC# 47-0461807 expires 06/11/2010, \$1.00
Total Estimated Annual Expenditure: \$45,000.00, Division of Sewerage and Drainage, the sole user

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund Account. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Isco Wastewater Monitoring Equipment with Teledyne Isco, Inc., to authorize the expenditure of \$1.00 to establish the contract 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 May 21, 2009 and selected the lowest, responsive, responsible and best bidder; and

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

WHEREAS, in order to maintain a supply of Isco Wastewater Monitoring Equipment, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Isco Wastewater Monitoring Equipment, 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 the option to purchase Isco Wastewater Monitoring Equipment in accordance with Solicitation No. SA003247 for a term of approximately two (2) years, expiring September 30, 2011, with the option to renew for one (1) additional year, as follows:

Teledyne Isco, Inc., Items 1-4 and 6 only, Amount: \$1.00

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

SECTION 3. That for the reason stated in the preamble 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: 0845-2009

Drafting Date: 06/04/2009

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Board of Trustees of Plain Township, the Council of the Village of New Albany and the City of Columbus (the "Parties,"), entered into an Annexation Agreement (the "Agreement") pursuant to Section 709.192 of the Ohio Revised Code on or as of February 26, 2008. The Agreement provides, in part, coordinated development and annexation objectives within the territories to which the Agreement pertains (the "Agreement Territory"). The Agreement further provides, in part, that the boundaries of properties which have been or will be annexed to the City from the area within the Agreement Territory designated as the City Growth Zone West will be conformed. The Parties desire to clarify the Agreement Territory, as it relates to the area designated City Growth Zone West, in order to ensure that pursuant to and in accordance with Section 6.4 of the Agreement, the City shall conform its boundaries in order to exclude the Township from any land or lands which have previously been or may be annexed to the City within the City Growth Zone West. The Parties consider that the best way to modify the Agreement to accomplish the aforementioned goals and objectives is to execute the attached First Amendment to the Agreement.

Emergency action is requested in order to clarify the authority and responsibility of the City to conform boundaries in the designated area.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of Development to enter into, on behalf of the City of Columbus, a First Amendment to the Metro Park Annexation Agreement with Plain Township and the Village of New Albany; and to declare an emergency.

Body

WHEREAS, the Board of Trustees of Plain Township (the "Township"), the Council of the Village of New Albany (the "Village") and the City of Columbus (the "City"), collectively the "Parties" and each a "Party," entered into an Annexation Agreement (the "Agreement") pursuant to Section 709.192 of the Ohio Revised Code on or as of February 26, 2008; and

WHEREAS, the Agreement provides, in part, coordinated development and annexation objectives within the territories to which the Agreement pertains (the "Agreement Territory"); and

WHEREAS, the Agreement further provides, in part, that the boundaries of properties which have been or will be annexed to the City from the area within the Agreement Territory designated as the City Growth Zone West will be conformed; and

WHEREAS, the Parties desire to clarify the Agreement Territory, as it relates to the area designated City Growth Zone West, in order to ensure that pursuant to and in accordance with Section 6.4 of the Agreement, the City shall conform its boundaries in order to exclude the Township from any land or lands which have previously been or may be annexed to the City within the City Growth Zone West; and

WHEREAS, the Parties consider that the best way to modify the Agreement to accomplish the aforementioned goals and objectives is to execute the attached First Amendment to the Agreement (the "First Amendment"); and

WHEREAS, an emergency exists in that it is immediately necessary to authorize the Director of Development to enter into

the aforementioned First Amendment in order to clarify the authority and responsibility of the City to conform boundaries in the designated area, said immediate action being in the interest of the City in order to preserve, enhance, and protect public health, peace, property and safety, **NOW THEREFORE**,

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

Section 1. That the Director of Development be and hereby is authorized to enter into on behalf of the City of Columbus the First Amendment to the Annexation Agreement with Plain Township and the Village of New Albany, in the form on file with the City Clerk or in a form substantially consistent with that form and not adverse to the interests of the City, for the purpose of clarifying City authority and responsibilities with respect to conforming boundaries within City Growth Zone West.

Section 2. 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 of by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 0855-2009

Drafting Date: 06/09/2009

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Finance and Management Director to modify a contract on behalf of the Facilities Management Division with Mid Ohio Air Conditioning for the renovation of the existing air handler and condensing unit at the Refuse Collection Division Administrative Building, 2100 Alum Creek Drive. The air conditioning unit that cools the offices has failed. The unit is approximately twenty years old, which is the average life cycle of these units. The air handler is also twenty years old and is in poor condition. Replacing both pieces of equipment will save on service calls. The new equipment life expectancy is 15-20 years.

The contract was formally bid (SA003169) for emergency service and repair of various building heating, ventilating, and air conditioning systems under the purview of the Facilities Management Division. The term of the contract is April 1, 2009 through March 31, 2010 with four renewal options. This ordinance modifies this contract in order to expedite the replacement of these units, otherwise with hot summer days ahead the work conditions inside this facility will likely become unbearable. The modification is necessitated because the original contract was established in the General Fund. This particular project is more suitably funded by the General Permanent Improvement Fund, thereby saving scarce General Fund dollars for future unexpected HVAC breakdowns.

This ordinance also authorizes the transfer of funds and an appropriation of funds in the General Permanent Improvement Fund.

Emergency action is requested so that the necessary HVAC renovations can occur as quickly as possible, thereby providing cooling to users of the facility during the hottest period of the year.

Fiscal Impact: The cost of this ordinance is \$12,970.00. Funding will come from the General Permanent Improvement Fund, Refuse Collection Facilities Improvements Project.

Mid Ohio Air Conditioning Contract Compliance #31-0732219 expiration date May 15, 2010.

TitleTo appropriate and transfer \$12,970.00 in the General Permanent Improvement Fund; to authorize the Finance and Management Director to modify a contract with Mid Ohio Air Conditioning for the replacement of the existing air handler and condensing unit at the Division of Refuse Collection's Administrative Building, 2100 Alum Creek Drive; to authorize the expenditure of \$12,970.00 from the General Permanent Improvement Fund; and to declare an emergency.

(\$12,970.00)

BodyWHEREAS, it is necessary to accomplish the replacement of the existing air handler and condensing unit at the Division of Refuse Collection's Administrative Building, 2100 Alum Creek Drive; and

WHEREAS, the Facilities Management Division has a contract for emergency service and repair of various building heating, ventilating and air conditioning systems; and

WHEREAS, Bid SA003169 was awarded to Mid Ohio Air Conditioning in 2009; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Facilities Management Division, in that it is immediately necessary to modify the contract for the renovation of the existing air handler and condensing unit at the Refuse Collection Division Administrative Building, 2100 Alum Creek Drive to provide cooling to users of the facility thereby preserving the public health, property, safety, and welfare; now, therefore:

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

SECTION 1. That from the unappropriated monies in the General Permanent Improvement Fund (Fund 748), and from the monies estimated to come into said fund from any and all sources unappropriated for any other purpose during the fiscal year ending December 31, 2009, the sum of \$12,970.00 be and hereby is appropriated to the Refuse Collection Scrap Metal Project, Dept/Div. No. 59-02, Object Level One Code 06, Object Level Three Code 6620, OCA Code 642645, and Project 520765.

SECTION 2. That the City Auditor is hereby authorized and directed to transfer funds as follows:

FROM:

Dept/Div: 59-02 | Fund 748 | Project Number: 520765 | Project Name - Refuse Collection Scrap Metal | OCA Code 642645 | Amount: \$12,970.00

TO:

Dept/Div: 59-02 | Fund 748 | Project Number: 590086 | Project Name - Refuse Collection Facilities Improvements | OCA Code 642645 | Amount: \$12,970.00

SECTION 3. That the Finance and Management Director is hereby authorized to modify a contract with Mid Ohio Air Conditioning for the replacement of the existing air handler and condensing unit at the Refuse Collection Division Administrative Building, 2100 Alum Creek Drive.

SECTION 4. That the expenditure of \$12,970.00 or so much thereof as may be necessary in regard to the action in SECTION 3, be and is hereby authorized and approved as follows:

Division: 59-02
Fund: 748
Project: 590086
OCA: 642645
Object Level 1: 06
Object Level 3: 6620
Amount: \$12,970.00

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

SECTION 6. That for the reasons state 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/VSFB.asp>

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporation, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts EXCEPT PROFESSIONAL SERVICE CONTRACTS: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSALS CALL THE LISTED DIVISION

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

BID OPENING DATE - June 24, 2009 3:00 pm

SA003287 - MT VERNON AVE WATER MAIN IMP

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus Department of Public Utilities, Division of Power and Water is receiving proposals for the Mount Vernon Avenue Water Main Improvement. The work for which proposals are invited consists of the installation of water lines and appurtenances, and other such work as may be necessary to complete the contract in accordance with the plans (C-1139) and specifications. All water main, services and appurtenance work shall be completed within 120 days from the date of the Notice to Proceed. All remaining work shall be completed within 180 days from the 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 through the office of Stantec Consulting Services, Inc. 1500 Lakeshore Drive, Suite 100, Columbus, Ohio 43204 after June 6, 2009. The Bid Date for the project is June 24, 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: June 04, 2009

SA003288 - HAP CREMEAN WATER PLANT SLUDGE LINE

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: Sealed proposals will be received by the Director of Public Utilities of the City of Columbus at the office of the Director of Public Utilities, 910 Dublin Road, Room 4002, Columbus, Ohio 43215 until 3:00 p.m., Local Time on June 24, 2009 and publicly opened and read at the hour and place for construction of the HAP CREMEAN WATER PLANT SLUDGE LINE REPLACEMENT - PART 1, CONTRACT NO. 1149, PROJECT NO. 690510.

The work for which proposals are invited consists of furnishing of all materials, equipment, and labor necessary for the installation and reconnection of approximately 700 feet of 12-inch ductile iron force main by open cut and bore and jack methods, and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Such other work includes, but is not limited to, abandonment of the existing force main within the project limits, disposal of lime sludge within the force main, maintenance of traffic, and restoration of disturbed roadway surfaces and traffic control devices, and such other work as may be necessary to complete the contract in accordance with the plans and specifications. All work shall be completed within 60 days from date of the Notice to Proceed. Copies of the Bid Submittal Documents will be on file and available to be purchased by prospective bidders on or after June 8, 2009 at Key Blueprint, 195 East Livingston Ave, Columbus, Ohio 43215 at 614-228-3285 or via Plan Well at www.keycompanies.com upon payment of \$20.00 per set. Payment shall be made payable to Key Companies. No refunds will be made.

CLASSIFICATION: There is no Pre-Bid Conference for this bid. Prevailing wage rates apply. A 10% (ten percent) proposal bond and a 100% (One hundred percent) performance bond are required for this bid. Bid documents will be available beginning Monday June 8, 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. From the solicitation listing, click on the box marked "continue" and open the Bidder's Guide for this additional information.

ORIGINAL PUBLISHING DATE: June 04, 2009

SA003290 - CIP 650404.39 Riversouth Phase II Storm

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, First Floor Auditorium, until 3:00 pm, Local Time, on June 24, 2009 and publicly opened and read at that hour and place for the following project:

RIVERSOUTH PHASE II RICH STREET SANITARY REDIRECT SEWER AND FRONT STREET,
MAIN STREET & LUDLOW STREET SANITARY SEWER IMPROVEMENTS AND RIVERSOUTH
PHASE II STORM SEWER
CAPITAL IMPROVEMENT PROJECT 650404.39

The City of Columbus contact person for this contract is Robert Herr, P.E., of the Division of Sewerage and Drainage, (614) 645-0483. The work for which proposals are invited consists of the construction of approximately 1,975 feet of 12-inch to 48-inch diameter storm sewer in Front, Rich & Main Streets; 175 feet of 8-inch diameter & 65 feet of 18-inch diameter sanitary sewer in Rich Street; rehabilitation of approximately 2081 feet of 10-inch diameter to 27-inch diameter sewer in Front, Ludlow & Main Streets utilizing the Cured-in-Place-Pipe (CIPP) process; rehabilitation of approximately 8 brick manholes; cleaning of the sewers, pre and post videos, confirmation of the status of service laterals and their reinstatement, bypass pumping, maintenance of traffic, and other such work as may be necessary to complete the contract in accordance with the plans (CC-15505, CC-15531 & E-2712) and specifications. Copies of the Contract Documents, bid book, plans & specs are on file at the Division of Sewerage and Drainage, Sewer Systems Engineering Section, 1021A, 1250 Fairwood Avenue, Columbus, Ohio 43206. Soils information is available for reference. Sewer CCTV DVD's are available to licensed sewer lining contractors only. Bid packets will be available beginning June 3, 2009. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted IN ITS ENTIRETY in a sealed envelope marked:

RIVERSOUTH PHASE II RICH STREET SANITARY REDIRECT SEWER AND FRONT STREET,
MAIN STREET & LUDLOW STREET SANITARY SEWER IMPROVEMENTS AND RIVERSOUTH
PHASE II STORM SEWER
CAPITAL IMPROVEMENT PROJECT 650404.39
ORIGINAL PUBLISHING DATE: June 05, 2009

BID OPENING DATE - June 25, 2009 11:00 am

SA003276 - ABB Low Voltage Drives

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to solicit formal bids to purchase ABB low voltage drives ACS800 Series for use by the Jackson Pike Wastewater Treatment Plant. These drives will be used for the centrifuges at the wastewater treatment plant

1.2 Classification: This bid proposal and the resulting contract will provide for the purchase 1 each 100 HP drive, 1 each 30 HP drive and 2 each 500 HP drive and start-up assistance by qualified manufacturers representative. All installation requirements will be done by the City of Columbus, Jackson Pike Wastewater Treatment Plant personnel.

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: June 03, 2009

SA003295 - R&P Des/Build Carriage Place Playground

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

REQUEST FOR PROPOSAL

Columbus Recreation and Parks Department

Proposals will be received at the Columbus Recreation and Parks Department administrative offices, 1111 East Broad Street, Suite 101, Columbus, OH 43205, until 4:00 P.M., Thursday, June 25th, 2009 for:

DESIGN / BUILD PROFESSIONAL SERVICES AT CARRIAGE PLACE PARK PLAYGROUND

Five (5) copies of each proposal are required for submittal.

Project to require consultant/contractor to provide design/build services.

Overall project budget: \$130,000.00. The work includes design and all construction costs for playground plan and construction drawing, demolition of existing play structure, excavation of new structure, and installation of rubberized safety surfacing, asphalt and base materials. The installation of the equipment will be a community build.

The format for criteria for any contract awarded under this section of these services will be per Section 329.11 of the Columbus City Code. Evaluation criteria shall include, but need not be limited to, the following: (1) the competence of the offeror to perform the required service as indicated by the technical training, education and experience of the offeror's personnel who would be assigned to perform the work; (2) the quality and feasibility of the offeror's technical proposal; (3) the ability of the offeror to perform the required service competently and expeditiously as indicated by the offeror's workload and the availability of necessary personnel, equipment and facilities; and (4) past performance of the offeror as reflected by the evaluations of the City agency, other City agencies and other previous clients of the offeror with respect to such factors as quality of work, success in controlling costs, and success in meeting deadlines.

Interested consultants/contractors must submit to the Columbus Recreation and Parks Department the following information:

1. Company name, address, telephone number and contact person.
2. Year established.
3. Company name, address, telephone number and contact person for all subcontractors and vendors.
4. Types of services for which it is qualified.
5. Names of professionals in the company with professional certification - NPSI Certification.
6. Names and experience of key personnel who would be assigned to this project.
7. Outside consultants/contractors who will be used on this project.
8. List of anticipated MBE/FBE participation in the project.
9. List of completed projects of similar nature with contact number, contact name and photos for each.
9. Only firms with substantial park playground renovation project experience will be accepted.
10. Contract compliance numbers for all subcontractors anticipated to participate in this project.
11. Play equipment / playground layout minimum standards:
 - " ISO 9001 certification
 - " IPEMA certification for play equipment
 - " Conforms to ASTM standards for safety surfacing
 - " Conforms to CPSC guidelines
 - " Conforms to ADA requirements

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

- " Conforms to ASTM standards
- " Prefer TUD SUD Certification
- " Sustainability standards for business practice
- " Product consisting of minimum% recycled material content

12. City of Columbus Contract Compliance Certification Number.

Proposal Information Packet for this project is available from 8 A.M. to 5 P.M., Monday through Friday, beginning Friday, June 15, 2009, at the administrative offices,

1111 East Broad Street Suite 101, Columbus, Ohio 43205. E-mail requests to kaspatz@columbus.gov

All questions regarding the submittal to be directed to Kathy Spatz, Recreation and Parks Department, 614-645-8839. E-mail: kaspatz@columbus.gov .

All consultants will be subject to the provisions of the City of Columbus, Contract Compliance Program regarding equal employment opportunity.

Clay Royder, President Alan D. McKnight, Director
Recreation and Parks Commission Recreation and Parks Department
ORIGINAL PUBLISHING DATE: June 13, 2009

BID OPENING DATE - July 1, 2009 12:00 pm

SA003301 - Health education and Promotion

1.1 Scope: It is the intent of the City of Columbus, Columbus Public Health Department Caring For 2 Project to obtain formal bids to establish a contract for the local health system action plan and health education and promotion services.

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: June 18, 2009

BID OPENING DATE - July 2, 2009 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003268 - Seepex Pump Parts UTC

1.1 Scope: It is the intent of the City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage to solicit bids to establish a Universal Term Contract for the purchase of Seepex Progressive Cavity Pump Parts. The pumps are used at the two (2) wastewater treatment plants to convey secondary settled raw sludge from gravity thickening facilities to the sludge control buildings for dewatering. The bidder shall submit firm fixed prices for the items listed on the proposal pages. The proposed contract will be in effect for two (2) years from the date of execution by the City of Columbus to and including December 31, 2011. The City estimates spending \$30,000.00 annually for this contract

1.2 Classification: This bid proposal and the resulting Universal Term Contract will provide for the purchase and delivery of Seepex Progressive Cavity Pump Parts. The City of Columbus will provide all installation requirements. All orders will be placed on as needed basis.

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: June 04, 2009

SA003291 - HR Employee Benefit Programs Consultant

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: The City of Columbus is soliciting proposals for an employee benefits consultant to (A) assist with general consulting needs for its active-at-work employee benefits programs which includes a self-funded medical PPO, dental, prescription drug PPO, short-term disability, and vision program; (B) assistance with cost analysis of the benefit programs and workers' compensation programs and actuarial services; (C) assistance with labor negotiations; (D) other miscellaneous health care matters; and (E) assistance with its health plan Request for Proposal (RFP).

1.1.2. Currently, the City of Columbus offers a self-funded medical PPO, dental, prescription drug PPO, short-term disability, and vision program for approximately 7,784 full-time employees. During the current contract period, United HealthCare of Ohio, Delta Dental, The Hartford, and Vision Service Plan administer these respective programs on the City's behalf. COBRA is also managed by United HealthCare of Ohio. A fully insured life insurance program is currently available through Standard Life Insurance Company to all full-time employees. These programs are collectively bargained and are for non-work related medical claims. The City of Columbus is state funded through the Bureau of Workers' Compensation and currently participates in the Retrospective Rating Program.

1.1.2.1. The workforce is comprised of members of the following employee unions:
Fraternal Organization of Police (FOP),
International Association of Firefighters (IAFF),
Columbus Municipal Association of Government Employees (CMAGE/CWA),
FOP/Ohio Labor Council (OLC),
American Federation of State, county, and Municipal Employees (AFSCME), and
Management Compensation Plan (MCP)

1.1.3. The proposal shall require general employee benefit program services to be performed on an as needed basis. In 2010, the City shall begin the process of developing specifications and soliciting for Request for Proposals for the City's dental, short-term disability, vision, life and COBRA administration and shall require the offeror to provide professional services. In 2011, the City shall begin the process of developing specifications and soliciting for Request for Proposals for the City's medical and prescription drug plan administration.

1.1.4. The contract term is for three years, renewable annually, subject to the mutual consent of both parties and upon the approval of appropriations. The initial contract term shall be from February 1, 2010 - January 31, 2013.

1.2. Classification.

1.2.1. The following services are required:

- (A) General Consulting Active-at-Work Employee Benefits Programs.
- (B) Assistance with Cost Analysis of the Benefit Programs; /Workers' Compensation programs and actuarial services;
- (C) Assistance with Labor Negotiations;
- (D) and other miscellaneous health care

1.2.1.1 Conduct evaluations and assistance on miscellaneous health care matters as it arise in the City's health care program.

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

- 1.2.1.2. Research and recommend alternate benefit plan designs in addition to the City's current plan.
- 1.2.1.3. Provide overview and presentation to Labor/Management Committee as required.
- 1.2.1.4. Provide assistance as necessary in legislation passage and plan administrator contract negotiation and execution.
- 1.2.1.5. Research the city's health care benefits plan and make recommendations for enhancements or alternate plans,
- 1.2.1.6. Make recommendations and presentations to city labor/management committees,
- 1.2.1.7. Provide assistance with legislation preparation and approval,
- 1.2.1.8. Assist with plan(s) administration and execution,
- 1.2.1.9. Assist the city with cost analysis of benefit programs, etc. for use during labor negotiations
- 1.2.1.10. Conduct actuarial services,
- 1.2.1.11. Assist with the city's trust fund reserve calculations, funding, and IBNR evaluations,
- 1.2.1.12. To provide an actuarial analysis that shall result in estimates of the liability for additional retrospective workers compensation premiums at each desired valuation date, typically the accounting year end. This is the resulting liability associated with the workers compensation retrospective plan in addition to any minimum premiums or payments made to BWC. The analysis shall take into account the selected parameters associated with the City's retrospective premium plan. The estimates shall be calculated on both a nominal and discounted basis using various interest rate scenarios
- 1.2.2. (E) Assistance with Health Plan Request for Proposal (RFP); The offeror shall assist with the development , evaluation and related services of the RFP. The offeror shall assist the City with the selection process for service providers. The Requests for Proposals shall be conducted in accordance with City of Columbus Purchasing and Procurement Code Provisions, Chapter 329. The offeror must be qualified and competent to analyze the City's utilization and compare RFP responses, and evaluating the following information:
 - 1.2.2.1 Provider network size and geographic distribution,
 - 1.2.2.2. Physician specialties,
 - 1.2.2.3. Quality credentialing,
 - 1.2.2.4. Discount arrangements,
 - 1.2.2.5 Overall proposed program administration and process,
 - 1.2.2.6 Resources that would be required of the City of Columbus,
 - 1.2.2.7 Net administrative cost evaluating all discount aspects,
 - 1.2.2.8. Physician reimbursement methodologies and its net effect to the City,
 - 1.2.2.9. Employee participation requirements,
 - 1.2.2.10 Implementation plan and timeframe,
 - 1.2.2.11 Providers ability to deliver what is promised during negotiations
 - 1.2.2.12 Company financial stability,

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

- 1.2.2.13 Expertise in managed health care and wellness components,
- 1.2.2.14. Experience with large public employers,
- 1.2.2.15. Available resources, and
- 1.2.2.16. Ability to duplicate the city's existing benefits.

1.3. Upon requested, the contractor shall assist with:

- 1.3.1. Communication with labor/management committee personnel may be required throughout the process,
- 1.3.2. A pre-bid conference,
- 1.3.3. Review and update specifications for medical PPO, dental, drug PPO, life short-term disability, vision, and COBRA RFP's,
- 1.3.4. Prepare a final report with analysis and basis for vendor selection for contract awards using pre-determined evaluation criteria,
- 1.3.5. Assist with plan administrator contract negotiations and execution and legislation approval,
- 1.3.6. Provide overview of RFP findings and make a presentation to Labor/Management Committee as required.

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: June 06, 2009

SA003292 - HR Health Plan Administrator Audit

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1. Scope: The City of Columbus is soliciting a proposal for an audit of the claim administrative service for its health plan administrators of its medical and dental plans to evaluate the accuracy of claims payments, compliance with contractual performance standards and the operational processes currently in place. The purpose of the audit is to review a random sample of claims and the accompanying control procedures.

The City of Columbus is a self-insured program using a Third Party Administrator for claims adjudication. In 2008, the City paid \$62.4 million in medical claims and \$6 million in dental claims not including administration fees. The City medical plan covers an estimated 22,000 lives.

1.1.2. Currently, the City of Columbus offers a self-funded medical PPO, dental, and prescription drug PPO for approximately 7,784 full-time employees. During the current contract period, United HealthCare of Ohio, Aetna, and Delta Dental administered these programs respective on the City's behalf. These programs are collectively bargained and for non-work related medical claims.

1.1.2.1. The workforce is comprised of members of the following employee unions:

Fraternal Organization of Police (FOP),

International Association of Firefighters (IAFF),

Columbus Municipal Association of Government Employees (CMAGE/CWA),

FOP/Ohio Labor Council (OLC),

American Federation of State, county, and Municipal Employees (AFSCME), and

Management Compensation Plan (MCP)

1.2. Classification.

1.2.1. The following services are required:

1.2.1.1. The time period for review will cover October 1, 2006 through September 30, 2009. A statistically valid sampling shall include the use of a computerized audit tool to ensure objectivity in selecting a random sample. In addition, a small sample of inpatient claims approximately 150 shall be added to the random attribute sample to ensure a fair test of all aspects of claim administration performance. Distribution across all bargaining groups, as well as claim dollars in the overall sample is preferable.

1.2.1.2. A random sample for review of the financial stratification shall be selected by dividing the population into a series of financial strata and the overall sample mirrors the distribution of claim dollars in the population. Depending on the degree of confidence required, the sample size might range from 200 to 800 claims at the 95th percentile level with a + or - 5% confidence level on the random sample.

1.2.1.3. An attribute sampling, randomly selected from the entire population without regard to dollar size, claim type, etc. to determine the overall level of claim processing accuracy. Examples of judgment attributes would include but not be limited to: COB, provider type, plan or negotiated design provision.

1.2.1.4. The review shall identify:

1.2.1.4.1. Potential duplicate and erroneous claims payments or charges to utilization.

1.2.1.4.2. Potential benefit payment errors.

1.2.1.4.3. Identify any claims for which other group health coverage or workers' compensation was primarily responsible for payment.

1.2.1.4.4. Identify any payments for potentially ineligible patients.

1.2.1.4.5. Perform a comprehensive electronic cash flow balancing to ensure that no over-funding has occurred.

1.2.1.4.6. Perform a comprehensive on-site carrier review to identify any administrative deficiencies

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BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

supporting the electronic and analytical findings.

1.2.1.4.7. Identify any other areas of concern.

1.2.1.5. Evaluate the administrative practices, procedures, and staffing levels listed below with suggested topics to include:

1.2.1.5.1. Eligibility, including that interface with another vendor (prescription drug)

1.2.1.5.2. Claim payment system capabilities

1.2.1.5.3. Customer Service

1.2.1.5.4. Performance monitoring and reporting

1.2.1.6. Each selected claim shall be tested to confirm:

1.2.1.6.1. Proper and consistent interpretation of the plan design

1.2.1.6.2. Application of discount provisions

1.2.1.6.3. Application of internal review procedures

1.2.1.6.4. Applications of edits to prohibit payment of ineligible services, duplicate payments, and payments to ineligible claimants

1.2.1.6.5. Proper coding of information

1.2.1.6.6. Presence of any gaps or bottlenecks in the claim processing system

1.2.1.6.7. Reasonableness of payment turnaround time

1.2.1.6.8. Accuracy of payment

1.2.1.6.9. Paper payee

1.2.1.7. A final report shall be submitted summarizing the findings related to:

1.2.1.7.1. Discuss in detail the results of the claims audit, including: Statistical errors; payment errors (frequency/financial impact); and timeliness of payments.

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: June 06, 2009

BID OPENING DATE - July 7, 2009 11:00 am

SA003277 - POLICE INTELLIGENCE CASE MANAGMENT SYST.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope:

The Columbus Division of Police is seeking bids through this Request for Proposal (RFP) to acquire and implement an Intelligence/Case Management System with the latest technology available. The preferable system will be compatible and be able to fully interface with the Division of Police utilizing Microsoft SQL Server.

The Division of Police is a service to the public and operates 24 hours/7 days a week for both sworn and civilian staff. It is vital that systems for public safety and officer safety such as an Intelligence/Case Management Identification System be available to investigative personnel during all hours of operation. Support staff maintains and updates the information. Sworn staff must have access to the data from all environments including, but not limited to remote sites, as well as the Central Headquarters.

The start date of the contract will be based on the date on the executed contract page for a term of three (3) years. This contract may be renewed for maintenance and software support on its anniversary date for two (2) additional one-year renewals beyond the initial term contingent upon mutual agreement of both parties.

1.2 Classification:

Submit one (1) original unbound and five (5) copies. So that the evaluation is fair for all proposals, we need a uniform proposal format. Bidders are advised that City of Columbus Division of Police desires that proposals prepared in response to this RFP be submitted on recycled paper, and that all copies be printed on both sides of paper. While the appearance of proposals is important, and professionalism in proposal presentation should not be neglected, the use of non-recyclable or non-recycled glossy materials is discouraged. In addition, it is requested that proposals be in flat bound form to facilitate filing. Please do not submit proposals in loose-leaf binders

Bidders must describe their organizational size and structure, and state to what extent they are based locally, regionally, nationally, or internationally as well as their relationship to any parent firms, sister firms or subsidiaries.

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 20, 2009

BID OPENING DATE - July 8, 2009 3:00 pm

SA003299 - Doherty Rd Water Line Improvements

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus Department of Public Utilities, Division of Power and Water is receiving proposals for the Doherty Road Water Line Improvements. The work for which proposals are invited consists of the installation of water lines and appurtenances, and other such work as may be necessary to complete the contract in accordance with the plans (C-996) and specifications. All work shall be completed within 180 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 June 20, 2009. The Bid Date for the project is July 8, 2009 3:00 PM (EST).

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: June 17, 2009

BID OPENING DATE - July 9, 2009 11:00 am

SA003293 - SEWERS-US FILTER/ENVIREX PARTS UTC

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to enter into a contract for the purchase of original equipment manufacturer (OEM) US Filter/Envirex parts. The parts are used by the division's two (2) wastewater treatment plants for repair, rehabilitation and maintenance on various US Filter/Envirex systems and equipment. The City of Columbus estimates spending \$250,000.00 annually on this contract. Bidders must submit price lists with any applicable price discount on all replacement parts for the equipment listed within the specifications. The contract will be in effect for a period of two (2) years from the date of execution by the City, to and including December 31, 2011.

1.2 Classification: Examples of the equipment that parts will be needed are: pressure relief valves, traps, heat exchangers, C&S primary and secondary tanks, multi port sliding valves and skimming concentrators. All parts offered must be OEM components or meet the OEM specification. The City will not consider any item(s) which do not meet the OEM specifications and/or requires the Division of Sewerage and Drainage to make any alterations to existing equipment or processes.

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: June 09, 2009

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003300 - POWER & WATER/DUMP BODY WITH ATTACHMENTS

1.1 Scope: It is the intent of the City of Columbus, Division of Power and Water, to establish a contract for the purchase of one (1) Eleven Foot Dump Body, one (1) Salt Spreader, and one (1) Snow Plow to be mounted and installed by the supplier on a 2009 Ford F-450 HD, 16,000 pound GVWR Cab and Chassis w/165" WB-84" CA supplied by the City of Columbus.

1.2 Classification: The contract resulting from this bid proposal will provide for the option of purchase and delivery of one (1) new and unused Eleven Foot Dump Body, one (1) Salt Spreader, and one (1) Snow Plow to be installed by supplier on a 2009 Ford F-450 HD, 16,000 pound GVWR Cab and Chassis w/165" WB-84" CA supplied by the City of Columbus.

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: June 17, 2009

BID OPENING DATE - July 14, 2009 11:00 am

SA003281 - POLICE PRISONER MEDICAL CLAIMS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope:

The City of Columbus, Division of Police (referenced as City) intends to contract with a managed health care organization (referenced as Contractor) who shall provide medical invoice management services for the City's prisoner medical claims to improve the administration and containment costs.

Acting as the secondary payer, the City is legally responsible for the settlement and payment of fees for medical services rendered to individuals in police custody at the time of service. The City utilizes various area hospitals (including but not limited to Mt. Carmel, Riverside, Grant and Ohio State) and medical providers to ensure the timely and quality care for those individuals in police custody. During 2008, the City received 2,182 prisoner medical claims, processed 836 and determined that 1,346 were duplicate billed accounts. Of those processed, 719 claims were paid totaling \$334,172. The remaining 117 claims were denied.

Term: This proposed contract shall be in effect from the date of execution, by all parties, for one year, thereafter the contract may be renewed for two additional one-year terms. Consequently, the term of the contract is potentially three years.

Annual Extension: Subject to mutual agreement, the period covered by the ensuing contract, under the same terms and conditions stated herein can be extended for two one-year periods.

1.2 Classification:

The Contractor will submit detailed service and cost proposals and services being provided marked "original" and five (5) copies each marked as "copy". The five (5) copies shall be bound with tabbed sections. The original with tabs shall be submitted unbound.

Key RFP Dates

RFP available to bidders No later than Thursday, May 21, 2009.

Pre-Bid Conference Wednesday, June 3, 2009 @ 9:00 A.M., Room 116, Police Headquarters, 120 Marconi Blvd., Columbus, Ohio 43215

Email available for questions Until Wednesday, June 17, 2009 @ 4:00 P.M. (EST).
dalexander@columbuspolice.org. No questions will be answered after this date.

Answers to email questions posted as addendum on website Wednesday June 24, 2009 @ 4:00 P.M. (EST)

Proposals due/Public Opening Tuesday, July 14, 2009 @ 11:00 A.M. (EST).

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 22, 2009

BID OPENING DATE - July 16, 2009 11:00 am

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003296 - Flow Monitoring Parts & Services UTC

1.1 Scope: : It is the intent of the City of Columbus, Division of Sewerage and Drainage, Sewer Design Section to solicit bids for the purchase of replacement parts and services for OEM ADS Environmental Flow Monitoring Equipment on an as needed basis. The City requires parts and services for Series 3500, 4000, and Flowshark meters. This equipment is used to monitor the flow of storm water throughout the City's sewage system. The City estimates spending \$150,000 - \$200,000 annually from this contract. The proposed contract will be in effect from the date of execution by the City of Columbus to an including December 31, 2011.

1.2 Classification: The Division of Sewerage and Drainage owns approximately 250 ADS flow meters and Rain Gauges. The bid and resulting contract will provide for the purchase of OEM ADS Environmental Flow Monitoring parts and services. Suppliers must be an authorize service and parts provider for ADS Environmental. The City of Columbus reserves the right to verify that all and any company is authorized to provide parts and services.

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: June 16, 2009

SA003298 - Sewers - ADSCO Expansion Joints

1.1 Scope: It is the intent of the City of Columbus, Division of Sewerage and Drainage to solicit formal bids to purchase AdSCO Expansion Joints for use by the Southerly Wastewater Treatment Plant. These parts will be used for the steam system within the wastewater treatment plant.

1.2 Classification: This bid proposal and the resulting contract will provide for the purchase of 4" and 12" AdSCO Expansion Joints. All installation requirements will be done by the City of Columbus Southerly Wastewater Treatment Plant personnel.

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: June 17, 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: 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: PN0113-2009

Drafting Date: 05/05/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title 2010 Tax Budget Notice of Public Hearing Notice/Advertisement Title: City of Columbus Tax Budget

Contact Name: Robert McDaniel

Contact Telephone Number: 614-645-8247

Contact Email Address: BLMcDaniel@columbus.gov

BodyNotice is hereby given that the City Council of Columbus, Ohio will hold a public hearing on July 6, 2009 at 5:00 p.m. on the tax budget prepared for the City of Columbus, Franklin County, Ohio in its tentative form for the next succeeding fiscal year, ending December 31, 2010. Said budget is now on file in the Office of the City Auditor and is available for public inspection. The hearing will take place in the City Council Chamber, City Hall Building on the above-mentioned date and hour.

Legislation Number: PN0137-2009

Drafting Date: 06/04/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

By-Laws of the Far South Columbus Area Commission
JoAnne St. Clair
645-5220
jastclair@columbus.gov

Body

Please see the attached By-Laws of the Far South Columbus Area Commission.

Legislation Number: PN0139-2009

Drafting Date: 06/05/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Southwest Area Commission Bylaws - Revised
David Hooie
645-7343
dehooie@columbus.gov

Body

Please see attached Southwest Area Commission Bylaws- Revised

Legislation Number: PN0140-2009

Drafting Date: 06/08/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Health, Housing and Human Services Committee & Workforce Development Committee Meeting

Contact Name: James Ragland

Contact Telephone Number: (614) 645-8580

Contact Email Address: jragland@columbus.gov

Body

Councilmember Tavares' Health, Housing and Human Services Committee / Workforce Development Committee meeting schedule is listed below. Unless otherwise noted, meeting time and location is 5:30 p.m. in the Columbus City Council Chambers. A picture ID is needed to enter City Hall.

Meeting Chair: Councilmember Charleta B. Tavares

Agendas will be posted on the Columbus City Council Website (www.columbuscitycouncil.org) as soon as they are available.

2009

Wednesday, January 21, 2009

Wednesday, February 4, 2009

Wednesday, February 18, 2009

Wednesday, March 4, 2009

Wednesday, March 25, 2009

Wednesday, April 8, 2009
Wednesday, April 22, 2009
Wednesday, May 6, 2009
Wednesday, May 20, 2009
Wednesday, June 3, 2009
Wednesday, July 1, 2009
Wednesday, July 15, 2009
August Recess
Wednesday, September 2, 2009
Wednesday, September 16, 2009
Wednesday, October 7, 2009
Wednesday, October 21, 2009
Wednesday, November 4, 2009
Wednesday, November 18, 2009
Wednesday, December 2, 2009
Wednesday, December 16, 2009

Meeting dates and times subject to change

Legislation Number: PN0145-2009

Drafting Date: 06/11/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 06/22/2009

Contact Name: Shezronne Zaccardi

Contact Telephone Number: 614-645-1695

Contact Email Address: sezaccardi@columbus.gov

Body

REGULAR MEETING NO. 32

CITY COUNCIL (ZONING)

JUNE 22, 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 MENTEL

0662-2009

To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.27, Rear yard; 3342.28, Minimum number of parking spaces required; and 3342.29, Minimum number of loading spaces required, of the Columbus City Codes, for the property located at 657 SOUTH OHIO AVENUE (43205), to permit a youth and family services center with reduced development standards in the R-3, Residential District (Council Variance # CV08-041).

0713-2009

To rezone 2655 OAKSTONE DRIVE (43231), being 6.29± acres located at the southwest corner of Oakstone Drive and Newtown Drive, From: L-C-2, Limited Commercial District, To: L-C-2, Limited Commercial District. (Rezoning # Z08-069)

0817-2009

To grant a Variance from the provisions of Sections 3332.037, R-2F, Residential District; 3332.18 (D), Basis of computing area; 3332.21, Building lines; 3332.25, Maximum side yards required; 3332.26, Minimum side yard permitted; 3332.27, Rear yard; 3342.06, Aisle; 3342.08, Driveway; 3342.09, Dumpster area; 3342.19, Parking space; and 3342.28, Minimum number of parking spaces required, of the Columbus City Codes for the property located at 374 EAST TOMPKINS STREET (43202), to conform an existing eight-unit apartment building with reduced development standards in the R-2F, Residential District (Council Variance #CV09-007).

1310-2008

To rezone 5157 NEW ALBANY ROAD (43054), being 0.31± acres located at the northwest corner of New Albany and Fodor Road, From: L-C-4, Limited Commercial District, To: CPD, Commercial Planned Development District. (Rezoning # Z07-031)

Legislation Number: PN0146-2009

Drafting Date: 06/17/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Public Utilities Notice: Department of Public Utilities - Industrial Wastewater Discharge Permits

Contact Name: Jeffrey L. Bertacchi

Contact Telephone Number: (614) 645-5876

Contact Email Address: jlb@columbus.gov

Body

The Administrator of the Division of Sewerage and Drainage announces intent to issue an Industrial Wastewater Discharge Permit to the following company on or about Monday, July 13, 2009: Doctors Hospital (West), 5100 West Broad Street, Columbus, Ohio 43228; Diamond Innovations, Inc., 6325 Huntley Road, Worthington, Ohio 43085.

The Draft Permit will be available for review, Monday through Friday, between the hours of 7:30 A.M. and 4:30 P.M., June 22, 2009 through July 10, 2009 at the City of Columbus Industrial Wastewater Pretreatment Office, 1250 Fairwood Avenue, Suite 186, Columbus, Ohio 43206. Written comments will be accepted during this period at the above address or by FAX at (614) 645-0227. This Notice is made according to Columbus City Code Chapter 1145.44(B).

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

Southwest Area Commission Bylaws
Revised

These Bylaws establish the procedure under which the Southwest Area Commission shall execute those duties and functions set forth in and with authority granted under Chapters 3109 and 3111 of the Columbus City Codes (herein abbreviated as C.C.).

Article I. Name

The name of this organization shall be the Southwest Area Commission, herein referred to as the "Commission".

Article II. Area

The boundaries of the Commission are: to the north, Mound Street, Mt. Calvary and Greenlawn Avenues, to the east by the Scioto River, to the south by Interstate 270 and to the west by CSX Railroad tracks, or as detailed in C.C. 3111. The Commission serves the incorporated areas of the City of Columbus, and strives to maintain an effective working relationship with the jurisdictions that fall within the Commission's boundaries which include: Franklin County, Franklin Township, Urbancrest and Jackson Township.

Article III. Purpose

1. The purpose of this Commission shall be to afford additional voluntary citizen participation in decision making in an advisory capacity to the City Administration and City Council and to facilitate communication, understanding, and cooperation between neighborhood groups, city officials, and developers. The Commission shall:

A. In the interests of local planning for local needs, identify and study problems and requirements of the Commission Area in order to:

1. Create plans and policies, which will serve as guidelines for future development of the Area:
2. Bring the problems and needs of the Area to the attention of appropriate government agencies or residents; and
3. Recommend solutions or legislation.

B. Air and promote communication within the Commission Area and between it and the rest of the City by means of:

1. Regular and special meetings of the Commission which are open to the public;
2. Public hearings on problems, issues or proposals affecting the area;
3. Public forums and surveys to provide an opportunity for Area residents, businesses and organizations to state their problems and concerns.
4. Soliciting active cooperation of all segments of the Area and City, including organizations, institutions, and government.
5. Initiating proposals and supporting those introduced by individual citizens or area organizations, which will enhance the quality of life enjoyed by area residents and preserve the unique residential and commercial mix of the Area; and

6. Promoting and encouraging businesses whose functions, methods of operation, architectural appearance, and locations are consistent with the character and requirement of the Area.

C. Initiate, review, and recommend criteria and programs for the preservation, development and enhancement of the Commission Area, including, but not limited to, parks, recreation areas, sidewalks, street, and traffic, by means of:

1. Reviewing the proposed Capital Improvements Budget and proposing new items and changes relating to the Area;
2. Making recommendations for restoration and preservation of the historical elements within the Area; and
3. Receiving and reviewing for recommendation, prior to the adoption by governmental bodies, any new or revised comprehensive plan affecting the Area.

D. Recommend priorities for and review government services and operation of the various government departments in the Commission Area by means of:

1. Requesting and receiving from departments or agencies periodic reports concerning governmental services or practices in the Area;
2. Meeting with administrative heads of any department or agency, or any of their subordinates, to obtain additional information deemed necessary for the Commission to fulfill its functions.
3. Requesting and receiving from departments or agencies, prior to implementation, full reports on any proposed changes in service or practice in the Area, and recommending approval or disapproval of the proposed changes;
4. Reviewing and evaluating pending legislation substantially affecting the Area prior to its consideration by Council; and
5. Review and comment on zoning issues and demolitions presented to the Commission.

E. Recommend persons from the Commission Area for nomination to membership on City boards and commissions, which make decisions or recommendations affecting the Commission Area.

2. The Commission shall not endorse any candidate for public office.

Article IV. Membership

1. Appointment. All Commissioners shall be appointed by the Mayor of the City of Columbus in accordance with C.C. 3109. The Secretary shall notify the Mayor of all nominations, elections, and vacancies within ten days of such action.

A. Should the Mayor neither approve nor disapprove the action within thirty (30) days of notifications, the action shall be deemed approval until notice from the Mayor as specified in C.C.3109.

B. A copy of each notice shall be sent to the City Council in care of the City Clerk.

2. Members. The Commission shall consist of thirteen (13) members. Each member shall either reside, work or own property in the Commission Area and serve without compensation.

A. Nine (9) Elected Commissioners shall be selected from the Southwest Area. The nine (9) Commissioners shall be selected in accordance with the selection rules adopted by the Southwest Area Commission. Each elected Commissioner must be a resident in the City of Columbus.

B. Four (4) At-Large Commissioners, should either be employed, own real property or operate a business within the Area, shall be nominated by the Commission. The four (4) individuals nominated by the Commission may be from, but not limited to, the following: one (1) official from South-Western City Schools; one (1) from the fields of human services; one (1) representative of the Southwest Area clergy; and one (1) from the Southwest Area Business Association.

C. The Commission must maintain a majority of the members to be residents of the Southwest Area boundaries.

3. Terms. The term of membership of elected officials shall be three (3) years. All terms shall expire during the annual meeting in the year that the term expires; however, a member may continue to serve beyond term expiration until a successor is appointed. Terms shall be staggered so as to maintain continuity of experienced representation. As determined by lot, one-third of the initial membership shall serve for one (1) year; one third, for two (2) years; and the remaining one-third, for three (3) years or until their successors are appointed. Term of at-large commissioners shall be for one (1) year.

4. No Commission member shall represent the Commission in its official actions before any other public body or official, except as specifically authorized in writing by the Commission. This shall not be construed as a restriction upon the right of the individual members to represent their own views before public or private bodies, whether in agreement or disagreement with the official action of the Commission.

5. Disqualification. Members shall maintain their residence, property or business in the Commission Area from which they were elected or appointed. Failure of a member to maintain his or her residence, property or business in the Southwest Commission Area, shall be deemed a resignation and the Secretary shall notify the Mayor, City Clerk and the Director of Development.

6. Attendance. The year starts with the annual meeting in August. Members shall, so far as possible, be regular in attendance. A member's absence from four (4) regular meetings in any one (1) year, shall be deemed a resignation from the Commission, unless a petition has been received by the Chairperson of the Commission. The Commission must act upon the petition after it is received at either the next regularly scheduled meeting or the following regularly scheduled meeting. The petition must be made in writing and received by the Chairperson at least eight (8) days prior to the next regular meeting following the fourth absence. The petition is to request that some or all of the absences be excused due to extenuating circumstances. The nature of the extenuating circumstances shall be explained. If the Commission accepts, by majority vote, all or portion of the absences may be excused. If a petition is not received, it shall be deemed a resignation from the Commission and notice of such will be communicated to the City of Columbus. After the third missed meeting, the secretary will remind the member of the attendance policy. After the fourth missed meeting, the secretary will remind the member about

the need to submit a petition to the Chairperson if the member would like to maintain their position. Members shall, so far as possible, inform either the Chairperson or the Secretary, prior to the meeting, when they know they will be absent.

7. The Commission shall nominate one or more candidates to fill any vacancy caused by death, disqualification, or other means for the remainder of the unexpired term by letter to the Mayor pursuant to C.C. 3109. When there is a vacancy, public notice will be made in a newspaper and on the web site.

Article V. Officers

1. The officers of the Commission shall be: Chairperson, Vice-Chairperson, Secretary and Fiscal Officer. At the first meeting of the Commission, officers shall be elected by majority vote of the members. Thereafter, election of officers shall be at the annual meeting. Officers shall serve one (1) year, or until a successor is elected. There is no limit to the number of terms that someone can serve in the same office. Each officer shall have the right to vote on any question.

2. The Chairperson shall preside at all meetings of the Commission; in consultation with other Commission members, appoint standing and special committees of the Commission; serve as an ex-officio member of all committees; coordinate the actions of officers and committee chairperson; and perform other duties associated with the office as required.

3. The Vice-Chairperson shall assist the Chairperson; perform all the duties of the Chairperson in his or her absence; and perform other such duties as may be assigned by the Commission.

4. The Secretary shall call and record roll; remind a member of his or her absences per Article IV, section 6; record and maintain accurate voting records and meeting summaries which shall be open to public examination; maintain such other records as the Commission may direct; notify the Mayor of any vacancy; perform related duties as may be assigned by the Commission; and in the absence of both the Chairperson and the Vice-Chairperson, call the meeting to order and preside until the immediate election of a chairperson pro tempore.

5. The Fiscal Officer shall receive all funds and disburse all funds with the Commission's approval.

6. A vacancy in the office of the Chairperson shall be filled by the Vice-Chairperson. A vacancy in any other position shall be filled in the same manner as the original selection.

Article VI. Meeting

1. Regular meetings of the Commission shall be held each month on the third Wednesday at 7:00 p.m. unless otherwise directed by the majority vote of the Commission in sufficient time to notify constituents and the City Administration of such change. Each meeting shall be held in the Commission Area unless suitable facilities are not available in which they may seek suitable facilities contiguous to the Commission Area in an appropriate, large room convenient for members and the public chosen by the Commission as its regular meeting place, unless otherwise

specified at least fifteen (15) days prior to the meeting. Notice of the meeting with an agenda shall be published in the City Bulletin prior to changing meeting time or location.

2. The annual meeting shall be the first regular meeting in August at which time new members will be seated and new officers elected.

3. Special meetings may be called by Executive Committee, the Chairperson, or by majority of the members in a regular or special meeting. The meeting's purpose, date, time, and location shall be stated when the meeting is called. No business will be considered at a special meeting unless it was stated when the meeting was called. Except in cases of emergency, three (3) days notice shall be given for a special meeting.

4. All meetings shall be open to the public, and notice shall be published, when possible, at least seven (7) days in advance in a newspaper of general circulation in the Commission Area and on the web site.

5. Quorum: A majority of the total membership shall constitute a quorum for conducting business.

6. Voting: A majority of the Commission members present and voting shall be required to approve any action. A tie vote is disapproval. The Chairperson shall state each issue in a positive form such as "The question before the Commission is: Shall the application (request approval) for _____ be approved?"

7. The Order of Business can be determined by the Chair. A suggested format is:

1. Pledge of Allegiance
2. Roll Call
3. Zoning
4. Invited Guests
5. Routine Business
6. New Business
 - A. Reports
 - B. Announcements
7. Old Business
8. Adjournment

8. The Chairperson shall recognize members of the public who wish to address the Commission concerning issues under discussion. The Chairperson shall uniformly limit debate to an equal amount of time for each side of the issue. Time limits may be set by the Commission. When appropriate, further action on the issue may be deferred to the next Commission meeting.

9. Dissenting or non-concurring reports may be filed with the Secretary by any Commission member and shall be attached to the majority report.

10. Individual citizens or Commissioners may be asked to research a specific topic and report findings to the Commission.

Article VII. Committees

1. The Chairperson shall appoint Commission members to standing committees giving due consideration to their individual preferences and subject to approval by a majority vote of the Commission members.
2. The Chairperson shall appoint non-members to Commission committees from recommendations by Commission members appointed to that particular committee subject to approval by a majority vote of the Commission members. Non-member appointees shall have full voting privileges in all proceedings of the committee to which they are appointed. The number of non-members on any committee shall not exceed the number of Commission members appointed.
3. Committee members shall serve at the pleasure of the Chairperson and their appointments shall expire at the next annual meeting.
4. The Chairperson shall be an ex-officio member of all committees, except the Nominating Committee.
5. After appointments are approved, the members of each committee shall select a Committee Chairperson from among the Commission members appointed to the committee.
6. Committees will be formed as needed.
7. Notice of all committee meetings and copies of all committee correspondence shall be filed with the Secretary and the Chairperson of the Commission. Committee findings which propose action or resolution shall be submitted at a regular meeting of the Commission for consideration.

Article VIII. Elections.

1. The Elections Board shall consist of a minimum of three (3) Commission Area residents appointed by the Chairperson with the approval of the Commission at the last regular meeting in April of each year. No individual running election night activities can be connected in any way with any candidate appearing on the ballot for the Commission.
2. The Board shall appoint any necessary officers; provide for printing and distributing necessary forms such as, but not limited to, petitions, ballots and tallies; receive petitions; certify persons who have qualified as candidates, locate polling places, conduct the election; tally the votes; hear and decide complaints concerning the election or campaign; and certify the winning candidates to the Commission pursuant to C.C. 3109 and the Selection Procedure, including all activities incidental thereto.

3. Candidates for selection shall not be members of the Elections Board or polling staffs in year or years in which their names appear on the ballot.

4. Elections shall be by secret ballot and determined by plurality of vote if three (3) or more candidates vie for a single position, otherwise a majority of votes cast shall elect. Any person eighteen (18) years of age or older who is a resident of the Commission Area may be an elector. Electors need not be registered with the Franklin County Board of Elections. The initial election shall be conducted by a Task Force. Thereafter, each election shall be conducted by the Elections Board on the observance of "National Night Out" which is held on the first Tuesday in August. Members shall take office at the next annual meeting.

5. The Election Board shall adopt Election Rules for governing the elections by majority vote of its members provided such rules shall conform with these Bylaws and Selection Procedure. Such rules shall not be changed during the ninety (90) days before an election nor thirty (30) days after an election. The adoption of amendment of such Rules shall be presented to the Commission at the beginning of a regular meeting. Should the Commission not disapprove of them prior to adjournment, such Rules take effect. The Commission may amend the Election Rules without action by the Elections Board in the same manner as an amendment of these Bylaws.

Article IX. Parliamentary Authority

Robert's Rules of Order Newly Revised shall govern in all cases to which they are applicable and not inconsistent with these Bylaws and any special rules of order the Commission may adopt.

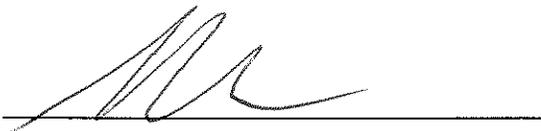
Article X. Amendments of Bylaws

These Bylaws may be amended at any regular meeting of the Commission by an affirmative vote of two-thirds (2/3) of the Commission Members provided that the amendment was submitted in writing at the previous regular meeting. The Secretary shall file any approved amendment immediately after its adoption with the City Clerk for publication in the City Bulletin. Such amendment shall take effect ten (10) days after such publication per C.C. 121.05.

Amended Bylaws as adopted this 18th day of February 2009;



Southwest Area Commission Chair



Southwest Area Commission Secretary

7 of 7
As of February 18, 2009

BY-LAWS OF THE FAR SOUTH COLUMBUS AREA COMMISSION

These By-Laws establish the procedure under which the Far South Columbus Area Commission shall execute those duties and functions set forth in and with authority granted by Columbus City Charter Section 60, 61, and 121.

ARTICLE I

Name

The name of this organization shall be the Far South Columbus Area Commission, herein referred to as the "Commission" and/ or "FSCAC."

ARTICLE II

Area

The boundaries of the Far South Columbus Area Commission shall incorporate our 3111.03 boundaries:

To the North: SR 104, north on Lockbourne Rd., east to Refugee Rd., south on Alum Creek Dr.;

To the South: City of Columbus' corporation limits;

To the East: west side of SR 33 to SR 317 (Hamilton Rd.), south on SR 317, to south on Pontius Rd. to the City of Columbus' corporation limits (excluding the villages of Obetz and Groveport);

To the West: east side of the Scioto River to I-270, west on I-270, and south on Jackson Pike / SR 104 to the City of Columbus' corporation limits.

ARTICLE III

Purpose

The purpose of this Commission shall be to afford additional voluntary citizen participation in decision-making in an advisory capacity to the City administration and City Council. The commission shall also facilitate communication, understanding and

cooperation among citizens, neighborhood groups, city officials and staff, and other stakeholders by performing those functions and duties set out in C.C. 3109.14

ARTICLE IV

Membership

Section 1: Members

The Commission shall consist of fifteen (15) members. Each member shall reside and or be appointed in the Commission area and be duly appointed by the Mayor with the concurrence of Council, and serve without compensation.

- A.** Nine (9) Elected Commissioners shall be elected in accordance with the election rules adopted by the Far South Columbus Area Commission. Each elected commissioner shall maintain his or her residence in the Far South Columbus Area during the term of office.
- B.** Six (6) At-Large Commissioners should either be employed, own real property or operate a business with the Area, and shall be nominated by the Commission.
 - 1. The (2) two individuals appointed by the Commission may be from the Village of Lockbourne or Hamilton Township. These seats are ineligible to vote on zoning issues that pertain to the City of Columbus proper and shall not hold an office within the Commission.
 - 2. The (4) four individuals appointed by the Commission will be from the following: two (2) persons from the clergy and two (2) business sectors. Moreover these commissioners will meet the criteria coming from each FSCAC zoning district; meaning, one (1) person from the business sector and one (1) person from clergy of each FSCAC zoning district located within the Commission boundaries.
 - 3. If there is not a representative to fill each of the available appointed at-large seats from Hamilton Township, the town of Lockbourne, clergy, and or the business seats, the seat(s) shall be reserved for additional appointed commissioners that will reside with the area commission boundaries and the City of Columbus and will maintain full voting rights.

Section 2: Terms

The normal term of membership shall be for three (3) years. All terms shall expire on the last day of June in different years. The term of newly elected members or members nominated by the Commission to fill a vacancy shall commence no sooner than thirty days after notice of nomination has been received by the Mayor's office and be for no less than a year and not more than a full term. Terms shall be staggered so as to maintain continuity of experienced representation. As determined by lot, one-third of the initial membership or any expanded members shall serve for one (1) year; one-third, for

two (2) years; and the remaining one-third, for three (3) years or until their successors are appointed.

Section 3: Representation

No Commission member shall represent the Commission in its official actions before any other public body or official, except as specifically authorized by the Commission. Any unauthorized representation shall be deemed as a resignation from the Commission and notice of such will be communicated to the Mayor, unless two-thirds of those members present and voting determine that extenuating circumstances justify that member's continuing to hold his or her position.

Section 4: Disqualification.

Members shall maintain their residence, employment or ownership in real property in the Commission area (or portion thereof) from which they were elected and appointed. Failure of a member to maintain his or her residence, employment or ownership in real property in the commission area (or portion thereof) from which he or she was elected and appointed, shall be deemed as a resignation from the Commission and notice of such will be communicated to the Mayor.

Section 5: Attendance.

Members shall so far as possible be regular in attendance. A member's unexcused absence from three (3) consecutive regular meetings or from a total of four (4) regular meetings in any one calendar year shall be deemed as a resignation from the Commission and notice of such will be communicated to the Mayor, unless two-thirds of those members present and voting determine that extenuating circumstances justify that member's continuing to hold his or her position. The Recording Secretary shall remind such member of this provision after his or her second consecutive unexcused absence or third absence in a calendar year.

Section 6: Rules, Laws, and By-Laws

The Commission and its members shall adhere to all relevant and applicable local, state and federal laws and these by-laws. Failure to adhere to such rules, laws and by-laws shall be deemed as a resignation from the Commission and notice of such will be communicated to the Mayor.

Section 7: Vacancy

The Commission shall nominate by letter to the Mayor pursuant to C.C. 3109.11 one candidate to fill any vacancy caused by death, resignation, or disqualification for the remainder of the unexpired term.

Article V

Budget

No monies shall be expended or encumbered save pursuant to the Annual Budget.

- A.** Within fifteen (15) days of receipt of the draft annual agreement with the City of Columbus, the Treasurer and President shall propose the annual budget of the Commission. At the next regular meeting, the annual budget shall be adopted when approved by a majority of the Commission.
- B.** Any monies received shall be deposited immediately by the Treasurer.
- C.** All purchases must follow the guidelines allowed in current Columbus City Code for Commissions.
- D.** For purchases for Commission activities that are itemized in the approved annual budget and are fifty dollars (\$50) or less, any Commissioner may request reimbursement by proving the Treasurer with a written, dated request explaining the purchase along with a paper copy of the original receipt for the purchase. Permission to grant reimbursement may be given by the Treasurer.
- E.** ANY Commissioner may request a full Commission vote on any expense reimbursement not itemized in the approved annual budget.

ARTICLE VI

Officers

The officers of the Commission shall be a President, Vice-President, Treasurer, Recording Secretary, and Correspondence Secretary.

No officer shall chair any committee.

Only commissioners who have voting rights can be appointed as officers.

All officers shall serve a term of one year, or until their successors are elected and qualified.

Section 1: Officer Nomination & Selection Process

- A.** FSCAC Officers shall be nominated and elected by the following procedure:
 - 1. The first ballot shall be a nominating ballot. Each person receiving one or more votes on the first ballot will be on the slate of candidates (only the names of nominees, not the total votes received shall be reported to the Commission).
 - 2. On the second ballot, Commissioners will vote for those nominees named on the first ballot. A simple majority vote will be sufficient to elect a FSCAC Officer.
 - 3. In the event that no one is elected at the second ballot, the two (2) candidates receiving the most votes shall be on the third

ballot. A simple majority vote will be sufficient to elect a FSCAC Officer.

4. If a person is nominated for more than one office, their name shall be removed from all remaining candidate lists once elected to an office.
5. Offices shall be filled in this order: President, Vice-President, Recording Secretary, Treasurer then Correspondence Secretary.
6. FSCAC members nominating an absent commissioner shall have a written statement from that person illustrating his or her willingness to serve if elected.
7. The nominating ballot may be cast at the meeting prior to the election meeting if FSCAC members have been notified.

B. A vacancy in the office of President shall be filled by the Vice-President. A vacancy in any other position shall be filled in the same manner as the original officer election process provided in Section 1 of this Article.

Section 2: President

The President shall:

- A. Chair all meetings of the Commission;
- B. Coordinate the actions of all officers and representatives of the Commission;
- C. Chair all public hearings called by the Commission;
- D. Select, supervise, direct or delegate any volunteers or staff hired by or assigned to the Commission;
- E. Represent or appoint a Commissioner to represent the Far South Columbus Area Commission at City Council meetings and other meetings affecting the FSCAC Area;
- F. Appoint all Chairs of standing committees per Article VIII, Section 2.C.

Section 3: Vice President

The Vice President shall:

- A. Assist the President;
- B. Preside at meetings in the absence of the President;
- C. Assist the President in establishing and distributing the monthly agenda; and
- D. Have responsibility for managing all committees

Section 4: Recording Secretary

The Recording Secretary shall:

- A. Keep and permanently file all resolutions considered by the Commission, as well as a record of all actions taken;
- B. Call the roll at each meeting of the Commission and record times of arrival and departure of Commissioners after roll has been taken or before the adjournment of the meeting.

- C. Other duties relating to the nature of the Recording Secretary's function pertaining to the Commission not listed in this Section.

Section 5: Treasurer

The Treasurer shall:

- A. Receive all monies and approve all payments for the Commission in accordance with Article V;
- B. Prepare and present an Annual Budget, with the President, for the Commission in accordance with Article V;
- C. Report on the financial condition of the Commission at each regular meeting;
- D. Submit a written report of the finances of the Commission at the Annual Meeting;
- E. Participate in the preparation of budget and expenditure of any grant monies;
- F. Manage the distribution and administration of grant monies;
- G. Exercise all duties incident to the office of Treasurer, including compliance with all fiscal requirements within the memorandum of agreement with the city.

Section 6: Correspondence Secretary

The Correspondence Secretary shall:

- A. Correspond at the direction of the Commission;
- B. Keep on file all correspondence of the Commission;
- C. Provide copies of any Commission documents at a reasonable charge to any person requesting them;
- D. Notify the Mayor and the Department of Development of all appointments, elections, and vacancies within thirty (30) days of such action;
- E. Maintain all historic records of the Far South Columbus Area; maintain newsletter and photographs of Far South Columbus; and forestry;
- F. Notify Commissioners of upcoming events and/or meetings.

ARTICLE VII

Meetings

Section1: Regular Meetings

Regular meetings of the Commission shall be held at the Marion Franklin Community Center, 2801 Lockbourne Road, on the first **Thursday of each month**, until otherwise directed by a majority vote of the Commission. Each meeting shall be held in the Commission area in an appropriate, large room convenient for members and the public. This commission shall choose this location as its regular meeting place. Prior to changing meeting time or location, the Commission shall notify within seven (7) days of the proposed meeting change to constituents by publication in a newspaper of general circulation in the Commission area or by door-to-door notice and the City administration by telephone or electronic mail.

Section 2: Open Meetings

All Commission meetings shall comply with the Ohio Open Meetings Law and the open meeting requirements in the Columbus City Code.

Section 3: Annual Meetings

The Annual Meeting shall be the Commission's regularly scheduled meeting in the month of June at which time the Commission will accept and nominate for appointment newly elected members and receive annual reports from officers and committees.

Section 4: Recess

The Commission shall not meet during the month of **August**, unless two-thirds of those members present and voting determine that extenuating circumstances justify that the Commission meet during the month of August.

Section 5: Special Meetings

Special meetings may be called by the Executive Committee, the President or by a majority of the members in a regular or special meeting. The meeting's purpose, date, time, and location shall be stated in the meeting notice. No business will be considered as a special meeting unless it was included in the meeting notice and quorum is present. In the case of a special meeting, the Commission shall notify within five (5) days of the proposed special meeting constituents by publication in a newspaper of general circulation in the Commission area or by door-to-door notice and the City administration by telephone or electronic mail.

Section 6: Notice

All meetings shall be open to the public and notice shall be published at least seven (7) days in advance in a newspaper of general circulation and/ or sent by electronic email in the Commission area or by door-to-door notice.

Section 7: Quorum

A majority (50% plus two) of the total membership shall constitute a quorum for conducting business at all Commission and commission committee meetings.

Section 8: Voting

A quorum of Commission members present and voting shall be required to approve any action. A tie vote is disapproval.

Section 9: Order of Business

The Order of Business for meetings shall be:

1. Roll Call
2. Approval of previous meeting's summary minutes
3. Reading of Correspondence
4. Standing Committee Reports

5. Special Committee Reports
6. Reports by Officers
7. Old Business
8. New Business
9. Public Comments and Announcements
10. Adjournment

Section 10: Public Comment

The President shall recognize all members of the public who wish to address the Commission concerning issues under discussion. The President may uniformly limit debate to an equal amount of time for each side of an issue; and when appropriate, the issue may be referred by the President to the proper committee for action and report at the next Commission meeting.

Section 11: Dissenting or Concurring Reports.

Dissenting or concurring reports may be filed with the Recording Secretary by any Commission member and shall be attached to the majority report.

ARTICLE VIII

Committees

Section 1: Duties of Committees and Subcommittees

The various functions carried out by any respective committee or sub-committee of the Far South Columbus Area Commission may include, but not be limited to, the following:

- A.** Study the problems and needs of the Far South Columbus area, bring the problems and needs to the attention of proper government agencies or the citizens of the Far South Columbus area, and recommend solutions.
- B.** Determine the need for and recommend to City Council or any other government body any needed legislation affecting the Far South Columbus area.
- C.** Provide a communication mechanism within the Far South Columbus area and to City Government through:
 1. Holding regular and special meetings open to the public.
 2. Conducting public hearings on problems or issues confronting the Far South Columbus area.
 3. Sponsoring public forums on a periodic or as needed basis to provide an opportunity for Far South Columbus area residents to air problems or concerns.
 4. Solicit all segments of the community including organizations, institutions, and government.

5. Establish structures and techniques for preserving and restoring the historical significance of the buildings and land in the Far South Columbus area.

Section 2: Standing Committees

- A. The present standing committees are: Executive; Community & Public Interests; Zoning and Development Regulation; Elections, Government & Legislation; Economic Development.
- B. Other committees or sub-committees may be established for specific purposes by a vote of a majority of the members present at any meeting.
- C. The President shall appoint Commissioners to the standing committees subject to approval by the Commission. The President shall consider requests for assignments from all Commissioners but is not bound by those requests.
- D. The initial appointments shall be made at the meeting following the annual meeting.
- E. The President shall be ex-officio a member of all committees and may elect to be a voting member of any committee at the meeting following the annual meeting.
- F. The President shall designate a Committee Chair to convene each committee.
- G. The members of each committee shall elect a Secretary from members of the FSCAC sitting on the respective committees.
- H. Each committee may select other officers and adopt internal rules.
- I. All committees shall meet on a monthly basis and submit a written and/or oral report at each Commission meeting.
- J. All Committees are required to establish an agenda for yearly activities by the January meeting as well as write a summary of completed activities for the next annual meeting.
- K. The terms of office of all members of all committees shall end at the beginning of the annual meeting.
- L. A vacancy in a committee shall be filled in the manner of original selection.

Section 3: Executive Committee

The Executive Committee shall:

- A. Meet quarterly and consist of the President, Vice President, Recording and Correspondence Secretaries, immediate past President (if still a Commissioner), and the Treasurer, and;
- B. Evaluate and plan the direction and scope of the Commission activities.

Section 4: Community & Public Interests Committee

The Community & Public Interests Committee shall:

- A.** Conduct research, analysis, and make proposal recommendations on criminal justice issues and any city, state, or federal plans that affect the area;
- B.** Encourage, support, conduct research, and make recommendations on criminal justice issues within the area;
- C.** Research, monitor, and make recommendations on any federal, state, or local funds and grant monies that are available to implement criminal justice projects in the area;
- D.** Public Safety's area of responsibility should include but is not limited to: the division of police, division of fire, division of communication, community relations between the fire and police departments, U.S. Justice Department, Drug Enforcement Administration, Ohio Department of Rehabilitation and Correction, adult and junior block programs, citizens on patrol, vehicle and control maintenance, and acting as a liaison to city public safety and to the Franklin County sheriff's Department.
- E.** Conduct research, analysis, and make proposal recommendations on the recreation and parks issues and any city, state, or federal plans that affect the area's recreation and parks;
- F.** Research, monitor, and make recommendations on any federal, state, or local funds and grant monies that are available to implement recreation and/or parks' projects in the area;
- G.** Recreation & Park's area of responsibility should include but is not limited to the Columbus Division of Recreation & Parks, the Ohio State Parks System, and the Ohio Department of Natural Resources.
- H.** Conduct research, analysis, and make proposal recommendations on the issues surrounding the housing, health and human services within the community;
- I.** Research, monitor, and make recommendations on any federal, state, or local funds and grant monies that are available to implement programs pertaining to the housing, health, and human services in the area.
- J.** Conduct research, analysis, and make proposal recommendations on educational issues and any city, state, or federal plans that affect the area's schools' systems;
- K.** Research, monitor, and make recommendations on any federal, state, or local funds and grant monies that are available to implement other educational opportunities for the area.
- L.** Conduct research, analysis, and make proposal recommendations on the public service issues of the area;

- M. Research, monitor, and make recommendations on any federal, state, or local funds and grant monies that are available to implement public service projects in the area.

Section 5: Zoning and Development Regulation Committee

The Zoning and Development Regulation Committee shall:

- A. Regularly receive, review, and make recommendations on all applications for rezoning, variances, and other zoning adjustments; all appeals; all requests for demolition permits, graphic permits, and special permits; and all applications for city historical designations pertaining to property wholly or partially within the Far South Columbus Area Commission boundaries.
- B. Review existing zoning, building practices, and administrative procedures as well as make recommendations for proposed changes.
- C. Hold meetings on the second (2nd) Wednesday of each month and as needed for the FSCAC Zoning Districts. Developers need to go to the active Civic Association. If there is no active Civic Association, Developers need to go to applicable FSCAC Zoning District meeting.
- D. The Far South Columbus Area Commission will have (2) two Zoning Districts whereby any persons in matters related to the scope of all zoning items shall have a presentation BEFORE coming to the FSCAC General meeting for any FSCAC recommendation. These zoning items are: for applications for rezoning, variances, and other zoning adjustments, all appeals, all requests for demolition permits, graphic permits; and all applications for city historical designations pertaining to property wholly or partially within the Far South Columbus Area Commission boundaries shall present to the designated FSCAC district where the items resides.
 - 1. Zoning District One meets at the Marion Franklin Community Center on the second Tuesday of every month at 2801 Lockbourne Rd at 6:00 p.m. The boundaries are as follows:

North - SR 104, north on Lockbourne Road, east to Refugee Road, south on Alum Creek Drive. East - SR 33 to Hamilton Road, south on Hamilton Road/SR 317. West - Northwest on Groveport Road to west on Williams Road north to CSX railroad tracks. (Excluding Groveport and Obetz). South - West on Groveport Road to I-270.
 - 2. Zoning District Two meets at the Good Shepherd Church at 210 Obetz Rd on the first Monday of every month at 7:00 p.m. The boundaries are as follows:

North - SR 104 to CSX railroad tracks. East - CSX railroad tracks to Williams Road, east on Williams Road to southeast on Groveport Road then south on

317 to south on Pontius Road. West - Scioto River to I-270 north on I-270 to south on Jackson Pike. South – City Corporation limits.

- E. The decision of this committee on all such requests must be reported to the Commission at the next regularly scheduled meeting and is not final until that time. Upon a motion by any Commissioner, requests may be reconsidered by the entire Commission and approved by majority vote;
- F. The Chair of the Zoning and Development Regulation Committee's area of responsibility shall include, but is not limited to: code enforcement and zoning, housing code violations, weed and grass violations, hazards and broken glass and trash on property, BET Environment health, board houses and garages, and act as a liaison to the Development Regulation Division.
- G. The Chair of the Zoning and Regulation Committee shall select a Deputy Chair from the zoning district other than the one that the Chair currently represents, whose duties will be the same as that of the Chair of the Zoning and Development Regulation Committee as listed in this Section.
- H. Presentations by developers and others during the commission meeting will adhere to the following format and guidelines:
 - 1. The Zoning Committee must have the application packet 14 days prior to the FSCAC regular monthly meeting. Any applications received less than 14 days prior to the regular monthly meeting will be moved to the following month's meeting. Rare exceptions may be granted with the exception of both chairs of the Zoning and Development Regulation Committee and the President.
 - 2. The developer/applicant should provide at least 15 copies of the completed document entitled *Zoning Applicant Information*.
 - 3. The developer/applicant presentation to the Commission should last no longer than 5 minutes. (There will be time for Q&A, as well as public comment)
 - 4. The Zoning Chairs will provide order and preside over all zoning hearings.

Section 6: Elections, Government & Legislation Committee

The Elections, Government & Legislation Committee shall:

- A. Implement these By-Laws and election rules as required;
- B. Research the effectiveness and applicability of these bylaws and make recommendations to the Commission for amendments to the By-Laws;
- C. Conduct the orientation of new Commissioners;

D. Coordinate the internal activities of the Commission as it relates to proper procedure and accountability.

E. *Elections Sub-Committee* –

1. The Elections Sub-Committee shall review and make recommendations concerning all processes related to any FSCAC election.
2. The members of this committee should not be members of the Election Committee.

Section 7: Economic Development Committee

The Economic Development Committee shall:

- A. Conduct research, analysis, and make proposal recommendations on any economic development issues in the area, and any city, state, or federal plans that affect the area’s economic development;
- B. Research, monitor, and make recommendations on any federal, state, or local funds and grant monies that are available to implement any new economic development projects in the area.

ARTICLE IX
Elections

Section 1: Election Procedure

All members of the Commission shall be elected by general elections from the Commission area. Members shall be elected to serve as a delegate to the Commission to represent of a specific geographic area or issue a real as defined in the Commission’s Election Rules and shall represent all interests within the Commission area and the interests within the member’s respective area of representation. The Election Board shall present final election results to the Commission at its next annual meeting following the general elections in the same year. The commission shall accept such results by a majority vote of the Commission members present and voting. The Secretary shall submit approved election results to the Mayor for appointment and concurrence with Council. This election process shall be followed by the task force in nominating candidates for the first area commission in the area and by each area commission thereafter.

Section 2: Election Committee

The Elections Committee shall consist of five (5) Commission area residents and two (2) Commissioners appointed by the Chair with the approval of the Commission at the regular meeting in January of each year. Candidates for election or any individual connected in any way with a candidate for election shall not be a member of the

Elections Committee or polling staff in the year or years in which the candidate's name appears on the ballot. The Committee shall have all necessary authority to conduct the election, including the counting of ballots. The Chair shall designate one person as "Director of Elections."

Section 3: Election Committee Responsibilities

The Committee shall accept any necessary volunteer assistance with the election process; provide for printing and distributing necessary forms such as, but not limited to, petitions, ballots, and tallies; receive petitions; locate polling places; certify person who have qualified as candidates; conduct the election; hear and decided complaints concerning the election or campaign; and certify the winning candidates to the Commission pursuant to C.C 3109.08 and all other activities incidental thereof. Specifically, the duties of the Election Committee include but are not limited to the following:

- A. Devise the form, arrange for reproduction of, and distribute petitions of candidacy for commissioner.
- B. Devise the form, arrange for, and supervise the reproduction of ballots.
- C. Select a location for and equip headquarters for the committee.
- D. Certify the adequacy of circulated petitions submitted by candidates and make public announcement of the names and districts of the certified candidates.
- E. Enlist and assign volunteer workers to staff polling places.
- F. Obtain and distribute equipment and supplies required in polling places.
- G. Tally the votes and certify the results for the Commission.
- H. Make final determination of challenges of the eligibility of votes, handle the final determination of challenges of past ballots, and final determination of other questions arising during the election process.
- I. Make all other necessary and appropriate arrangements and determinations with respect to the nomination and election process.

Section 4: Election Process

Elections shall be by secret ballot and determined by plurality vote if three or more candidates vie for a single position, otherwise a majority of votes cast shall elect. Any person sixteen years of age or older who resides, works or owns real property in the Commission are (or portion thereof) may be an eligible elector. Electors need not be registered with the Franklin County Board of Elections, but must be certified by the Election Committee as an eligible elector.

Section 5: Date

The election shall be held each year hereafter upon the first Saturday In June.

Section 6: Polling Places and Hours:

The number and location of polls shall be determined by the Election Committee. If that Committee determines that polls shall be in each district, there shall be an equal number of polling places in each district. The Commission's headquarters shall be the primary polling site for both Districts and may be the only polling site. The polling sites shall be open from 10:00 A.M. to 3:00 P.M.

Section 7: Election Rules

The Election Committee shall recommend and the Commission shall approve by majority vote of its members the Election Rules for governing the Commission elections. Such rules shall include, but not be limited to the following provisions: election place(s), hours, and date; representative areas (geographic boundaries, issue areas) and number of delegates per area; ballot qualifications; candidate qualifications; petition qualifications; voter qualifications, campaign procedures; polling procedures; tallying election results. Such rules shall be consistent with these by-laws and all other relevant and applicable local, state, and federal laws. Such rules shall not be changed during the ninety (90) days before an election nor the thirty (30) days after an election. The Commission may amend the Election Rules without action by the Election Committee in the same manner as an amendment of these by-laws. Election Rules and any amendments shall be submitted to the City 90 days prior to the election.

Section 8: Ballots

- A.** Upon each ballot there shall be prominently displayed the identifying number for the respective district of the candidates listed.
- B.** Each ballot shall carry the name of each candidate and shall state the number of candidates for whom the voter may vote. A block shall precede the name of each candidate certified by the Election Committee as having been properly nominated.
- C.** The order of listing candidate's names on the ballot of the respective area districts shall be determined by a drawing of names anonymously.
- D.** No political party or other organization shall be named on the ballot.
- E.** The total of ballots reproduced for each district shall be numbered and recorded by the Election Committee.

Section 9: Candidate Qualifications

- A.** Each candidate shall be eighteen (18) years of age or older.
- B.** Each candidate must be a resident of the Far South Columbus Area Commission district for which he or she seeks to be elected at the time he or she commences circulating a nominating petition.
- C.** Candidates in this non-partisan election shall not declare any political party affiliation.

- D. Candidates need not be registered voters on the rolls of the Franklin County Election Board.
- E. Write-in candidates are not permitted.

Section 10: Petition Qualification

- A. Petitions shall be made available no later than the first Monday in April.
- B. Petitions are to be circulated personally by the candidates.
- C. Each circulator of a petition must complete and execute the affidavit at the end of the petition prior to its submission to the Election Committee.
- D. The Election Committee may grant exception to the requirement that a petition be circulated personally by the candidate due to disability demonstrated by the circulator. This exception may be granted only upon written application submitted by the circulator to the Election Committee. If granted, a written statement to that effect must be issued by the Committee within seven (7) days after the Committee has received the written application. A proxy shall be designated to collect to collect the signatures.
- E. Each petition must be signed by at least fifty (50) persons, aged 16 or over and residing in the area district of the circulator.

Section 11: Voter Qualifications:

- A. Each voter must be sixteen (16) years of age or older. Identification may be required to verify age.
- B. Each voter must be a resident, work, and/or own real property within the Far South Columbus Area upon election date of the year in which the resident seeks to cast a vote.
- C. Each voter need not be a registered voter on the rolls of the Franklin County Election Board.

Section 12: Campaign Procedures

- A. Campaigning shall be permissible only within the 14 days immediately preceding Election Day.
- B. There shall be a \$100.00 limit on campaign expenditures. A campaign expense is any appraisable good or service acquired primarily for campaign purposes. Each candidate must file a report of campaign expenditures with the Elections Committee within seven (7) calendar days after the election and candidates failing to meet this requirement shall be disqualified.
- C. Campaigning of any kind (including the posting of campaign materials, and not excluding any other activity that would amount to campaigning) within 100 feet of the polling place premises is prohibited. Violation of this rule shall result in the disqualification of the candidate.

- D. It is the candidate's responsibility to remove any campaign posters, flyers, etc., within 48 hours following Election Day.

Section 13: Polling Procedures

- A. The polling staff shall keep a register of the residents who have voted in the respective polling places, said register to reflect a list of names and addresses of those who cast ballots and signatures.
- B. All polling records shall be placed in the custody of the Secretary of the Commission and retained in a secure place for three (3) years.

Section 14: Counting of Ballots

- A. The counting of ballots shall be done by the Election Committee at its headquarters immediately following the conclusion of all voting and the transportation of voted ballots to the headquarters.
- B. Candidates may have an observer present at the counting of the ballots at the headquarters.
- C. Results of the balloting shall be certified by the Election Committee to the Commission at the next regularly scheduled meeting following the election and shall, thereafter, be certified by the Secretary of the Commission to the Clerk of City Council within thirty (30) days.

Section 15: Results

The candidate receiving a plurality of votes cast in each district shall be the winner in his or her district. In the event of a tie vote, the winner shall be decided by the majority vote of the Commission only after a recount of ballots.

Section 16: Security of Ballots

- A. In the polling places, each ballot voted shall be deposited by the voter in a sealed ballot box.
- B. Ballot boxes shall remain sealed until counting begins.
- C. Counting shall begin after all ballot boxes have been delivered to the Election Committee at its headquarters.
- D. All voted ballots for each district shall be placed in a sealed container after counting has been completed.
- E. The sealed containers shall be kept in a secure place until three (3) weeks after the election, at which time they may be destroyed under the supervision of the Election Committee.

Section 17: Election Challenges

- A. An infraction of any of the election rules may result in a candidate being disqualified and/or a special election.

- B.** Election challenges must be presented in writing to the Elections Committee on or by 5:00 p.m. on the 7th day following the election. Each candidate for election, upon verification of his or her qualifications and petitions, shall be informed specifically where challenges may be delivered. (c) In the event of an election challenge, an immediate fact-finding hearing will be held by the Election Committee for the purpose of receiving relevant testimony and receiving other evidence. The Election Committee shall not deliberate upon or make any determination in regard to oral or other evidence received in the fact-finding hearing. In a second hearing, which shall be open to the public the
- C.** Election Committee shall describe the evidence previously received, hear arguments relating to the evidence and make its decision.
- D.** The decision of the Election Committee shall be appealable to the full Commission. The decision of Council shall be final.

Section 18: Area Districts

Area districts shall be the same as the boundaries for the two zoning districts described in Article VIII, Section 5.D.1 and Section 5.D.2.

Section 19: Election Deadlines

When a date is set as a deadline, and that date falls on a Saturday, Sunday, or a State (Ohio) or national holiday, then the deadline shall be extended to the next regular business day following the aforesaid weekend day or holiday. In all cases, the day of the deadline shall end at 4:30 p.m. Deadlines as they pertain to the election rules shall be strictly adhered to and shall be final in regard to the items to which they relate. No person shall have the right to an extension of any election deadline.

ARTICLE X

Public Records

The Commission shall adhere to all public record requirements in the Ohio Revised Code and Columbus City Code. The Commission shall maintain and make available for prompt inspection any public records in their possession.

ARTICLE XI

Parliamentary Authority

Robert's Rules of Order Newly Revised shall govern in all cases to which they are applicable and not inconsistent with these by-laws and any special rules of order the Commission may adopt.

ARTICLE XII

Amendment of By-Laws

These By-Laws may be amended as permitted in C.C. 3109 at any regular meeting of the Commission by an affirmative vote of two-thirds (2/3) of the Commission members provided that the amendment was properly submitted in writing at the previous regular Commission meeting. The Secretary shall file any approved amendment immediately after its adoption with the City Clerk for publication in the City Bulletin. Such amendment shall take effect ten (10) days after such publication per C.C. 121.05.

Adopted this _____ day of _____, 2007

President