

Columbus City Bulletin



Bulletin #50
December 11, 2010

Proceedings of City Council

Saturday December 11, 2010



SIGNING OF LEGISLATION

(With the exception of Ordinance 1771-2010 which was signed by President Pro Tem Hearcel F. Craig on the night of the Council meeting; all other legislation was signed by Council President Michael C. Mentel on the night of the Council meeting, Monday, *December 6, 2010*; by Mayor, Michael B. Coleman on *Tuesday, December 7, 2010*; and attested by the City Clerk, prior to Bulletin publishing.)

The City Bulletin Official Publication of the City of Columbus

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

Council Journal (minutes)



City of Columbus

Journal - Final

Columbus City Council

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

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

Monday, December 6, 2010

5:00 PM

Columbus City Council

Columbus City Council

Journal

December 06, 2010

**REGULAR MEETING NO. 62 OF COLUMBUS CITY COUNCIL, DECEMBER 6, 2010
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 Tyson, 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

C0038-2010

THE CITY CLERK'S OFFICE RECEIVED THE FOLLOWING COMMUNICATIONS AS OF WEDNESDAY DECEMBER 1, 2010.

New Type: D5A
To: Buffalo Columbus Lodging LLC
DBA Hampton Inn & Suites
8411 Pulsar Pl
Columbus OH 43240
Permit # 1090429

New Type: D1
To: Jujubinx LLC
DBA Rjays Bar & Grill
1521 Frebis Ave
Columbus OH 43206
Permit # 4408765

Transfer Type: D5, D6
To: Pobros LLC
DBA The Locker Room Bar and Grill
911 & 917 & 921 E Dublin Granville Rd
Columbus OH 43229
From: Billiard Club Inc

& 917 & 921 E Dublin Granville Rd
911 E Dublin Granville Rd
Columbus OH 43229
Permit # 6971603

New Type: D1
To: Deb Neb Inc
4968 N High St & Patio
Columbus OH 43214
Permit # 1998680

Transfer Type: C1, C2
To: Whar LLC
DBA Chips N Go
1020 E Broad St
Columbus OH 43205
From: Hulwa Inc
DBA Amco Station
1020 E Broad St
Columbus OH 43205
Permit# 9555933

Transfer Type: D5, D6
To: Villers LLC
DBA Oldfields
1st Fl
1571 N 4th St
Columbus OH 43201
From: H J K Inc
DBA Oldfields
1571 N 4th St 1st Fl
Columbus OH 43201
Permit# 9276608

New Type: C1
To: Harry and David
DBA Harry and David
4030 The Strand E
Columbus OH 43219
Permit# 3637305

Advertise: 12/11/2010
Return: 12/21/2010

Read and Filed

RESOLUTIONS OF EXPRESSION

MENTEL

0167X-2010

To recognize the Charity Newsies organization for 103 years of benevolent service and dedication to the children of Columbus and Franklin County.

Sponsors: Michael C. Mentel

A motion was made by President Mentel, 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

THE FOLLOWING ORDINANCES WERE REMOVED FROM THE CONSENT PORTION OF THE AGENDA AND VOTED ON LATER IN THE MEETING

RECREATION AND PARKS COMMITTEE: ORDINANCES 1649-2010 AND 1711-2010

FIRST READING OF 30-DAY LEGISLATION

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

FINANCE & ECONOMIC DEVELOPMENT: GINTHER, CHR. MILLER, TYSON MENTEL

1550-2010 FR To authorize the Finance and Management Director to expend \$200,000.00 from the Construction Management Capital Improvement Fund for various facility renovations. (\$200,000.00)

Read for the First Time

1773-2010 FR To amend Ordinance Number 0820-2010 to adjust the terms of an Enterprise Zone Agreement with Menard, Inc. by reducing the job creation goal from 80 employees to 60 full-time employees.

Read for the First Time

SAFETY: GINTHER CHAIR, PALEY CRAIG MENTEL

1596-2010 FR To authorize and direct the Finance and Management Director to sell to Firefighter Jeff Smith for the sum of \$1.00 an Arson canine with the registered name "Lucas", which has no further value to the Division of Fire, and to waive the provisions of the Columbus City Codes - Sale of City-Owned Personal Property. (\$1.00)

Read for the First Time

1643-2010 FR To authorize the payment of \$6,258.20 for vacation time and benefits which have accumulated in excess of the maximum amount established by salary ordinance for Fire Division personnel. (\$6,258.20)

Read for the First Time

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

1569-2010 FR To authorize the Director of the Department of Public Service to execute those documents required to transfer the Grace Street right-of-way, west of Wilson Road, north of West Broad Street;

Read for the First Time

1658-2010 FR To authorize the Finance and Management Director to enter into a contract for the purchase of three (3) 3-Wheel Sweepers from Jack Doheny Supplies Ohio, Inc. according to provisions of Sole Source procurement of the Columbus City Code Section 329.07; and to authorize the expenditure of

\$490,803.48 from the Streets and Highways G.O. Bonds Fund.
(\$490,803.48)

Read for the First Time

- 1720-2010** FR To authorize the Director of Public Service to reimburse various utilities for utility relocation costs incurred in conjunction with Public Service capital improvement projects; to amend the 2010 C.I.B.; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund and the Build America Bonds Fund; and to authorize the expenditure of \$50,000.00 from the Streets and Highways G.O. Bonds Fund and the Build America Bonds Fund. (\$50,000.00)

Read for the First Time

**JUDICIARY AND COURT ADMINISTRATION: PALEY, CHR. CRAIG TYSON
MENTEL**

- 1732-2010** FR To authorize the acceptance of a grant from the Franklin County Board of Commissioners, Office of Homeland Security and Justice Program and the appropriation and expenditure of said funds for the Domestic Violence Prosecutors Program. (\$103,705.00)

Read for the First Time

UTILITIES: PALEY, CHR. CRAIG GINTHER MENTEL

- 1504-2010** FR To authorize the Director of Public Utilities to execute a contract modification to the professional engineering services agreement with Malcolm Pirnie, Inc. for the Southerly Wastewater Treatment Plant New Headworks project; and to authorize the expenditure of \$583,000.00 within the B.A.B.s (Build America Bonds) Fund for the Division of Sewerage and Drainage. (\$583,000.00).

Read for the First Time

- 1592-2010** FR To authorize the Director of Finance and Management to enter into a contract with IRST for the purchase of a SPCC Barrier Boom System for the Department of Public Utilities, Division of Power and Water (Power) and to authorize the expenditure of \$60,144.00 from the Electric Build America Bonds Fund. (\$60,144.00)

Read for the First Time

- 1599-2010** FR To authorize the Director of Public Utilities to modify and increase the General Engineering Services agreement with CH2M Hill Inc.; for the Division of Power and Water; to authorize a transfer of funds and an expenditure of \$500,000.00 from the Water Build America Bonds Fund; and to authorize an amendment to the 2010 Capital Improvements Budget. (\$500,000.00)

Read for the First Time

- 1614-2010** FR To authorize the Director of Public Utilities to modify and increase the General Engineering Services agreement with URS Corporation - Ohio; for the Division of Power and Water; and to authorize an expenditure of \$200,000.00 within the Water Build America Bonds Fund. (\$200,000.00)

Read for the First Time

HOUSING COMMITTEE: TAVARES, CHR. TYSON MILLER MENTEL

- 1686-2010** FR To authorize the appropriation of \$80,000 from the unappropriated balance

Neighborhood Health Center Capital Reserve Fund and to authorize the Director of Finance and Management to expend up to \$80,000.00 for various facility repair, upgrades, and renovations for the City's neighborhood health centers. (\$80,000.00)

Read for the First Time

DEVELOPMENT: TYSON, CHR. GINTHER MILLER MENDEL

- 1696-2010 FR To authorize the Director of the Department of Development to execute any and all necessary agreements and deeds for conveyance of title of a parcel of real property, located at 00000 Leonard Avenue, Columbus, Ohio 43219, held in the Land Bank pursuant to the Land Reutilization Program.

Read for the First Time

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENDEL

- 1674-2010 FR To authorize the Director of Recreation and Parks to enter into a Lease Agreement with the Greater Columbus Rowing Association in conjunction with its activities located at Griggs Boathouse. (\$1.00)

Read for the First Time

RULES & REFERENCE: MENDEL, CHR. GINTHER CRAIG PALEY

- 1785-2010 FR To amend various sections of Title 21 of the Columbus City Codes, 2115 entitled "Photo Traffic Enforcement System " in order to: issue mobile speed citations in schools zones and other areas where children congregate; amend the right turn on red citation language; amend the bond requirement for administrative appeals; and amend other miscellaneous revisions.

Sponsors: Michael C. Mendel and Andrew Ginther

Read for the First Time

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

- 1623-2010 FR To rezone 85 NORTH WILSON ROAD (43204), being 0.84± acres located on the west side of North Wilson Road, 172± feet north of Alberta Street, From: C-3, Commercial and L-C-4, Limited Commercial Districts, To: CPD, Commercial Planned Development District (Rezoning # Z07-055).

Read for the First Time

- 1738-2010 FR To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD, and AR-1, apartment residential district use; 3312.13, Driveway; 3312.27, Parking setback line; 3312.39, Striping and marking; 3312.43, Required surface for parking; 3312.45, Wheel stop device; 3312.49 Minimum numbers of parking spaces required; 3321.01, Dumpster area; 3333.09, Area requirements; 3333.18 (E), Building lines; 3333.19 (a) (1), Building lines on corner lots; 3333.22, Maximum side yard required; 3333.23, Minimum side yard permitted; and 3333.27, Vision clearance, of the Columbus City Codes; for the property located at 1157-1159 OAK STREET (43205), to permit a baked-goods store with seating and a real estate office with reduced development standards in the ARLD, Apartment Residential District (Council Variance # CV10-034).

Read for the First Time

- 1740-2010 FR To grant a Variance from the provisions of Section 3363.01, M-Manufacturing district; of the Columbus City Codes for property located at

475 HOSACK STREET (43207), to conform a single-unit dwelling in the M, Manufacturing District. (Council Variance # CV10-039)

Read for the First Time

- 1741-2010** FR To grant a Variance from the provisions of Sections 3355.03, C-3 Permitted Uses and 3312.49 Minimum numbers of parking spaces required, of the Columbus City Codes for the property located at 26-30 EAST FIFTH AVENUE (43201), to permit a meadery with reduced parking in the C-3, Commercial District

Read for the First Time

- 1742-2010** FR To grant a Variance from the provisions of Sections 3333.035, AR-4, Apartment Residential District Use; 3333.22, Maximum side yard required; 3333.23, Minimum side yard permitted; 3333.24, Rear yard and 3372.562 (A) and (C), Landscaped area and treatment; of the Columbus City Codes for property located at 36 EAST NORWICH AVENUE (43201), to allow a property management office, a single-unit dwelling and accessory parking in the AR-4, Apartment Residential District with reduced development standards. (Council Variance # CV10-035)

Read for the First Time

- 1780-2010** FR To rezone 6698 EAST BROAD STREET (43213), being 30± acres located at the northeast corner of East Broad Street and Brice Road, From: M-2, Manufacturing District, To: CPD, Commercial Planned Development District. (Rezoning # Z10-005)

Read for the First Time

CONSENT ACTIONS

RESOLUTIONS OF EXPRESSION:

PALEY

- 0158X-2010** CA To honor and recognize Ms. Minnie Dixon for her thirty years of service to the city of Columbus, on the occasion of her retirement from the Real Estate Division of the Columbus City Attorney's Office.

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

This Matter was Adopted on the Consent Agenda.

- 0166X-2010** CA To honor, recognize, and celebrate the life of Mr. Alvin Solove, and to extend our sincerest condolences to his family and friends on the occasion of his passing Sunday, November 21, 2010.

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

This Matter was Adopted on the Consent Agenda.

TYSON

- 0156X-2010** CA To honor, recognize, and celebrate the life of Ms. Mary Teresa Funk, and to extend our sincerest condolences to her family, friends, and colleagues on the occasion of her passing Saturday, November 13, 2010.

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

This Matter was Adopted on the Consent Agenda.**FINANCE & ECONOMIC DEVELOPMENT: GINTHER, CHR. MILLER, TYSON MENTEL**

- 1542-2010** CA To amend the 2010 Capital Improvement Budget; to authorize the transfers of cash between projects within the same funds; to authorize the Director of Development to enter into a reimbursement agreement with Science and Technology Campus Corporation for \$46,594.24 to cover cost overruns in a City capital project; and to authorize the expenditure of \$44,636.53 from the Northland and Other Acquisitions Fund and \$1,957.71 from the Streets & Highways G.O. Bonds Fund. (\$46,594.24)

A motion was made by Craig, 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

- 1533-2010** CA To authorize the Finance and Management Director to enter into contract with various vendors for heavy duty truck body, welding, fabrication and collision services; to authorize the expenditure of \$60,000.00 from the Fleet Services Fund; and to declare an emergency. (\$60,000.00)

This Matter was Approved on the Consent Agenda.

- 1628-2010** CA To authorize the Finance and Management Director to issue purchase orders with Dick Masheter Ford Inc, Genuine Auto Parts, WD Tire and Wingfoot Commercial Tire Systems per the terms and conditions of a Universal Term Contract and State Term schedule contracts; to authorize the expenditure of \$295,000 from the Fleet Services Fund; and to declare an emergency. (\$295,000.00)

This Matter was Approved on the Consent Agenda.

- 1641-2010** CA To authorize the Finance and Management Director to establish a purchase order with Contract Sweepers & Equipment for the purchase of an Exterra LP Engine Rider Sweeper for the Facilities Management Division; to authorize the City Auditor to transfer funds within the Facilities Management Division General Fund budget; to authorize the expenditure of \$33,800.00 from the General Fund; and to declare an emergency. (\$33,800.00)

This Matter was Approved on the Consent Agenda.

- 1655-2010** CA To establish a new authorized strength ordinance for the Public Service Director's Office and the Fire Division, to accommodate the need for increased general fund sanctioned authorized strength, to repeal ordinance 1214-2010; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1667-2010** CA To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Capital City Electric, LLC. for the renovation for energy efficient interior lighting for eleven fire stations; to authorize the expenditure of \$961,254.00 from the Energy Efficiency and Conservation Block Grant; and to declare an emergency. (\$961,254.00)

This Matter was Approved on the Consent Agenda.

- 1687-2010 CA To authorize and direct the Finance and Management Director, on behalf of the Facilities Management Division, to execute those documents necessary for KNS Services, Inc. to install of the security equipment in various City-owned facilities; and to declare an emergency. (\$0)

This Matter was Approved on the Consent Agenda.

- 1694-2010 CA To authorize the Finance and Management Director to increase a contract on behalf of the Facilities Management Division with General Maintenance and Engineering for roof maintenance for facilities under the purview of the Facilities Management Division; to authorize the expenditure of \$10,000.00 from the General Fund; and to declare an emergency. (\$10,000.00)

This Matter was Approved on the Consent Agenda.

- 1712-2010 CA To authorize and direct the Finance and Management Director to enter into two (2) contracts for the option to purchase Light Duty Trucks with Ricart Properties Inc. dba Ricart Ford, Inc. and Germain Ford; to authorize the expenditure of two (2) dollars to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$2.00)

This Matter was Approved on the Consent Agenda.

- 1715-2010 CA To authorize the Director of Finance and Management to execute those documents necessary to enter into contract for the sale of City-owned surplus property known as 2682 Cleveland Avenue, Columbus, Ohio 43211 to Hope Christian Ministries and to execute those documents necessary to grant fee simple title; to repeal Ordinance 1241-2010; and to declare an emergency.

This Matter was Approved on the Consent Agenda.

- 1718-2010 CA To authorize and direct the Finance and Management Director to enter into four (4) contracts for the option to purchase Automobiles with Ricart Properties Inc. dba Ricart Ford, Inc., Germain Ford, Golling's Arena Dodge Inc., and Byers Chevrolet; to authorize the expenditure of four (4) dollars to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$4.00)

This Matter was Approved on the Consent Agenda.**SAFETY: GINTHER, CHR. PALEY CRAIG MENTEL**

- 1634-2010 CA To authorize and direct the Director of Finance and Management to enter into contracts for miscellaneous capital improvement renovations for the Department of Public Safety, to authorize the expenditure of \$100,000.00 from the Safety Voted Bond Fund and Gov'l B.A.B. 's (Build America Bonds) Fund, and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

- 1647-2010 CA To authorize and direct the Director of Finance and Management to enter into a contract with Vance Outdoors, Inc. for the purchase of semi-automatic pistols for the Division of Police, to authorize the expenditure of \$38,140.00 from the Law Enforcement Seizure Funds; and to declare an emergency. (\$38,140.00)

This Matter was Approved on the Consent Agenda.

- 1653-2010** CA To authorize and direct the Mayor of the City of Columbus to accept a FY2010 Forensic DNA Backlog Reduction Program award from the National Institute of Justice; to authorize the Crime Lab Manager as the official city representative to act in connection with this grant; to authorize an appropriation of \$149,688.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the cost of the FY2010 Forensic DNA Backlog Reduction Grant Program activities and expenditures; and to declare an emergency. (\$149,688.00)
This Matter was Approved on the Consent Agenda.
- 1662-2010** CA To authorize and direct the Mayor of the City of Columbus to accept a FY2010 Congressionally Selected Grant award of \$300,000.00 for the Columbus Police Forensic Services Facility Project from the Department of Justice, Office of Justice Programs, Bureau of Justice Assistance; to authorize the Crime Lab Manager as the official city representative to act in connection with this grant; to authorize an appropriation of \$300,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the grant expenditures; and to declare an emergency. (\$300,000.00)
This Matter was Approved on the Consent Agenda.
- 1671-2010** CA To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY10 Justice Assistance Grant (JAG) program from the Bureau of Justice Assistance, Office of Justice Programs via the Franklin County Office of Homeland Security and Justice Programs, to authorize William Hannah as the official City representative to act in connection with the subgrant, to authorize an appropriation of \$250,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the improvements, maintenance and services for the Automated Fingerprint Identification System (AFIS), and to declare an emergency. (\$250,000.00)
This Matter was Approved on the Consent Agenda.
- 1677-2010** CA To authorize and direct the Director of Public Safety to pay prisoner medical bills to Ohio Health Corporation, Mount Carmel Hospital, and the Franklin County Sheriff's Office, for the Division of Police, to authorize the expenditure of \$344,294.21 from the General Fund; and to declare an emergency. (\$344,294.21)
A motion was made by Craig, seconded by Tyson, that this matter be Approved. The motion carried by the following vote:
Abstained: 1 - Miller
Affirmative: 6 - Ginther, Ms. Tavares, Craig, Tyson, President Mentel and Paley
- 1682-2010** CA To authorize the Director of Public Safety to modify and extend the current contract with MED3000, Inc. for EMS billing, collection, and reporting services for the Division of Fire; to authorize the expenditure of \$750,000.00 from the General Fund; and to declare an emergency. (\$750,000.00)
This Matter was Approved on the Consent Agenda.
- 1697-2010** CA To authorize and direct the Finance and Management Director to issue a purchase order on behalf of the Division of Police for telephone services

from an existing Universal Term Contract with AT&T, to authorize the expenditure of \$85,000.00 from the General Fund; and to declare an emergency. (\$85,000.00)

This Matter was Approved on the Consent Agenda.

- 1698-2010 CA To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY10 Justice Assistance Grant (JAG) program from the Bureau of Justice Assistance, Office of Justice Programs via the Franklin County Office of Homeland Security and Justice Programs, to authorize R. Lee Roberts, Jr. as the official City representative to act in connection with the subgrant, to authorize an appropriation of \$50,000.00 from the unappropriated balance of the General Government Grant Fund to the Department of Public Safety, to authorize the Director of Public Safety to enter into contract with Central Ohio Crime Stoppers, Inc. for the operation of an anonymous gun tip line, and to declare an emergency. (\$50,000.00)

This Matter was Approved on the Consent Agenda.

- 1704-2010 CA To authorize and direct the Finance & Management Director to enter into two (2) contracts for the option to purchase Non-Lethal & Chemical Munitions with Vance Outdoors, Inc. and Pro-Tech Security Sales; to authorize the expenditure of two (2) dollars to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$2.00)

This Matter was Approved on the Consent Agenda.

- 1707-2010 CA To authorize and direct the Mayor of the City of Columbus to accept a sub-grantee award and enter into a contract with the Franklin County Board of Commissioners via the Franklin County Office of Homeland Security and Justice Programs for a FY10 Violence Against Woman Act (VAWA) grant, to authorize an appropriation of \$15,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police for the VAWA Task Force project, and to declare an emergency. (\$15,000.00)

This Matter was Approved on the Consent Agenda.

- 1719-2010 CA To authorize and direct the Finance and Management Director to enter into a contract with Law Enforcement Associates on behalf of the Division of Police to purchase surveillance equipment and to retrofit the current surveillance van; to authorize the expenditure of \$32,810.00 from the Mandatory Drug Fines Fund; and to declare an emergency. (\$32,810.00)

This Matter was Approved on the Consent Agenda.

- 1735-2010 CA To authorize and direct the Director of Public Safety to modify and increase the contract with Mt. Carmel Occupational Health for physical fitness testing services for the Division of Police, to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

This Matter was Approved on the Consent Agenda.

- 1743-2010 CA To authorize and direct the Finance and Management Director to establish a purchase order with Arrow Energy, Inc. for the purchase of jet fuel for the Division of Police from an existing universal term contract; to authorize the expenditure of \$30,000.00 from the General Fund; and to declare an emergency. (\$30,000.00)

This Matter was Approved on the Consent Agenda.

- 1744-2010 CA To authorize and direct the Public Safety Director to modify and increase the contract with CareWorks USA Ltd. for prisoner medical claim services and access to Preferred Provider Networks for the Division of Police; to authorize the expenditure of \$70,000.00 from the General Fund; and to declare an emergency. (\$70,000.00)

This Matter was Approved on the Consent Agenda.

- 1745-2010 CA To authorize and direct the Finance and Management Director to enter into a contract for the purchase of a Fourier Transform Infrared Spectrometer (FTIR) from PerkinElmer Health Sciences, Inc. for the Division of Police, to authorize the expenditure of \$57,453.20 from the Law Enforcement Seizure Fund; and to declare an emergency. (\$57,453.20)

This Matter was Approved on the Consent Agenda.

- 1746-2010 CA To authorize and direct the Finance and Management Director to issue purchase orders to Kiesler Police Supply, Inc. and to Vance Outdoors, Inc. for the purchase of training and service ammunition for the Division of Police, to authorize the expenditure of \$189,069.00 from the General Fund; and to declare an emergency. (\$189,069.00)

This Matter was Approved on the Consent Agenda.

- 1752-2010 CA To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Ardmore Construction Management and Engineering for the renovation of the kitchen cabinetry at four fire stations; to authorize the expenditure of \$58,165.00 from the Department of Public Safety's Gov'l B.A.B's (Build America Bonds) Fund; and to declare an emergency. (\$58,165.00)

This Matter was Approved on the Consent Agenda.**PUBLIC SERVICE & TRANSPORTATION: CRAIG, CHR. PALEY TAVARES MENTEL**

- 1648-2010 CA To authorize the Director of Public Service to modify the contract for computerized traffic signal system support to extend for one year the existing agreement with Computran Systems Engineering, L.L.C. for software maintenance for the Division of Planning and Operations downtown signal system processor per the sole-source provisions of the Columbus City Codes, 1959; to authorize the expenditure of \$23,886.89 or so much thereof as may be needed for this purpose from the Street Construction Maintenance and Repair Fund; and to declare an emergency. (\$23,886.89)

This Matter was Approved on the Consent Agenda.

- 1654-2010 CA To authorize the expenditure of \$116,742.00 from several city funds for the Department of Public Service, Department of Development, Department of Public Utilities and Recreation and Parks Department for the purpose of providing sufficient funding for Construction Inspection and Administration Services on several projects; to authorize necessary transfer and appropriation to insure proper accounting practices within these funds; to amend the 2010 C.I.B.; and to declare an emergency. (\$116,742.00)

This Matter was Approved on the Consent Agenda.

ADMINISTRATION: MILLER, CHR. PALEY TAVARES MENTEL

- 1488-2010 CA To authorize the Director of the Department of Technology, to enter into a contract with Bowe Bell & Howell for annual maintenance and support services for the Enduro Mail Inserter; in accordance with sole source procurement provisions of the Columbus City Codes; to authorize the expenditure of \$19,900.00 from the Department of Technology, Information Services Fund; and to declare an emergency. (\$19,900.00)
This Matter was Approved on the Consent Agenda.
- 1644-2010 CA To authorize the City Treasurer to modify its contract with Huntington National Bank for water lockbox banking services; to authorize the expenditure of up to \$16,000 from the water operating fund; and to declare an emergency. (\$16,000.00)
This Matter was Approved on the Consent Agenda.
- 1668-2010 CA To authorize and direct the City Auditor to decrease appropriations by \$800,000.00 within the Department of Technology, internal services fund for fiscal year 2010; and to declare an emergency. (\$800,000.00)
This Matter was Approved on the Consent Agenda.
- 1670-2010 CA To authorize the City Treasurer to modify its contract with JP Morgan Chase for banking services; to authorize a transfer of \$9,000.00 within the City Treasurer's 2010 appropriations; to authorize the expenditure of up to \$25,000 from the general fund; and to declare an emergency. (\$25,000.00)
This Matter was Approved on the Consent Agenda.
- 1691-2010 CA To authorize the Office of the City Auditor, Division of Income Tax to enter into a contract with Ameritemps for temporary staffing services for imaging preparation and scanning; to authorize the expenditure of \$80,000.00; and to declare an emergency (\$80,000.00).
This Matter was Approved on the Consent Agenda.
- 1709-2010 CA To authorize and direct the Executive Director of the Civil Service Commission to enter into a contract with C.P.A.T. Distribution for the purchase and delivery of a Ceiling Breach and Pull Machine in accordance with the sole source procurement provisions of the Columbus City Codes, to authorize the expenditure of \$7,198.53 from the General Fund, and to declare an emergency (\$7,198.53).
This Matter was Approved on the Consent Agenda.
- 1710-2010 CA To authorize and direct the Executive Director of the Civil Service Commission to enter into a contract with Harland Technology/Scantron Corporation for the purchase of standard and custom Scantron forms in accordance with the sole source procurement provisions of the Columbus City Codes, to authorize the expenditure of \$4,069.90 from the General Fund, and to declare an emergency (\$4,069.90).
This Matter was Approved on the Consent Agenda.

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

- 1593-2010 CA To authorize and direct the Municipal Court Clerk to enter into contract with Neopost USA, Inc. for the provision of mail services for the Municipal Court

Clerk's Office; to authorize an expenditure of \$39,496.44 from the Municipal Court Clerk's Computer Fund; and to declare an emergency. (\$39,496.44)

This Matter was Approved on the Consent Agenda.

- 1699-2010 CA To authorize the City Auditor to make any and all appropriate accounting adjustments to properly align appropriations, revenues and expenditures for the Project Smart Program for the City Attorney's Office and to declare an emergency.

This Matter was Approved on the Consent Agenda.

UTILITIES: PALEY, CHR. CRAIG GINTHER MENDEL

- 1514-2010 CA To authorize and direct the Director of Public Utilities to modify all contracts and agreements with AECOM USA, Inc. by assigning past, present and future contracts and agreements to AECOM Technical Services, Inc. ("ATS"), and to declare an emergency. (\$0)

This Matter was Approved on the Consent Agenda.

- 1555-2010 CA To authorize the Director of Finance and Management to enter into a contract with B&B Microscopes for the purchase of one Microscope - Digital Imaging System for the Division of Power and Water and to authorize the expenditure of \$26,002.65 from the Water Operating Fund. (\$26,002.65)

This Matter was Approved on the Consent Agenda.

- 1556-2010 CA To authorize the Director of Finance and Management to enter into a contract with Agilent Technologies, Inc. for the purchase of a Gas Chromatograph/Mass Spectrometer for the Division of Power and Water and to authorize the expenditure of \$101,002.40 from the Water Operating Fund. (\$101,002.40)

This Matter was Approved on the Consent Agenda.

- 1582-2010 CA To authorize the Director of Finance and Management to enter into a contract with Utility Truck Equipment, Inc. for the purchase of a Flatbed Body, Winch and Accessories to be mounted on an existing cab and chassis supplied by the City of Columbus, Department of Public Utilities, Division of Power and Water, and to authorize the expenditure of \$63,650.00 from the Electricity Operating Fund. (\$63,650.00)

This Matter was Approved on the Consent Agenda.

- 1584-2010 CA To authorize the Director of Finance and Management to establish a purchase order with MH Logistics Corp dba MH Equipment Co. for the purchase of one Forklift Truck LPG for the Division of Sewerage and Drainage, and to authorize the expenditure of \$26,485.80 from the Sewerage System Operating Fund. (\$26,485.80)

This Matter was Approved on the Consent Agenda.

- 1616-2010 CA To appropriate \$80,000.00 within the Build America Bond (B.A.B's) Fund; to authorize the City Attorney to expend an additional \$80,000.00 for acquisition activities for the Hilliard-Rome Road South of Feder Road Project from the Build America Bond Fund, The Department of Public Utilities, Division of Sewerage and Drainage and to declare an emergency. (\$80,000.00)

This Matter was Approved on the Consent Agenda.

- 1659-2010 CA To provide additional funding necessary to the on going acquisition of fee simple title and lesser interests in connection with the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk Project; to amend the 2010 Capital Improvement budget; to authorize the transfer and expenditure of \$100,000.00 from within the Sanitary Sewer Build America Bonds (B.A.B.s) Fund, for the Division of Sewerage and Drainage; and to declare an emergency. (\$100,000.00).
This Matter was Approved on the Consent Agenda.
- 1702-2010 CA To authorize the Director of the Department of Public Utilities to execute those documents necessary to release two City utility easements, located in the vicinity of East Hudson Street and Parkwood Avenue, at the request of Columbus Elderly II LLC, an Ohio limited liability company, in exchange for a replacement easement previously granted to the City of Columbus, Ohio and to declare an emergency.
This Matter was Approved on the Consent Agenda.
- 1724-2010 CA To authorize the Director of the Department of Finance and Management to execute a Quitclaim Deed of Easement and any ancillary documents along with the Franklin County Convention Facilities Authority to jointly grant certain easements to the Columbus Southern Power Company; and to declare an emergency.
This Matter was Approved on the Consent Agenda.

**HEALTH AND HUMAN DEVELOPMENT COMMITTEE: TAVARES, CHR. TYSON
GINTHER MENDEL**

- 1680-2010 CA To authorize and direct the Finance and Management Director to enter into contracts with Henry Schein Inc. for the option to purchase Various Health Supplies on an as needed basis, to authorize the expenditure of One dollar to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$1.00)
This Matter was Approved on the Consent Agenda.
- 1703-2010 CA To authorize the Columbus Health Department to accept a grant from the Franklin County Board of Health in the amount of \$60,000.00 for the Project Love County Project; to authorize the appropriation of \$60,000.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$60,000.00)
This Matter was Approved on the Consent Agenda.
- 1723-2010 CA To authorize and direct the Columbus Health Department to accept a grant from the Ohio Department of Health in the amount of \$36,000.00; to authorize the appropriation of \$36,000.00 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$36,000.00)
This Matter was Approved on the Consent Agenda.
- 1734-2010 CA To authorize and direct the Columbus Health Department to accept a grant from the Ohio Childcare Resource and Referral Association in the amount of \$15,000.00, to authorize the appropriation of \$15,000.00 from the Health Department Grants Fund, and to declare an emergency. (\$15,000.00)

This Matter was Approved on the Consent Agenda.

- 1737-2010 CA To authorize and direct the Columbus Health Department to accept grant funds from the Ohio Department of Health in the amount of \$1,300.00, to authorize the appropriation of \$1,300.00 from the Health Department Grants Fund, and to declare an emergency. (\$1,300.00)

This Matter was Approved on the Consent Agenda.**RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL**

- 1604-2010 CA To authorize the Director of the Recreation and Parks Department to execute those documents necessary to enter in an Agreement Regarding Real Estate Tax and Assessment Proration by and between the City of Columbus and the New Albany Company LLC, a Delaware limited liability company; to accept 8.422 +/- acres of real property, located near Central College Road and New Albany Road West, as future water management and wetland restoration property; and to declare an emergency

This Matter was Approved on the Consent Agenda.

- 1629-2010 CA To authorize the Director of Recreation and Parks to modify the contract with EMH&T for professional services related to the Scioto Trail-Main Street Bridge Connector to include park lighting and electrical; to authorize an expenditure of \$6,136.00 from the Voted 1999/2004 Parks and Recreation and Bond Fund; and to declare an emergency. (\$6,136.00)

This Matter was Approved on the Consent Agenda.

- 1675-2010 CA To authorize and direct the Director of Recreation and Parks to enter into contract with TFH-EB, Inc., dba The Waterworks, for the Plumbing Improvements 2010 Project; to authorize the expenditure of \$190,000.00, or so much thereof as may be necessary, from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$190,000.00)

This Matter was Approved on the Consent Agenda.

- 1684-2010 CA To authorize and direct the Director of Recreation and Parks to modify the contract with Myers-Schmalenberger Landscape Architects, dba MSI Design, for professional services related to the Livingston Park Cultural Improvements Phase One Project; to authorize the expenditure of \$11,100.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$11,100.00)

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

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

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

EMERGENCY, TABLED AND 2ND READING OF 30-DAY LEGISLATION**FINANCE & ECONOMIC DEVELOPMENT: GINTHER, CHR. MILLER TYSON MENTEL**

1622-2010 To authorize the Director of the Department of Development to enter into a Memorandum of Understanding with The Ohio State University Medical Center in order to outline plans and certain commitments of the parties relating to the major expansion of both the OSU Hospital Main Campus and the University Hospital East and the surrounding area on the near east side; and to declare an emergency.

Sponsors: Andrew Ginther and Priscilla Tyson

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

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

1624-2010 To authorize the Director of Development to enter into a Jobs Growth Incentive Agreement with The Ohio State University Medical Center to pay annually an amount equal to 30% of the personal income tax withheld on new employees for a term of up to 15 years, not to exceed \$35 million, in consideration of a proposed investment of \$1.005 billion and the creation of 5615 permanent full-time jobs; and to declare an emergency.

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

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

RECESSED 7:18 PM

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

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

RECONVENE 7:23 PM

A motion was made by Craig, seconded by Paley, 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

1721-2010 To authorize and direct the Finance and Management Director to modify and extend the UTC contract for the option to purchase Recycled / OEM Laser Printer Toner and Toner Maintenance with US Laser Inc.; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency.

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

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

1733-2010 To authorize the Finance and Management Director to modify and increase a contract on behalf of the Office of Construction Management with Harris

Design Services for professional services (design and construction administration) for the renovation of 120 West Gay Street; to amend the 2010 Capital Improvements Budget; to authorize transfers between projects within the Construction Management Capital Improvements Fund, the Gov'l B.A.B.'s (Build America Bonds), and the General Permanent Improvement Fund; to authorize expenditures totaling \$926,000.00 from the Construction Management Capital Improvements Fund, the Gov'l B.A.B.'s (Build America Bonds), and the General Permanent Improvement Fund; and to declare an emergency. (\$926,000.00).

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

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

1748-2010

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with Beverage Management, Inc. & DP Columbus Portfolio LP, and to declare an emergency.

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

1749-2010

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with Morrison Medical LTD & MJ Paragon LLC; and to declare an emergency.

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

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

1750-2010

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with Capital City Group, Inc.; and to declare an emergency.

TABLED UNTIL 12/13/2010

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

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

1751-2010

To authorize the Director of the Department of Development to amend the Community Reinvestment Area Agreement with Whirlpool Corporation, Kenco Logistic Services, LLC & DB RREEF US Properties LLC; to amend the Job Creation Tax Credit Agreement with Whirlpool Corporation & Kenco Logistic Services; and to declare an emergency.

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

1771-2010

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with ms consultants, inc. and 2 Generation LTD; and to declare an emergency.

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

Absent@vote: 1 - President Mentel

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

1772-2010

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with Evans, Mechwart, Hambleton & Tilton, Inc. and Wishbone Partners, LLC; and to declare an emergency.

TABLED UNTIL 12/13/2010

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

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

1795-2010

To authorize the issuance of limited tax bonds in the amount of not to exceed \$35,640,000.00 for construction management projects (\$35,640,000.00) Section 55(B) of the City Charter.

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

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

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

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

1796-2010

To authorize the issuance of unlimited tax bonds in the amount of not to exceed \$22,995,000.00 for storm sewer improvements (\$22,995,000.00).Section 55(B) of the City Charter.

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

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

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

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

SAFETY: GINTHER, CHR. PALEY CRAIG MENTEL

0159X-2010

To object to the renewal of liquor permit number 4066668 held by HULWA INC, doing business as AMCO STATION (AKA MARATHON), located at 1020 E. BROAD ST., COLUMBUS, OH 43205, and to declare an emergency.

Sponsors: Andrew Ginther

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

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

0160X-2010

To object to the renewal of liquor permit number 9115360 held by TWISTED

BAR LLC, doing business as EXILE BAR, located at 893 N. 4TH ST. & PATIOS, COLUMBUS, OH 43201, and to declare an emergency.

Sponsors: Andrew Ginther

A motion was made by Ginther, 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

0161X-2010

To object to the renewal of liquor permit number 8200862 held by 665 PARSONS INC, doing business as OHIO OIL, located at 665 PARSONS AVENUE, COLUMBUS, OH 43205, and to declare an emergency.

Sponsors: Andrew Ginther

A motion was made by Ginther, 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

0162X-2010

To object to the renewal of liquor permit number 9832225 held by YMA LLC, doing business as PAY LESS AUTO SERVICE, located at 744 E. HUDSON ST., COLUMBUS, OH 43211, and to declare an emergency.

Sponsors: Andrew Ginther

A motion was made by Ginther, 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

0163X-2010

To object to the renewal of liquor permit number 9116850 held by 2216 S A INC, doing business as RUMORS, located at 1893-95 SULLIVANT AV 1ST FL & BSMT, COLUMBUS, OH 43204, and to declare an emergency.

Sponsors: Andrew Ginther

A motion was made by Ginther, 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

0164X-2010

To object to the renewal of liquor permit number 7758609 held by SAVE WAY MART INC, doing business as SAVE WAY MART, located at 1022 SUMMIT ST 1ST FL ONLY, COLUMBUS, OH 43201, and to declare an emergency.

Sponsors: Andrew Ginther

A motion was made by Ginther, 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

0165X-2010

To object to the renewal of liquor permit number 66234550010 held by OUMALAWIS LLC, doing business as SUNOCO, located at 1535ALUM CREEK DR., COLUMBUS, OH 43209, and to declare an emergency.

Sponsors: Andrew Ginther

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

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

1729-2010

To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Replacement Radio Batteries with Motorola Inc., to waive the competitive bidding provisions of the Columbus City Codes; 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 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

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

1725-2010

To authorize the Director of Public Service to enter into a contract with Resource International, Inc. for professional services associated with the detailed design of the Pedestrian Safety Improvements - Franklinton Community Mobility Plan for the Division of Mobility Options; to authorize the expenditure of \$300,000.00 or so much thereof as may be needed from the Build America Bonds Fund; and to declare an emergency. (\$300,000.00)

A motion was made by Craig, 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 MENTEL

1493-2010

To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology, to establish a purchase order with G3 Technology Partners from an existing Universal Term Contract for the purchase of the Interaction Auto Dialer and Voice Recognition upgrade inclusive of software, maintenance support, training and professional services; and to authorize the expenditure of \$34,412.50 from the Department of Technology, Information Services Capital Improvement Fund (Build America Bonds/B.A.B.s); and to declare an emergency. (\$34,412.50)

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

Absent@vote: 1 - Ginther

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

1579-2010

To authorize the Directors of the Department of Technology and the Department of Public Utilities (DPU), to modify an existing contract and increase funding with Ventyx, Inc. for professional services and enhanced maintenance support to upgrade and customize the Columbus Utility Billing System (CUBS), to waive the competitive bidding provisions in accordance with the Columbus City Code; to authorize the expenditure of \$115,000.00 from the Department of Technology Information Services Fund; and to

declare an emergency. (\$115,000.00)

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

Absent@vote: 1 - Ginther

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

1583-2010

To authorize the Directors of the Department of Technology and the Department of Recreation and Parks to modify an existing contract and increase funding for additional transaction fees for the Class software application with The Active Network, LTD; to waive the competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$5,500.00 from the Department of Technology Information Service Fund; and to declare an emergency. (\$5,500.00)

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

Absent@vote: 1 - Ginther

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

1640-2010

To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology, to modify an existing contract in accordance with the original contractual agreement as modified by Ordinance # 0721-2010, with AssetWorks, Inc to purchase consulting services for additional staff training and data cleansing services; to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of \$59,450.00 from the Department of Technology Information Services Fund; and to declare an emergency. (\$59,450.00)

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

Absent@vote: 1 - Ginther

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

1678-2010

To authorize the Mayor to accept a grant award from the Ohio Environmental Protection Agency, under the project heading "GreenSpot: Sustainable Lifestyles;" to appropriate \$40,304.00 from the unappropriated balance of the General Government Grant Fund to the Mayor's Office, and to declare an emergency. (\$40,304.00).

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

Absent@vote: 1 - Ginther

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

UTILITIES: PALEY, CHR CRAIG GINTHER MENTEL

1547-2010

To authorize the Director of Public Utilities to execute a construction contract with John Eramo & Sons, Inc.; for the Charleston Avenue Drainage Improvements, Resurfacing and ADA Curb Ramps Project, to provide for payment of inspection, material testing and prevailing wage coordination services to the Division of Design and Construction; to authorize the transfer and expenditure of \$2,402,404.85 within the Storm Sewer Bonds Fund for

the Division of Sewerage and Drainage; to authorize the transfer and expenditure of \$751,344.48 within the Streets and Highways G.O. Bonds Fund for the Division of Design and Construction; and to amend the 2010 Capital Improvements Budget. (\$3,153,749.34)

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

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

1595-2010

To authorize the Director of Public Utilities to execute a construction contract with Boone Concrete Restoration for the WCLPP - Concrete Wall & Joint Repair Project; to provide for payment of prevailing wage coordination services to the Division of Design and Construction; to waive the provisions of the Columbus City Code relating to competitive bidding; to authorize the expenditure of \$201,156.21 within the Storm Build America Bonds Fund for the Division of Sewerage and Drainage. (\$201,156.21)

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

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

1627-2010

To authorize the City Auditor to allow the Division of Power and Water's capital bond funds to reimburse the operating fund in the amount of \$178,524.01 for labor and equipment costs incurred in the installation of various street lighting; and to declare an emergency. (\$178,524.01)

A motion was made by Paley, 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

HEALTH AND HUMAN DEVELOPMENT: TAVARES, CHR. TYSON GINTHER MENTEL

1726-2010

To authorize the appropriation of \$2,500.00 from the unappropriated balance of the Emergency Human Services Capital Fund to the Department of Development; to approve the grant application of Community Kitchen, Inc. in seeking assistance for capital costs associated with the maintenance of its facility pursuant to Section 371.02 (c) of the Columbus City Codes, 1959; to authorize the Director of the Department of Development to provide grant assistance to Community Kitchen, Inc. for emergency capital costs associated with the repair and upgrade of their equipment; to authorize the expenditure of \$2,500.00 from the Emergency Human Service Capital Fund; and to declare an emergency. (\$2,500.00)

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

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

1747-2010

To authorize and direct the Board of Health to accept grant funds from the Ohio Department of Health in the amount of \$81,436.36, to authorize the appropriation of \$81,436.36 from the Health Department Grants Fund, and

to declare an emergency. (\$81,436.36)

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

HOUSING: TAVARES, CHR. TYSON MILLER MENTEL

1613-2010 To authorize the Director of the Department of Development to enter into an agreement with Affordable Housing Trust for Columbus and Franklin County to refinance the construction loan for the completion of the Whitney Young Condominium Development; to authorize the appropriation of \$2,700,000.00 from the Special Income Tax Fund; to authorize and direct the City Auditor to transfer \$2,700,000.00 from the Special Income Tax Fund to the Whitney Young Housing Capital Fund; to authorize the appropriation of \$2,700,000.00 within the Whitney Young Housing Capital Fund; to amend the 2010 Capital Improvement Budget; to authorize the expenditure of \$2,700,000.00 from the Whitney Young Housing Capital Fund and \$700,000.00 from the Housing Preservation Fund; and to declare an emergency. (\$3,400,000.00)

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

Absent@vote: 1 - Craig

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

1672-2010 To authorize the Director of the Department of Development to modify a contract with the Franklin County Board of Health to support the Lead Safe Columbus program; to authorize the expenditure of \$1,000 from the Community Development Block Grant (CDBG) Fund; and to declare an emergency. (\$1,000)

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

Absent@vote: 1 - Craig

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

1685-2010 To amend Ordinance Number 0223-2004, the Gibbard Avenue Community Reinvestment Area, in order to continue real property tax exemptions as established in Section 3735.65 to 3735.70 of the Ohio Revised Code, and for the purpose of including language from the Ohio Revised Code as well as the inclusion of an additional Section designating the Development Department's Housing Administrator as the designated Housing Officer; and to declare an emergency.

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

Absent@vote: 1 - Miller

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

RECREATION & PARKS: TYSON, CHR. TAVARES PALEY MENTEL

1554-2010 To grant the Directors of the Department of Recreation and Parks and the

Department of Public Service, severally, the authority to execute, on behalf of the City of Columbus, at the Grantee all renewal easements obtained from the State of Ohio and/or The Ohio State University.

A motion was made by Tyson, 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

1673-2010

To authorize and direct the Director of Recreation and Parks to enter into contract with Greenscapes Landscape Co., Inc. for the Street Tree Installation Spring 2011 Project; to authorize the expenditure of \$174,401.00 and a contingency of \$25,599.00 for a total of \$200,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$200,000.00)

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

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

1676-2010

To authorize and direct the Director of Recreation and Parks to enter into contract with Capital City Electric, LLC for the Cultural Arts Center Lighting Improvements Project; to authorize the expenditure of \$199,000.00, or so much thereof as may be necessary, from the Voted Recreation and Parks Bond Fund and an ARRA Energy Efficient Grant; and to declare an emergency. (\$199,000.00)

A motion was made by Tyson, 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

1681-2010

To authorize and direct the Director of Recreation and Parks to enter into contract with Jess Howard Electric Company for the Electrical Improvements 2010 Project; to authorize the expenditure of \$305,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$305,000.00)

A motion was made by Tyson, 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

1690-2010

To authorize and direct the Director of Recreation and Parks to enter into contract with Lincoln Construction, Inc. for the Westgate Shelter House Improvements Project; to authorize the expenditure of \$600,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$600,000.00)

A motion was made by Tyson, 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

1649-2010

To authorize the Director of Recreation and Parks to enter into a Lease Agreement with the City of Worthington for a partnership in the creation of a

dog park at Godown Park; and to declare an emergency. (\$1.00)

A motion was made by Tyson, 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

1711-2010

To authorize and direct the Director of Recreation and Parks to enter into a lease agreement with KA Restaurant Concepts, LLC. for the operation of a 3200 sq. ft. upscale restaurant in Bicentennial Park being developed as part of the Scioto Mile Park; and to declare an emergency. (\$0.00)

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

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

ADJOURNMENT

ADJOURNED 9:27 PM

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

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

THE LAST COUNCIL MEETING OF 2010 IS

MONDAY, DECEMBER 13, 2010



City of Columbus

Journal - Final

Zoning Committee

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

A. Troy Miller, Chair
All Members

Monday, December 6, 2010

6:30 PM

Zoning Committee

Zoning Committee

Journal

December 06, 2010

REGULAR MEETING NO. 63 OF CITY COUNCIL (ZONING), DECEMBER 6, 2010 AT 6:30 P.M. IN COUNCIL CHAMBERS.

ROLL CALL

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

READING AND DISPOSAL OF THE JOURNAL

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

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

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

1383-2010

To grant a Variance from the provisions of Sections 3332.03, R-1, Residential District; 3312.09, Aisle; 3312.27(A)(2), Parking Setback Line; 3312.26, Wheel stop device; 3312.49(C) Minimum number of bicycle parking spaces required; and 3332.30, Clear Vision at Vehicular Access Points of the Columbus City Codes for the property located at 2349 HARRISBURG PIKE (43213), to allow an existing retail use with reduced development standards in the in the R-1, Residential District. (Council Variance #CV08-035).

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

Absent@vote: Tyson

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

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

Absent@vote: Tyson

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

1646-2010

To rezone 4899 SUNBURY ROAD (43230), being 4.13± acres located on the west side of Sunbury Road, 710± feet north of Morse Road, From: R, Rural District, To: CPD, Commercial Planned Development District. (Rezoning # Z10-018)

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

Absent@vote: Tyson

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

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

Absent@vote: Tyson

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

1665-2010

To rezone 3100 DELTA MARINE DRIVE (43068), being 9.85± acres located at the terminus of Delta Marine Drive on the west side of Gender Road, From: L-C-4, Limited Commercial District, To: L-M, Limited Manufacturing District (Rezoning # Z10-023).

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

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

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

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

ADJOURNEMENT

ADJOURNED 7:23 PM

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

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

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

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: 0156X-2010

Drafting Date: 11/17/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To honor, recognize, and celebrate the life of Ms. Mary Teresa Funk, and to extend our sincerest condolences to her family, friends, and colleagues on the occasion of her passing Saturday, November 13, 2010.

Body

WHEREAS, Mary Teresa Funk was born in Racine, Ohio, on June 2nd, 1951, and moved to Columbus after graduating from the Meigs High School class of 1969; and

WHEREAS, Mary and her husband, Roy, settled in the Harrison West neighborhood, where they lived for nearly forty years and where Mary's tireless activism and advocacy earned her the admiration of neighbors, colleagues, and city and civic leaders; and

WHEREAS, as a founder and officer of the Harrison West Society, and in her ceaseless advocacy and volunteer work on behalf of her neighborhood, Mary helped transform Harrison West into the thriving, vibrant community that it is today; and

WHEREAS, in her work for the office of Mayor Michael B. Coleman, Mary shared with Columbus residents the accumulated wisdom of her many years of public service, providing solutions to even the most complex challenges and serving residents and communities with the passion, compassion, tenacity, and integrity that defined her life; and

WHEREAS, Mary's courageous, generous spirit will always be remembered by those who knew her, just as her remarkable commitment to community building and service will continue to inspire activists and public servants in the years and decades to come; now, therefore

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

That this Council does hereby honor, recognize, and celebrate the life of Mary Teresa Funk, and extends our sincerest condolences to her husband, Roy, children Shawn and Jason, grandchildren Shelby and Bailey, and her friends and colleagues on the occasion of her passing.

Legislation Number: 0158X-2010

Drafting Date: 11/23/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To honor and recognize Ms. Minnie Dixon for her thirty years of service to the city of Columbus, on the occasion of her retirement from the Real Estate Division of the Columbus City Attorney's Office.

Body

WHEREAS, Ms. Minnie Dixon served the city of Columbus with distinction for thirty years as a real estate specialist in the offices of Columbus City Attorneys Richard C. Pfeiffer, Jr., Janet Jackson, and Ronald O'Brien; and

WHEREAS, among the commendations Ms. Dixon has earned for her exemplary service to the city of Columbus is the Symbol of Distinction Award, which she received in 1991 in recognition of her outstanding accomplishments in government; and

WHEREAS, Ms. Dixon attended the Julliard School of Music, New York University, the City College of New York, and George Washington University, providing her with a diverse and multi-disciplinary educational background that helped prepare her for a career in service; and

WHEREAS, Ms. Dixon was an Ohio Department of Transportation-certified LPA relocation specialist from 1982 to 1987 and has been an ODOT-certified LPA real estate agent and project manager since 1987; and

WHEREAS, in addition to her longtime involvement in the Columbus community, Ms. Dixon has contributed to her field through her involvement with the International Right of Way Association and other professional organizations; and

WHEREAS, Ms. Dixon's son, Duane E. Solomon, was a poet, film critic, writer, and entrepreneur who shared his mother's commitment to public service; after attending Hunter College in New York City and the University of California at Berkeley, Mr. Solomon supervised a free breakfast program for over two-hundred and fifty children in the East Oakland area and also served as one of the first members of Columbus's Northeast Area Commission; now, therefore

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

That this Council hereby honors and recognizes Ms Minnie Dixon for her thirty years of service to the city of Columbus, on the occasion of her retirement from the Real Estate Division of the Columbus City Attorney's Office.

Legislation Number: 0159X-2010

Drafting Date: 11/23/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To object to the renewal of liquor permit number 4066668 held by HULWA INC, doing business as AMCO STATION (AKA MARATHON), located at 1020 E. BROAD ST., COLUMBUS, OH 43205, and to declare an emergency.

Body

WHEREAS, City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 4066668 held by HULWA INC, doing business as AMCO STATION (AKA MARATHON), located at 1020 E. BROAD ST., COLUMBUS, OH 43205; and

WHEREAS, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit to preserve the public health, peace, property, safety and welfare; now, therefore

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

Section 1. The Columbus City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 4066668 held by HULWA INC, doing business as AMCO STATION (AKA MARATHON), located at 1020 E. BROAD ST., COLUMBUS, OH 43205.

Section 2. The City Council hereby finds that the permit holder at such premises has operated the liquor permit business in

a manner that demonstrates a disregard for the law, regulations or local ordinances of this state and city, which is a basis to refuse the renewal of a liquor permit under 4303.292(A)(1)(b); and further, the Council finds that the permit premises is so located with respect to the neighborhood that substantial interference with public decency, sobriety, peace or good order would result from the renewal of the permit and operation thereunder by the applicant, which also is a basis to refuse a liquor permit renewal under 4303.292(A)(2)(c); and based upon the above findings the City Council hereby objects to the renewal of this liquor permit.

Section 3. That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.27(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption of the Mayor neither approves nor vetoes the same.

Legislation Number: 0160X-2010

Drafting Date: 11/23/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To object to the renewal of liquor permit number 9115360 held by TWISTED BAR LLC, doing business as EXILE BAR, located at 893 N. 4TH ST. & PATIOS, COLUMBUS, OH 43201, and to declare an emergency.

Body

WHEREAS, City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 9115360 held by TWISTED BAR LLC, doing business as EXILE BAR, located at 893 N. 4TH ST. & PATIOS, COLUMBUS, OH 43201; and

WHEREAS, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit to preserve the public health, peace, property, safety and welfare; now, therefore

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

Section 1. The Columbus City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 9115360 held by TWISTED BAR LLC, doing business as EXILE BAR, located at 893 N. 4TH ST. & PATIOS, COLUMBUS, OH 43201.

Section 2. The City Council hereby finds that the permit holder at such premises has operated the liquor permit business in a manner that demonstrates a disregard for the law, regulations or local ordinances of this state and city, which is a basis to refuse the renewal of a liquor permit under 4303.292(A)(1)(b); and further, the Council finds that the permit premises is so located with respect to the neighborhood that substantial interference with public decency, sobriety, peace or good order would result from the renewal of the permit and operation thereunder by the applicant, which also is a basis to refuse a liquor permit renewal under 4303.292(A)(2)(c); and based upon the above findings the City Council hereby objects to the renewal of this liquor permit.

Section 3. That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the

Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.27(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption of the Mayor neither approves nor vetoes the same.

Legislation Number: 0161X-2010

Drafting Date: 11/23/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To object to the renewal of liquor permit number 8200862 held by 665 PARSONS INC, doing business as OHIO OIL, located at 665 PARSONS AVENUE, COLUMBUS, OH 43205, and to declare an emergency.

Body

WHEREAS, City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 8200862 held by 665 PARSONS INC, doing business as OHIO OIL, located at 665 PARSONS AVENUE, COLUMBUS, OH 43205; and

WHEREAS, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit to preserve the public health, peace, property, safety and welfare; now, therefore

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

Section 1. The Columbus City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 8200862 held by 665 PARSONS INC, doing business as OHIO OIL, located at 665 PARSONS AVENUE, COLUMBUS, OH 43205.

Section 2. The City Council hereby finds that the permit holder at such premises has operated the liquor permit business in a manner that demonstrates a disregard for the law, regulations or local ordinances of this state and city, which is a basis to refuse the renewal of a liquor permit under 4303.292(A)(1)(b); and further, the Council finds that the permit premises is so located with respect to the neighborhood that substantial interference with public decency, sobriety, peace or good order would result from the renewal of the permit and operation thereunder by the applicant, which also is a basis to refuse a liquor permit renewal under 4303.292(A)(2)(c); and based upon the above findings the City Council hereby objects to the renewal of this liquor permit.

Section 3. That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.27(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption of the Mayor neither approves

nor vetoes the same.

Legislation Number: 0162X-2010

Drafting Date: 11/23/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To object to the renewal of liquor permit number 9832225 held by YMA LLC, doing business as PAY LESS AUTO SERVICE, located at 744 E. HUDSON ST., COLUMBUS, OH 43211, and to declare an emergency.

Body

WHEREAS, City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 9832225 held by YMA LLC, doing business as PAY LESS AUTO SERVICE, located at 744 E. HUDSON ST., COLUMBUS, OH 43211; and

WHEREAS, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit to preserve the public health, peace, property, safety and welfare; now, therefore

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

Section 1. The Columbus City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 9832225 held by YMA LLC, doing business as PAY LESS AUTO SERVICE, located at 744 E. HUDSON ST., COLUMBUS, OH 43211.

Section 2. The City Council hereby finds that the permit holder at such premises has operated the liquor permit business in a manner that demonstrates a disregard for the law, regulations or local ordinances of this state and city, which is a basis to refuse the renewal of a liquor permit under 4303.292(A)(1)(b); and further, the Council finds that the permit premises is so located with respect to the neighborhood that substantial interference with public decency, sobriety, peace or good order would result from the renewal of the permit and operation thereunder by the applicant, which also is a basis to refuse a liquor permit renewal under 4303.292(A)(2)(c); and based upon the above findings the City Council hereby objects to the renewal of this liquor permit.

Section 3. That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.27(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption of the Mayor neither approves nor vetoes the same.

Legislation Number: 0163X-2010

Drafting Date: 11/23/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To object to the renewal of liquor permit number 9116850 held by 2216 S A INC, doing business as RUMORS, located at 1893-95 SULLIVANT AV 1ST FL & BSMT, COLUMBUS, OH 43204, and to declare an emergency.

Body

WHEREAS, City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 9116850 held by 2216 S A INC, doing business as RUMORS, located at 1893-95 SULLIVANT AV 1ST FL & BSMT, COLUMBUS, OH 43204; and

WHEREAS, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit to preserve the public health, peace, property, safety and welfare; now, therefore

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

Section 1. The Columbus City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 9116850 held by 2216 S A INC, doing business as RUMORS, 1893-95 SULLIVANT AV 1ST FL & BSMT, COLUMBUS, OH 43204.

Section 2. The City Council hereby finds that the permit holder at such premises has operated the liquor permit business in a manner that demonstrates a disregard for the law, regulations or local ordinances of this state and city, which is a basis to refuse the renewal of a liquor permit under 4303.292(A)(1)(b); and further, the Council finds that the permit premises is so located with respect to the neighborhood that substantial interference with public decency, sobriety, peace or good order would result from the renewal of the permit and operation thereunder by the applicant, which also is a basis to refuse a liquor permit renewal under 4303.292(A)(2)(c); and based upon the above findings the City Council hereby objects to the renewal of this liquor permit.

Section 3. That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.27(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption of the Mayor neither approves nor vetoes the same.

Legislation Number: 0164X-2010

Drafting Date: 11/23/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To object to the renewal of liquor permit number 7758609 held by SAVE WAY MART INC, doing business as SAVE WAY MART, located at 1022 SUMMIT ST 1ST FL ONLY, COLUMBUS, OH 43201, and to declare an emergency.

Body

WHEREAS, City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 7758609 held by SAVE WAY MART INC, doing business as SAVE WAY MART, located at 1022 SUMMIT ST 1ST FL ONLY, COLUMBUS, OH 43201; and

WHEREAS, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit to preserve the public health, peace, property, safety and welfare; now, therefore

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

Section 1. The Columbus City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 7758609 held by SAVE WAY MART INC, doing business as SAVE WAY MART, located at 1022 SUMMIT ST 1ST FL ONLY, COLUMBUS, OH 43201.

Section 2. The City Council hereby finds that the permit holder at such premises has operated the liquor permit business in a manner that demonstrates a disregard for the law, regulations or local ordinances of this state and city, which is a basis to refuse the renewal of a liquor permit under 4303.292(A)(1)(b); and further, the Council finds that the permit premises is so located with respect to the neighborhood that substantial interference with public decency, sobriety, peace or good order would result from the renewal of the permit and operation thereunder by the applicant, which also is a basis to refuse a liquor permit renewal under 4303.292(A)(2)(c); and based upon the above findings the City Council hereby objects to the renewal of this liquor permit.

Section 3. That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.27(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption of the Mayor neither approves nor vetoes the same.

Legislation Number: 0165X-2010

Drafting Date: 11/23/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To object to the renewal of liquor permit number 66234550010 held by OUMALAWIS LLC, doing business as SUNOCO, located at 1535ALUM CREEK DR., COLUMBUS, OH 43209, and to declare an emergency.

Body

WHEREAS, City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 66234550010 held by OUMALAWIS LLC, doing business as SUNOCO, located at 1535ALUM CREEK DR., COLUMBUS, OH 43209; and

WHEREAS, an emergency exists in the usual daily operation of City Council, in that it is immediately necessary to object to the renewal of this liquor permit to preserve the public health, peace, property, safety and welfare; now, therefore

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

Section 1. The Columbus City Council desires to object, pursuant to 4303.271 and 4303.292, Ohio Revised Code, to the renewal of liquor permit number 66234550010 held by OUMALAWIS LLC, doing business as SUNOCO, located at 1535ALUM CREEK DR., COLUMBUS, OH 43209.

Section 2. The City Council hereby finds that the permit holder at such premises has operated the liquor permit business in a manner that demonstrates a disregard for the law, regulations or local ordinances of this state and city, which is a basis to refuse the renewal of a liquor permit under 4303.292(A)(1)(b); and further, the Council finds that the permit premises is so located with respect to the neighborhood that substantial interference with public decency, sobriety, peace or good order would result from the renewal of the permit and operation thereunder by the applicant, which also is a basis to refuse a liquor permit renewal under 4303.292(A)(2)(c); and based upon the above findings the City Council hereby objects to the renewal of this liquor permit.

Section 3. That the City Clerk be and hereby is directed to forward a certified copy of this resolution to the director of the Ohio Department of Liquor Control, and with said resolution the City Attorney shall express his opinion regarding the basis for this resolution as required by 4303.27(B), Ohio Revised Code. The Clerk shall advise the City Attorney regarding the notice of any hearings pursuant to the objection.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption of the Mayor neither approves nor vetoes the same.

Legislation Number: 0166X-2010

Drafting Date: 11/30/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To honor, recognize, and celebrate the life of Mr. Alvin Solove, and to extend our sincerest condolences to his family and friends on the occasion of his passing Sunday, November 21, 2010.

Body

WHEREAS, Alvin Solove was born in Columbus on May 22nd, 1921; and

WHEREAS, after graduating from East High School, Mr. Solove attended The Ohio State University before leaving his studies to serve his country in the Second World War as a member of the Army Medical Corp; and

WHEREAS, having married the love of his life, Caryl Dorman Solove, on November 26, 1943, Mr. Solove returned to Columbus after the war and accepted a position with Barney & White Auto Parts, eventually becoming president of the company; and

WHEREAS, Mr. Solove grew the business into an industry leader and earned the respect and admiration of his peers, who

elected him president of the Automotive Parts Rebuilders Association of America; and

WHEREAS, Mr. Solove was very active in the Jewish community in Columbus, serving as a leader for over fifty years at Congregation Tifereth Israel; he also served as the president of the Columbus Hebrew School and as an officer with the Jewish War Veterans; and

WHEREAS, Mr. Solove is survived by his beloved wife, Caryl; his brother, Richard; his sons, Ronald (Donna) Solove, Larry Solove, Jeffrey (Phyllis) Solove; and his daughter, Jill (Richard) Herman. He is remembered with love by ten grandchildren, David (Sarah) Solove, Adam (Sandra) Solove, Benjamin Solove, Daniel (Kimberly) Solove, Carly Herman, Halle Herman, Emily Herman, Jason Solove, Jon Solove, Rachel (Billy) Murray; 11 great-grandchildren; many beloved nephews and nieces, and his multitude of friends; now, therefore

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

That this Council does hereby honor, recognize, and celebrate the life of Mr. Alvin Solove, and extends our sincerest condolences to his family and friends on the occasion of his passing Sunday, November 21, 2010.

Legislation Number: 0167X-2010

Drafting Date: 11/30/2010

Current Status: Passed

Version: 1

Matter Type: Resolution

Title

To recognize the Charity Newsies organization for 103 years of benevolent service and dedication to the children of Columbus and Franklin County.

Body

WHEREAS, the Sunday before Christmas 1907, 50 friends and business leaders walked the streets of Columbus with a special edition of the *Ohio Sun*, selling their first "charity" newspaper. Today, over 700 volunteers carry on the tradition of the founding Newsies by taking to the street corners throughout Franklin County on the second Saturday of every December to sell a special edition newspaper for any amount people want to give; and

WHEREAS, the mission of Charity Newsies is to ensure that no child is kept from attending school due to a lack of adequate clothing. Last year, Charity Newsies clothed over 14,000 children whose families could not afford the cost of clothes. This year the Newsies anticipate clothing over 15,000 children; and

WHEREAS, Charity Newsies serves students K through 12 attending public, private, and charter schools throughout Franklin County and is committed to helping students succeed by providing them with free, new school clothes so they have one less barrier to attending and focusing in school; and

WHEREAS, Charity Newsies members volunteer more than 15,000 hours annually, staffing the organization's warehouse, making appointments for children to receive free clothing, and visiting families in their homes to impress the value of education; and

WHEREAS, on December 11th, Charity Newsies will be selling their annual special edition charity newspapers on street corners throughout Columbus raising moneys, of which 100% will be used to clothe school children in need; now, therefore

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

That this Council does hereby recognize Charity Newsies for 103 years of dedication to ensuring our young people stay in school by meeting the basic yet essential clothing needs of children in need throughout Columbus and Franklin County.

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

That we do hereby commend the 2010-2011 Drive Chair Kirk Smith, Charity Newsies President Kathy Redmond and Charity Newsies Chairman of the Board Dick Conway, whose leadership has helped make Charity Newsies one of the most respected and cherished philanthropic organizations in Ohio.

Legislation Number: 1383-2010

Drafting Date: 09/21/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Council Variance Application: CV08-035

APPLICANT: Jack and Nancy Weethee; c/o Ronald B. Feister, Atty; 3760 Lima Drive; Westerville, OH 43081.

PROPOSED USE: To allow an existing retail use in the R-1, Residential District.

SOUTHWEST AREA COMMISSION RECOMMENDATION: Approval.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The site has been zoned in the R-1, Residential District since annexation in 1970. The site is currently used as a tire store and is the subject of a Code Enforcement complaint. The applicant has been unable to prove the site is nonconforming and requests a Council variance to be allowed to keep operating the site as a retail tire store. The site is located within the *Southwest Area Plan (2009)*, which calls for light industrial development at the site. While not technically a light industrial use, Staff believes an Automotive Accessories, Parts or Tire Store could be viewed as a light industrial use and is compatible with light industrial uses. Staff approves of this Council Variance since it is limited solely to the use of an Automotive Accessories, Parts or Tire Store and the existing site configuration. It is the intent of staff to allow this use to keep operating with the expectation that in time, the site will be redeveloped and zoned appropriately. Staff supports the requested variances to standards finding these zoning requirements cannot be complied with due to the small size of the site and the location of the existing building. Furthermore, Staff finds that the requested variances to standards are the minimum variances needed to make this small site functional.

Title

To grant a Variance from the provisions of Sections 3332.03, R-1, Residential District; 3312.09, Aisle; 3312.27(A)(2), Parking Setback Line; 3312.26, Wheel stop device; 3312.49(C) Minimum number of bicycle parking spaces required; and 3332.30, Clear Vision at Vehicular Access Points of the Columbus City Codes for the property located at **2349**

HARRISBURG PIKE (43213), to allow an existing retail use with reduced development standards in the in the R-1, Residential District. (Council Variance #CV08-035).

Body

WHEREAS, by application #CV08-035, the owner of property at **2349 HARRISBURG PIKE (43213)**, is requesting a

Variance to permit an existing Automotive Accessories, Parts and Tire Stores with reduced development standards in the R-1, Residential district; and

WHEREAS, Section 3332.03, R-1, Residential district, prohibits commercial use, while the applicant proposes to continue to operate an Automotive Accessories, Parts and Tire Store business in the R-1, Residential district; and

WHEREAS, Section 3312.09, Aisle, requires a minimum depth of twenty (20) feet for parking spaces located at a 66.25 degree angle to the drive aisle, while the applicant proposes a seventeen foot and four inch (17'-4") foot deep parking spaces located at a 66.25 degree angle to the property line; and

WHEREAS, Section 3312.27(A)(2), Parking Setback Line, requires a 25-foot setback for parking, while the applicant proposes a 0-foot parking setback along Harrisburg Pike; and

WHEREAS, Section 3312.26, Wheel stop device, requires the applicant to provide wheel stops at least 2.5 feet from the property line, while the applicant proposes to have the corner southeast corner of the wheel stops touching the property line; and

WHEREAS, Section 3312.49(C) Minimum numbers of bicycle parking spaces required, requires the applicant to provide two (2) bicycle parking spaces while the applicant proposes zero (0) bicycle parking spaces; and

WHEREAS, Section 3332.30, Clear Vision at Vehicular Access Points, requires the size of clear vision triangles to be 10-feet on each of the perpendicular sides, while the applicant proposes to maintain the existing zero (0) foot along Harrisburg Pike; and

WHEREAS, the Southwest Area Commission recommends approval; and

WHEREAS, City Departments recommend approval of this Council variance since it is limited solely to the use of a tire store and the existing site configuration. Staff is comfortable with allowing this use to continue operation with the expectation that in time, the site will be redeveloped and zoned appropriately. Staff supports the requested variances to standards finding these zoning requirements cannot be complied with due to the small size of the site and the location of the existing building. Furthermore, Staff finds that the requested variances to standards are the minimum variances needed to make this small site functional; 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 **2349 HARRISBURG PIKE (43213)**, in using said property as desired; now, therefore:

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

SECTION 1. Variance from the provisions of Sections 3332.03, R-1, Residential District; 3312.09, Aisle; 3312.27(A)(2), Parking Setback Line; 3312.26, Wheel stop device; 3312.49(C) Minimum numbers of bicycle parking spaces required; and 3332.30, Clear Vision at Vehicular Access Points of the Columbus City codes is hereby granted for the property located at **2349 HARRISBURG PIKE (43213)**, insofar as said sections prohibit an Automotive Accessories, Parts and Tire Stores in the R-1, Residential District with reduced vision clearance, with a parking setback of zero feet, without bicycle parking,

with reduced parking space length and with parking blocks located against the south property line; said property being more particularly described as follows:

Situated in the State of Ohio, County of Franklin, and Township of Jackson, and bounded and described as follows:

Being a part of Survey 2442 V.M. Lands, and part of Lot 2 of the partition of the lands of P.H. Campbell, of record in Plat Book 10, page 218, Recorder's Office, Franklin County, Ohio, together with a .33 acre tract conveyed to William T. Campbell by deed recorded in D.B. 569, page 572, Recorder's Office, Franklin County, Ohio, and all of a .065 acre tract conveyed to William T. Campbell by deed recorded in D.B. 590, page 623, Recorder's Office, Franklin County, Ohio, the whole tract being more particularly described as follows:

Beginning at a point in the center of Columbus and Harrisburg Pike at the southeast corner of the above mentioned .33 acre tract; thence with the South line of said tract and the same extended N. 73 degrees 55' W. 490.91 feet to an iron pin (passing an iron pin West line of Harrisburg Pike at 32.35 feet); thence S. 35 degrees 34' W. parallel with the West line of said Lot 2, 199.05 feet to an iron pin; thence N. 76 degrees 06' W. 246.41 feet to a point in the West line of said Lot 2; thence with said West line N. 35 degrees 34' E. 289.56 feet to the Southwest corner of a 3.9 acre tract devised to Archibald Campbell by the will of Louis W. Campbell, deceased; thence with the South line of said 3.9 acre tract, S. 76 degrees 28' E. 751.9 feet to a point in the center of Columbus and Harrisburg Pike, Southeast corner of said 3.9 acre tract; thence with the center of Columbus and Harrisburg Pike, S. 38 degrees 02' W. 118.11 feet to the place of beginning, containing 2.64 acres, more or less.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PREMISES;

Situated in the State of Ohio, County of Franklin, City of Columbus, in Virginia Military Survey No. 2442, and being a portion of Lot Number Two (2) of the partition of the lands of P. H. Campbell, deceased, as shown of record in Plat Book 10, page 218, Recorder's Office, Franklin County, Ohio, and also being a portion of a 2.64 acre tract of land conveyed to Ruth Ann Cummings by deed of record in Deed Book 3450, page 353, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning, for reference, at a $\frac{3}{4}$ -- inch I.D. iron pipe set at an angle point in the West line of Harrisburg Pike - U.S. Route 62, at the Northwest corner of a 0.961 acre tract of land conveyed as Parcel No. 47 CWD to State of Ohio for Harrisburg Pike right-of-way purposes by Deed of Record in Deed Book 2804, page 203, Recorder's Office, Franklin County, Ohio, as said right-of-way is shown upon Sheet 17 of 31 of Ohio Department of Transportation right-of-way plans for FRA-270-6.09 S. in a North line of an original 2.025 acre tract of land conveyed as Parcel 1 to The Huntington National Bank of Columbus, Ohio, Trustee, by Deed of Record in Deed Book 3417, page 818, Recorder's Office, Franklin County, Ohio, and in the South line of a 1.985 acre tract of land conveyed to Agnes M. Hosler by Deed of Record in Deed Book 1967, page 549, Recorder's Office, Franklin County, Ohio;

thence S. 77 deg. 08' 32" E. along a portion of a North line of said original 2.025 acre tract, along the South line of said 1.985 acre tract and along the South line of said 2.64 acre tract a distance of 693.73 feet to a $\frac{3}{4}$ -- inch I.D. iron pipe set at the Southwest corner of said 2.64 acre tract, at a corner of said original 2.025 acre tract, at an angle point in the East right-of-way line of the Baltimore and Ohio Railroad and at the true place of beginning of the tract herein intended to be described;

thence N. 34 deg. 49' 22" E. along the East right-of-way line of the Baltimore and Ohio Railroad and along a portion of the West line of said 2.64 acre tract a distance of 44.96 feet to a $\frac{3}{4}$ -- inch I.D. iron pipe set;

thence S. 77 deg. 68' 32" E. parallel with the South line of said 2.64 acre tract and parallel with a North line of said

original 2.025 acre tract a distance of 246.41 feet to a ¾ -- inch I.D. iron pipe set in an East line of said 2.64 acre tract and in the West line of said 1.985 acre tract; thence S. 34 deg. 45' 22" W. along a portion of an East line of said 2.64 acre tract and along a portion of the West line of said 1.985 acre tract a distance of 44.96 feet to a ¾ -- inch I.D. iron pipe set at a Southeast corner of said 2.64 acre tract, at the Southwest corner of said 1.985 acre tract and in a North line of said original 2.025 acre tract;

thence N. 77 deg. 08' 32" W. along a South line of said 2.64 acre tract and along a portion of a North line of said original 2.025 acre tract a distance of 246.41 feet to the true place of beginning;

Containing 0.236 acre of land more or less and being subject to all easements and restrictions of record.

The above description was prepared by Richard J. Bull, Ohio Surveyor No. 4723, of C.F. Bird & R.J. Bull, Ltd., Consulting Engineers & Surveyors, Worthington, Ohio, from an actual field survey performed in October, 1983.

SECTION 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for an Automotive Accessories, Parts or Tire Stores or those uses in the R-1, Residential District.

SECTION 3. That this ordinance is further conditioned on the Subject Site being developed in general conformance with the site plan titled "**PROPOSED PARKING LOT STRIPING PLAN 2349 HARRISBURG PIKE COLUMBUS, OHIO,**" signed by Ronald B. Feister, attorney for the Applicant, and dated November 4, 2010. The Site Plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time of the development and when engineering and architectural drawings are completed. Any slight adjustments to the Zoning Site Plan shall be subject to review and approval by the Director of the Department of Building and Zoning Services, or 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.

Legislation Number: 1488-2010

Drafting Date: 10/06/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

This legislation authorizes the Director of the Department of Technology (DoT), to enter into a contract with Bowe Bell & Howell for annual maintenance and support for the Enduro Mail Inserter located at the Jerry Hammond Center, 1111 East Broad Street, with a coverage period of August 1, 2010 through July 31, 2011. Bowe Bell & Howell is the only factory trained and authorized service upgrade provider for the Enduro Mail Inserter. The Enduro Mail Inserter is associated with the recently purchased JETVision equipment (Ord. # 0789-2010), both manufactured by Bowe Bell & Howell. There are no third party companies approved by Bowe Bell & Howell for equipment sales, installation, software or maintenance services, or upgrades on the Enduro Mail Inserter as it is proprietary equipment. Accordingly, Bowe Bell & Howell is the sole source of supply for upgrades, maintenance and support services for this equipment. For this reason, this ordinance is being submitted in accordance with the provisions of Sole Source procurement of the City of Columbus Section 329.07.

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.

EMERGENCY DESIGNATION:

Emergency designation is requested in order to establish the contract and certified purchase order before year end closing.

FISCAL IMPACT:

In 2008, the Bowe Bell & Howell Enduro Mail Inserter was purchased (Ord. # 0079-2008) and installed in 2009. This year (2010), the funds for the annual maintenance support, totaling \$19,900.00 have been identified and are available within the Department of Technology, Information Services Fund operating budget.

CONTRACT COMPLIANCE:

Vendor Name: Bowe Bell and Howell FID#/CC#: 36-3580100 Expiration Date: 11/20/2012

TitleTo authorize the Director of the Department of Technology, to enter into a contract with Bowe Bell & Howell for annual maintenance and support services for the Enduro Mail Inserter; in accordance with sole source procurement provisions of the Columbus City Codes; to authorize the expenditure of \$19,900.00 from the Department of Technology, Information Services Fund;and to declare an emergency. (\$19,900.00)

Body

WHEREAS, the Department of Technology has a need to enter into an annual maintenance and support contract with Bowe Bell & Howell for the Enduro Mail Inserter, located at the Jerry Hammond Center, with a coverage period of August 1, 2010 through July 31, 2011; and

WHEREAS, Bowe Bell & Howell is the manufacturer of the Enduro Mail Inserter and is the only factory trained and authorized service upgrade provider; and

WHEREAS, this contract is in accordance with the provisions of the sole source procurement of the Columbus City Code, Section 329.07; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Technology, in that it is immediately necessary to authorize the Department of Technology (DoT), to enter into an annual maintenance and support contract with Bowe Bell & Howell, for the Enduro Mail Inserter, to continue with services that support daily operation activities, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1: That the Director of the Department of Technology, now and is hereby authorized to enter into an annual maintenance and support contract with Bowe Bell & Howell, for the Enduro Mail Inserter, in the amount of \$19,900.00, with a coverage period of August 1, 2010 through July 31, 2011.

SECTION 2: That the expenditure of \$19,900.00 or so much thereof as may be necessary be expended from the Information Services Fund, is hereby authorized as follows:

Div.: 47-02|**Fund:** 514|**Subfund:** 001| **OCA:** 470202| **Obj. Level 1:** 03|**Obj. Level 3:** 3372|**Amount:** \$19,900.00

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

SECTION 4: That this contract is being established in accordance with the sole source provisions of the Columbus City

Code, Section 329.07.

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 approved nor vetoes the same.

Legislation Number: 1493-2010

Drafting Date: 10/06/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background:

This legislation authorizes the Director of the Department of Finance and Management, on behalf of the Department of Technology (DoT), to establish a purchase order with G3 Technology Partners, for the purchase of the Interaction Auto Dialer and Voice Recognition upgrade inclusive of software (\$3,375.00), maintenance and support-pro-rated (\$637.00), training (\$2,900.00) and professional services (\$27,500.00) for a total of \$34,412.50. This purchase order will be created utilizing the terms and conditions from an existing Universal Term Contract (UTC), established through the competitive bid process (SA003426) by the Purchasing Office, with G3 Technology Partners (FL004507, with an expiration date of March 31, 2012). This purchase will also allow the Department of Technology to provide the ability to send recorded emergency notifications to employees and/or citizens of Columbus. Expanding the system with the Interaction Dialer and upgrading to the current version would allow more city departments to take advantage of the features and functionality the system provides as well as provide more employee efficiency provided by the IVR system.

The IVR system was initially purchased by the Department of Public Utilities (DPU) for use in the Water call center and DPU administered the system. The Department of Technology took ownership over the system, during which time 311 call center, the Technology Help Desk and Sewer Maintenance were added to the IVR system. The IVR system is used for call centers because the system is made to integrate into applications and allows automated notification and speech recognition. The Mayor's Office, Public Utilities and many other departments have requested the Interaction Auto Dialer for emergency notification. Currently, multiple city departments have processes that can be automated by the Interaction Dialer and effectively save time and money by the automation such as: Notifying affected citizens of various City alerts, notifying applicants of Civil Service test date changes, and notifying City Employees in the event of any emergency situations.

Fiscal Impact:

Earlier this year, the Department of Technology established a purchase order (UT037400) in the amount of \$84,341.25 with the vendor for annual maintenance support on the IVR system. The cost associated with this legislation is \$34,412.50. Funds are available within the Department of Technology, Information Services Capital Improvement Fund (Build America Bonds/B.A.B.s).

EMERGENCY:

Emergency designation is requested to immediately facilitate prompt payment and to avoid interruption in the performance of services in the usual daily operation.

Contract Compliance:

Vendor Name: G3 Technology Partners

C.C #/F.I.D #: 71-0957200

Expiration Date: 12/2/2011

Title

To authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology, to establish a purchase order with G3 Technology Partners from an existing Universal Term Contract for the purchase of the Interaction Auto Dialer and Voice Recognition upgrade inclusive of software, maintenance support, training and professional services; and to authorize the expenditure of \$34,412.50 from the Department of Technology, Information Services Capital Improvement Fund (Build America Bonds/B.A.B.s); and to declare an emergency. (\$34,412.50)

Body

WHEREAS, this legislation authorizes the Director of the Department of Finance and Management, on behalf of the Department of Technology, to establish a purchase order with G3 Technology Partners, for the purchase of the Interaction Auto Dialer and Voice Recognition upgrade inclusive of software, maintenance support, training and professional services; and

WHEREAS, this purchase order will be created utilizing the terms and conditions from an existing Universal Term Contract (UTC), established through the competitive bid process (SA003426) by the Purchasing Office, (FL004507, with an expiration date of March 31, 2012); and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize the Director of the Department of Finance and Management to establish a purchase order with G3 Technology Partners for the purchase of the Interaction Auto Dialer and Voice Recognition upgrade inclusive of software, maintenance support, training and professional services; and to ensure that this project is not delayed, 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, on behalf of the Department of Technology, is authorized to establish a purchase order with G3 Technology Partners from an existing Universal Term Contract (UTC/FL004507), with an expiration date of March 31, 2012), for the purchase of the Interaction Auto Dialer and Voice Recognition upgrade inclusive of software, support, training and professional services, in the amount of \$34,412.50.

SECTION 2: That the expenditure of \$34,412.50 or so much thereof as may be necessary is hereby authorized to be expended from the Department of Technology, Information Services Capital Improvement Fund (B.A.B.'s), is hereby authorized as follows:

Div.: 47-02|**Fund:** 514|**Subfund:** 003|**Project Name:** Telephone Upgrades| **Project No.:** 470052-100000| **Project OCA:** 514052| **Obj. Level 1:** 06|**Obj. Level 3:** 6649|**Amount:** \$34,412.50.

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

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

Legislation Number: 1514-2010

Drafting Date: 10/13/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND: The Department of Public Utilities is currently under contract with AECOM USA, Inc., who is consolidating their subsidiary companies under its wholly-owned subsidiary, AECOM Technical Services, Inc. ("ATS"). Therefore, this Ordinance authorizes the assignment of all past, present and future business done by the City of Columbus from AECOM USA, Inc., FID 13-55111947, to AECOM Technical Services, Inc. ("ATS"), FID 95-2661922, C.C.# expires 11/19/12.

1.1 Amount of additional funds: No additional funds are necessary to modify the pending option contracts.

1.2 Reason additional needs were not foreseen: The current company is consolidating their subsidiary companies under its wholly-owned subsidiary.

1.3 Reason other procurement processes not used: The same exact product is required as originally bid. No lower pricing/more attractive terms and conditions are anticipated through re-bidding at this time.

1.4. How cost was determined: Terms and conditions are in accordance with the original agreements.

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.

2. FISCAL IMPACT: No additional monies are required to modify the option contracts. Each agency must set aside their own funding for their estimated expenditures.

3. EMERGENCY DESIGNATION: In order to maintain uninterrupted service to City agencies contracted with this firm, this Ordinance is being submitted as an emergency.

Title

To authorize and direct the Director of Public Utilities to modify all contracts and agreements with AECOM USA, Inc. by assigning past, present and future contracts and agreements to AECOM Technical Services, Inc. ("ATS"), and to declare an emergency. (\$0)

Body

WHEREAS, the Department of Public Utilities have established various contracts and agreements with AECOM USA, Inc.; and

WHEREAS, AECOM USA, Inc. is consolidating their subsidiary companies under its wholly-owned subsidiary, AECOM Technical Services, Inc. ("ATS") and in addition to notifying the City of the merger, AECOM Technical Services, Inc. ("ATS") has agreed to honor the past, present and future contracts and agreements established; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary to modify all contracts and agreements established under AECOM USA, Inc. to AECOM Technical Services, Inc. ("ATS"), thereby immediately 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 Public Utilities be and is hereby authorized and directed to modify all past, present and future contracts and agreements pursuant to those contracts to reflect the change of the company name and FID number from AECOM USA, Inc., FID 13-55111947, to AECOM Technical Services, Inc. ("ATS"), FID 95-2661922.

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

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor.

Legislation Number: 1533-2010

Drafting Date: 10/19/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance authorizes the Finance and Management Director to enter into multiple year contracts with various vendors for the Fleet Management Division for heavy duty truck body, welding, fabrication and collision services. The contract dates will extend through September 30, 2012.

Solicitation SA003681 was publicly posted to the City of Columbus Vendor Services web site through September 2, 2010 . A total of three (3) companies responded to this solicitation:

Bell Equipment CC# 381941706 expires 10/28/2012
Keens Body Inc (FBE) CC# 310854439 expires 12/04/2011
PBA Body Shop LLC (FBE) CC# 611578173 expires 10/29/2012

Solicitation SA003700 was publicly posted to the City of Columbus Vendor Services web site through September 23, 2010.

A total of five (5) companies responded to this solicitation:

Schodorf Truck & Body Equipment CC# 314416487 expires 07/13/2012
Custom Fleet & Auto Body CC# 204890122 expires 02/02/2011
Frame & Spring Inc CC# 311370086 expires 01/14/2012
Blackburn's Fabrication CC# 311446789 expires 11/10/2012
Crown Welding & Fabrication (MBE) CC# 270693329 expires 10/06/2011

The Fleet Management Division recommends awarding contracts to all vendors from both solicitations. They have been responsive and responsible.

Fiscal Impact: The funds are available in the Fleet Services Fund 513, for heavy duty truck body, welding, fabrication and collision services as indicated in the Third Quarter review.

Emergency action is requested because it is necessary to have contracts established for heavy duty truck body, welding, fabrication and collision services for fleet vehicles including Refuse Collection, Police and Fire Divisions.

Title

To authorize the Finance and Management Director to enter into contract with various vendors for heavy duty truck body, welding, fabrication and collision services; to authorize the expenditure of \$60,000.00 from the Fleet Services Fund; and to declare an emergency. (\$60,000.00)

Body

WHEREAS, a need exists for heavy duty truck body, welding, fabrication and collision services for City fleet vehicles; and

WHEREAS, the Fleet Management Division solicited two bids and recommends awards to all eight vendors; and

WHEREAS, an emergency exists in the usual daily operations of the Fleet Management Division in that it is necessary to enter into contract with various vendors for heavy duty truck body, welding, fabrication and collision services for City vehicles for the preservation of public peace, property, health, safety and welfare, now, therefore,

BE IT ORDAINED BY THE CITY OF COLUMBUS:

SECTION 1. That the Finance and Management Director is hereby authorized to enter into contract with the following vendors for heavy duty truck body, welding, fabrication, and collision services through September 30, 2012.: Bell Equipment; Keens Body Shop Inc; PBA Body Shop; Schodorf Truck & Body Equipment; Custom Fleet & Auto Body; Frame & Spring Inc; Blackburn's Fabrication; and Crown Welding & Fabrication.

SECTION 2. That the expenditure of \$60,000.00 is hereby authorized from the Fleet Services Fund, 513, Division 45-05, OCA Code 451347, Object Level one: 03, Object Level three: 3373.

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

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

Legislation Number: 1542-2010

Drafting Date: 10/20/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: In 2006 the City entered into contract with the Science and Technology Campus Corporation (Scitech) for \$350,000 to increase the capacity of the existing water line on North Star Road to facilitate additional development. Actual costs totaled \$46,594.24 more than estimated. The City has agreed to reimburse Scitech for the additional costs paid on this City capital project.

Some of the Development Department's capital projects have come in under budget resulting in surplus funds. Enough funds are now available to reimburse Scitech.

Fiscal Impact: \$46,594.24 is available as cash in the 2010 Capital Budget in Northland and Other Acquisitions Fund 735 and in Streets & Highways G.O. Bonds Fund 704.

Title

To amend the 2010 Capital Improvement Budget; to authorize the transfers of cash between projects within the same funds; to authorize the Director of Development to enter into a reimbursement agreement with Science and Technology Campus Corporation for \$46,594.24 to cover cost overruns in a City capital project; and to authorize the expenditure of \$44,636.53 from the Northland and Other Acquisitions Fund and \$1,957.71 from the Streets & Highways G.O. Bonds Fund. (\$46,594.24)

Body

WHEREAS, the Development Department entered into a contract with Science and Technology Campus Corporation (Scitech) to complete water line improvements on North Star Road serving the Scitech site; and

WHEREAS, costs were incurred over the amount legislated in the contract; and

WHEREAS, Scitech has asked the City to reimburse for the cost overruns; and

WHEREAS, the Development Department has enough cash remaining from completed and closed projects that this debt can be repaid; now, therefore,

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

SECTION 1. That the 2010 Capital Improvement Budget established within Ordinance 0564-2010 be and hereby is amended due to encumbrance cancellations as follows:

Fund No. / Project No. / Project / Current CIB Amount / Amendment Amount / CIB Amount

735 / 441737-100000 / Taylor Homes Phase II / \$10,547.21 (Carryover) / (\$10,547.21) / \$0

735 / 441735-100000 / Northland Mall Project / \$3,963.47 (Carryover) / (\$3,963.47) / \$0

735 / 440104-100000 / Misc Economic Development / \$32,649 (Carryover) / \$14,510.68 / \$47,159.68

704 / 530058-100000 / NCR / \$0.00 (Carryover) / \$30,402.64 (Carryover) / \$30,402.64 (Carryover)

704 / 440005-100000 / Urban Infra.-Eng&Constr/Traffic / \$14,457 (Carryover) / (\$644.55) / \$13,812.45

704 / 530058-100000 / NCR / \$30,402.64 (Carryover) / (\$1,274.28) / \$29,128.36 (Carryover)

704 / 590415-100000 / Economic & Community Development / \$38.88 (Carryover) / \$1,918.83 / \$1,957.71

SECTION 2. That the transfer of cash between projects within the Northland and Other Acquisitions Fund 735 be authorized as follows:

TRANSFER FROM:

Fund / Project No. / Project / Object Level One / OCA Code / Amount

735 / 441737-100000 / Taylor Homes Phase II / 06 / 441737 / \$10,547.21

735 / 441735-100000 / Northland Mall Project / 06 / 441735 / \$3,963.47

TRANSFER TO:

Fund / Project No. / Project / Object Level One / OCA Code / Amount

735 / 440104-100000 / Misc Economic Development / 06 / 735020 / \$14,510.68

SECTION 3. That the transfer of cash between projects within the Streets & Highways G. O. Bonds Fund 704 be authorized as follows:

TRANSFER FROM:

Fund / Project No. / Project / Object Level One / OCA Code / Amount

704 / 440005-100000 / Urban Infra.-Eng&Constr/Traffic / 06 / 643015 / \$644.55

704 / 530058-100000 / NCR / 06 / 590039 / \$1,274.28

TRANSFER TO:

Fund / Project No. / Project / Object Level One / OCA Code / Amount

704 / 590415-100000 / Economic & Community Development / 06 / 591258 / \$1,918.83

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

SECTION 5. That the Director of Development be authorized to enter into a reimbursement agreement in an amount not to exceed \$46,584.24 with Science and Technology Campus Corporation in order to reimburse for cost overruns on the City capital project to increase the capacity of a water line that services the Scitech campus.

SECTION 6. That for the purpose stated in Section 5, the expenditure of up to \$44,636.53 from the Development Department, Division No. 44-01, Fund No. 735 Northland and Other Acquisitions, Project No. 440104-100000, OCA Code 735020, Object Level Three 6629 and the expenditure of up to \$1,957.71 from the Development Department, Division No. 44-01, Fund No. 704 Streets & Highways G.O. Bonds, Project No. 590415-100000, OCA Code 591258, Object Level Three 6629 are hereby authorized.

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

Legislation Number: 1547-2010

Drafting Date: 10/20/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with John Eramo & Sons, Inc., in the amount of \$2,770,783.79; to encumber funds with the Division of Design and Construction for inspection, testing, and prevailing wage coordination services in the amount of \$382,965.55; all in connection with the Charleston Avenue Drainage Improvements, Resurfacing and ADA Curb Ramps Project.

This project will mitigate street and yard flooding within the area located along High Street from Bill Moose Run to Charleston Avenue, Sunnyside Lane, Kanawha Avenue and Charleston Avenue, by constructing a storm sewer, street resurfacing and ADA curb ramp installation.

2. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened six (6) bids on August 25, 2010. These bids were received from: John Eramo & Sons, Inc. - \$2,770,783.79; Nickolas Savko & Sons, Inc. - \$2,823,727.21; Double Z - \$2,849,714.05; George J. Igel - \$2,911,249.84; Underground Utilities - \$2,911,892.98 and Complete General Construction Co. - \$2,970,535.58.

The lowest and best bid was from John Eramo & Sons, Inc. for \$2,770,783.79. Additional information regarding each bidder, description of work, contract timeframe, detailed amounts and sub-contractors can be found on the attached Legislation Information Form.

Contract Compliance Information: 31-0724866, expires 02/05/12, Majority

3. FISCAL IMPACT: The construction costs will be paid by the Division of Sewerage and Drainage and the Division of Design and Construction. Funding for storm sewers is available by transferring cancelled funds from finished projects within the Storm Sewer Bonds Fund. Funding for street resurfacing and ADA curb ramps is available by transferring funds within the Streets and Highways G.O. Bonds Fund. Both Divisions will amend the 2010 Capital Improvements Budget to have sufficient authority for this project. The Division of Sewerage and Drainage will create authority in the appropriate project based upon the monies transferred from cancellations from finished projects.

Title

To authorize the Director of Public Utilities to execute a construction contract with John Eramo & Sons, Inc.; for the Charleston Avenue Drainage Improvements, Resurfacing and ADA Curb Ramps Project, to provide for payment of inspection, material testing and prevailing wage coordination services to the Division of Design and Construction; to authorize the transfer and expenditure of \$2,402,404.85 within the Storm Sewer Bonds Fund for the Division of Sewerage and Drainage; to authorize the transfer and expenditure of \$751,344.48 within the Streets and Highways G.O. Bonds Fund

for the Division of Design and Construction; and to amend the 2010 Capital Improvements Budget. (\$3,153,749.34)

Body

WHEREAS, six (6) bid proposals were received and publicly opened in the offices of the Director of Public Utilities on August 25, 2010 for the construction of the Charleston Avenue Drainage Improvements, Resurfacing and ADA Curb Ramps Project; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract and to encumber and expend funds to provide for payment of inspection, testing and prevailing wage coordination services costs associated with the Charleston Avenue Drainage Improvements, Resurfacing and ADA Curb Ramps Project; and

WHEREAS, this project will mitigate street and yard flooding within the area located along High Street from Bill Moose Run to Charleston Avenue, Sunnyside Lane, Kanawha Avenue and Charleston Avenue, by constructing a storm sewer, street resurfacing and ADA curb ramp installation; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Storm Sewer Bonds Fund and the Streets and Highways G.O. Bonds Fund to provide funds in the appropriate project for these expenditures; and

WHEREAS, it is necessary to authorize the expenditure of funds from the Storm Sewer Bonds Fund and the Streets and Highways G.O. Bonds Fund for aforementioned project; and

WHEREAS, it is necessary to authorize an amendment to the 2010 Capital Improvements Budget for purposes of providing sufficient authority in the appropriate project for these expenditure; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage to enter into a construction contract with John Eramo & Sons, Inc. for the Charleston Avenue Drainage Improvements, Resurfacing and ADA Curb Ramps Project 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 Director of Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the Charleston Avenue Drainage Improvements, Resurfacing and ADA Curb Ramps Project with the lowest and best bidder, John Eramo & Sons, Inc., 3670 Lacon Road.; Hilliard, Ohio 43026; in the amount of \$2,770,783.79 in accordance with the terms and conditions of the contract on file in the Office of the Division of Sewerage and Drainage; and to obtain the necessary inspection, testing and prevailing wage coordination services from the Division of Design and Construction; and to pay up to a maximum amount of \$382,965.55.

SECTION 2. That the City Auditor be and is hereby authorized to transfer \$2,402,404.85 within the Division of Sewerage and Drainage, Division No. 60-15, Storm Sewer Bonds Fund, Fund No. 685, Object Level One-06, Object Level Three-6621 as follows:

TRANSFER FROM:

Fund No. / Project No. / Project Name / OCA Code / Amount

685 / 610850-100000 / Maize Road Area Storm Drainage / 685850 / \$401,447.72
685 / 610940-100000 / Wilson Road Drainage Improvements / 685940 / \$652,662.44
685 / 610941-100000 / Jasonway Avenue Drainage / 685941 / \$326,213.07
685 / 610953-100000 / Briggs Road Ditch Enclosure / 685953 / \$620,507.01
685 / 610974-100000 / Woodland & Fifth Avenue SSI / 685974 / \$401,574.61

TRANSFER TO:

Fund No. / Project No. / Project Name / OCA Code / Amount

685 / 610742-100000 / Charleston Avenue Drainage Improvements / 685742 / \$2,402,404.85

SECTION 3. That the City Auditor be and is hereby authorized to transfer \$751,344.48 within the Division of Design and Construction, Division No. 59-12, Streets and Highways G.O. Bonds Fund, Fund No. 704, Object Level One-06, Object Level Three-6631 as follows:

TRANSFER FROM

Fund No. / Project No. / Project Name / OCA Code / Amount

704 / 530282-100055 / Resurfacing - Resurfacing 2010 Project 4 / 742855 / \$751,344.48

TRANSFER TO

Fund No. / Project No. / Project Name / OCA Code / Amount

704 / 530282-100057 / Resurfacing - Resurfacing 2010 Project 6 / 745782 / \$751,344.48

SECTION 4. That the 2010 Capital Improvement Budget, Ordinance 0564-2010 is hereby amended as follows:

Division of Sewerage and Drainage, Division 60-15:

Fund No. / Project No. / Project Name / Current Authority / Revised Authority / Change

685 / 610742-100000 / Charleston Avenue Drainage Improvements / \$0 / \$2,402,405 / +\$2,402,405 (establish authority for cancellation)

Division of Design and Construction, Division 59-12:

Fund No. / Project No. / Project Name / Current Authority / Revised Authority / Change

704 / 530282-100055 / Resurfacing - Resurfacing 2010 Project 4 / \$5,697,725 / \$4,946,380 / -\$751,345

704 / 530282-100057 / Resurfacing - Resurfacing 2010 Project 6 / \$0 / \$751,345 / +\$751,345

SECTION 5. That for the purpose of paying the cost of the construction contract, the cost of inspection, testing and prevailing wage coordination services, the following expenditure, or as much thereof as may be needed is hereby authorized as follows: Division 60-15, Storm Sewer Bond Fund No. 685, Project 610742-100000, Object Level Three 6621, OCA Code 685742, Amount \$2,402,404.85.

SECTION 6. That for the purpose of paying the cost of the construction contract, the cost of inspection, testing and prevailing wage coordination services, the following expenditure, or as much thereof as may be needed is hereby authorized as follows: Division 59-12, Streets and Highways G.O. Bonds Fund, Fund No. 704, Project 530282-100057, Object Level Three 6631, OCA Code 745782, Amount \$751,344.48.

SECTION 7. That the said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage.

SECTION 8. 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 9. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 10. 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 11. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1554-2010

Drafting Date: 10/21/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: The Department of Recreation and Parks and the Department of Public Service were granted easements through property owned by the State of Ohio and The Ohio State University for various uses such as utilities, bikeway easements and street right of way. The Ohio Department of Administrative Services, by statute, may grant only limited term easements to the City of Columbus for such purposes. Therefore, from time to time as easements expire, it is necessary to renew existing easements. It is the policy and practice of the Ohio Department of Administrative Services that deeds of easement be signed by the Grantees indicating acceptance of the terms. The following legislation would grant the Directors of the Departments of Public Service and Recreation and Parks authority to execute, on behalf of the City, all renewal easements between the City and the State of Ohio and/or The Ohio State University, provided the same are approved as to form or prepared by the City Attorney's Office, Real Estate Division.

Fiscal Impact: N/A

Emergency Justification: N/A

Title

To grant the Directors of the Department of Recreation and Parks and the Department of Public Service, severally, the authority to execute, on behalf of the City of Columbus, at the Grantee all renewal easements obtained from the State of Ohio and/or The Ohio State University.

Body

WHEREAS, the Departments of Recreation and Parks and Public Service are granted easements in property owned by State of Ohio real property for uses such as utilities, bikeway easements and street right of way; and

WHEREAS, the Ohio Department of Administrative Services, by statute, may grant only limited term easements to the City of Columbus for such purposes; and

WHEREAS, therefore, from time to time the easements expire, making it necessary to renew existing easements; and

WHEREAS, it is the policy and practice of the Ohio Department of Administrative Services that such deeds of easement be signed on behalf of the Grantee for purposes of accepting the terms therein; and

WHEREAS, it is in the best interest of the City for the Directors of the Recreation and Parks and Public Service, severally, as the City officials with the specific knowledge of the need for easements under her/his direction and control, to be authorized on behalf of the City, to accept and sign as Grantee, all renewal easements granted by the State of Ohio and The Ohio State University without the necessity of a future ordinance accepting each easement; **NOW, THEREFORE**

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

Section 1. The Directors of the Department of Recreation and Parks and Public Service, severally, are hereby granted authority to execute, on behalf of the City of Columbus, all renewal easements that the Directors have determined must be obtained from the State of Ohio and/or The Ohio State University, provided such easements are prepared or approved as to form by the Real Estate Division of the City Attorney's Office.

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

Legislation Number: 1555-2010

Drafting Date: 10/21/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

..Explanation

BACKGROUND: This legislation authorizes the Director of Finance and Management to enter into a contract with B&B Microscopes for the purchase of one Microscope - Digital Imaging System for the Division of Power and Water (Water). This equipment is used by Water Quality Assurance Laboratory staff to enumerate algae in our source water to aid in water treatment. By understanding the algae present in our source water we can make the correct treatment recommendations to save the city money, reduce the tastes and odors of our water to our customers, and produce optimal water quality. The microscope is also used to identify particles in the treatment process, which helps us treat more effectively and produce better water quality.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003714). Forty five (45) vendors (42 MAJ/2 MBR/1 FBE) were solicited and four (4) bids (4 MAJ) were received and opened on October 14, 2010. The lowest bid was received from B&B Microscopes in the amount of \$26,002.65, and an award is recommended as the lowest responsive, responsible, and best bidder. It should be noted that B&B Microscopes bid an Olympus BX53TF which is an alternate to the Olympus BX51 Microscope. The BX53TF is the newer version of the BX51 and complies substantially with the specifications. The bid tabulation is attached for your review.

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.

SUPPLIER: B&B Microscopes, Contract Compliance Number: 25-1326815, expires 2/13/2011. This supplier does not hold MBE/FBE status.

FISCAL IMPACT: \$30,000.00 is budgeted for this purchase. There were no similar purchases in 2008 or 2009.

Title

To authorize the Director of Finance and Management to enter into a contract with B&B Microscopes for the purchase of one Microscope - Digital Imaging System for the Division of Power and Water and to authorize the expenditure of \$26,002.65 from the Water Operating Fund. (\$26,002.65)

Body

WHEREAS, one Microscope - Digital Imaging System is required by the Division of Power and Water for laboratory analysis; and

WHEREAS, the Purchasing Office opened formal bids on October 14, 2010 for the purchase of one Microscope - Digital Imaging System for the Division of Power and Water; and

WHEREAS, the Division of Power and Water recommends an award to be made to the lowest, responsive and responsible bidder, B&B Microscopes; and

WHEREAS, a contract will be issued by the Purchasing Office in accordance with the terms, conditions and specifications of Solicitation Number: SA003714 on file in the Purchasing Office; now, therefore

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized to establish a contract with B&B Microscopes for the purchase of one Microscope - Digital Imaging System for the Division of Power and Water, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$26,002.65, or so much thereof as may be needed, be and the same hereby is authorized from the Water Operating Fund, Fund No. 600, OCA 601989, Object Level 1: 06, Object Level 3: 6697.

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

Legislation Number: 1556-2010

Drafting Date: 10/21/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

..Explanation

BACKGROUND: This legislation authorizes the Director of Finance and Management to enter into a contract with Agilent Technologies, Inc. for the purchase of a Gas Chromatograph/Mass Spectrometer for the Division of Power and Water (Water). The instrument will be used to comply with OEPA regulations regarding pesticides in drinking water. The most common pesticide is atrazine, which is regulated in drinking water. The WQAL is certified to test Columbus' drinking water for atrazine and this instrument will allow us to maintain our OEPA certification. There are two EPA methods for testing pesticides in drinking water and this instrument will allow us to continue with our current method (507) and expand our analytical abilities to test for additional pesticides via EPA method 525. Also, this new instrument will allow us to monitor for some compounds which may be regulated in the future. Some of these compounds fall under the classification of emerging contaminants.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003713). Twelve (12) vendors (12 MAJ) were solicited and three (3) bids (3 MAJ) were received and opened on October 14, 2010. PerkinElmer Health Sciences, Inc. was the apparent low bid in the amount of \$90,147.40. They however did not meet the bid specifications (see attached bid recommendation). The second lowest bid received from Agilent Technologies, Inc. in the amount of \$101,002.40, met specifications and an award is recommended as the lowest responsive, responsible, and best bidder. The bid tabulation is attached for your review.

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.

SUPPLIER: Agilent Technologies, Inc., Contract Compliance Number: 77-0518772, expires 10/15/2012. This supplier does not hold MBE/FBE status.

FISCAL IMPACT: \$125,000.00 is budgeted for this purchase.

Expenditures for Gas Chromatograph/Mass Spectrometer in 2008 was \$48,100.80.
Expenditures for Gas Chromatograph/Mass Spectrometer in 2009 was \$0.00.

Title

To authorize the Director of Finance and Management to enter into a contract with Agilent Technologies, Inc. for the purchase of a Gas Chromatograph/Mass Spectrometer for the Division of Power and Water and to authorize the expenditure of \$101,002.40 from the Water Operating Fund. (\$101,002.40)

WHEREAS, a Gas Chromatograph/Mass Spectrometer is required by the Division of Power and Water to comply with OEPA regulations regarding pesticides in drinking water; and

WHEREAS, the Purchasing Office opened formal bids on October 14, 2010 for the purchase of a Gas Chromatograph/Mass Spectrometer for the Division of Power and Water; and

WHEREAS, the Division of Power and Water recommends an award to be made to the lowest, responsive and responsible bidder, Agilent Technologies, Inc.; and

WHEREAS, a contract will be issued by the Finance Department, Purchasing Office in accordance with the terms, conditions and specifications of Solicitation Number: SA003713 on file in the Purchasing Office; now, therefore

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized to establish a contract with Agilent Technologies, Inc. for the purchase of a Gas Chromatograph/Mass Spectrometer for the Division of Power and Water, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$101,002.40, or so much thereof as may be needed, be and the same hereby is authorized from the Water Operating Fund, Fund No. 600, OCA 601989, Object Level 1: 06, Object Level 3: 6697.

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

Legislation Number: 1579-2010

Drafting Date: 10/26/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND:

This ordinance authorizes the Directors of the Department of Technology and the Department of Public Utilities (DPU) to modify a contract and increase funding with Ventyx, Inc. by \$115,000.00 for professional services and enhanced maintenance to upgrade and customize the Columbus Utility Billing System (CUBS).

In 1994, the Department of Public Utilities initiated a contract (CT-15918) for software and services related to the Water and Sewer Information Management System (WASIMS) with SCT Utility Systems, which later changed their name to Indus Utility Systems, then to the current name Ventyx, Inc. The WASIMS system now referred to as the Columbus Utility Billing System (CUBS) is the billing system utilized by the Department of Public Utilities for customer billing for water, sewer and power. Section 12 of the original contract provided for modifications and changes in scope of service.

The original contract was most recently modified by authority of ordinance 0607-2010, purchase order EL010566 for \$80,000.00. That ordinance included \$60,000 to implement data archiving functions in the CUBS system, but that work has not yet been started. The remaining balance of \$59,266.60 on purchase order EL010566 has been canceled, and authority for the data archiving work is being requested under this ordinance at a lower cost of \$55,600.00.

The terms of the contract will begin upon the date of the certified purchase order by the Columbus City Auditor's Office and continue for one (1) year. This contract will provide professional services to implement a data archiving solution (Archive Purge), with services to include: Archive Manger and Purge Analysis, Archive Manager & Purge Custom Table Coding, Install Archive Manger & Configure Purge, Archive Manager/Purge Training, and Archive Manager/Purge Client Test Support; along with an integration with the MV90 Interface electricity metering system which encompasses additional maintenance and travel. The funding needed for this contract total \$115,000.00, which includes \$5,509.00 for travel; \$6,723.00 for additional CUBS enhanced software maintenance support, and \$102,768.00 for professional/consulting services (272 hrs @ \$173.41/hr -MV90 Professional Services; 320 hrs @ \$173.75/hr Archive Purge).

1). Amount of additional funds to be expended: \$115,000.00

2). Reason additional goods/services could not be foreseen: With the addition of electricity billing to the CUBS system, the Department of Public Utilities foresaw the need for the system upgrade; but the scope and cost of additional services to provide upgrades was unknown.

3). Reason other procurement processes are not used: It is not feasible to bid for an alternate service since Ventyx, Inc. developed the software for the CUBS system. Ventyx, Inc. has developed other modification to the software and is familiar with the upgrades.

4). How cost of modification was determined: The Department of Public Utilities and Technology received a quote from Ventyx, Inc. The costs for proposed services are consistent with the cost of similar work performed under prior modifications, so the quote was deemed appropriate.

The CUBS application has over 10 years of data stored on-line. The data archiving solution will allow the Department of Technology to keep the current 2 years of data on-line in the production system and move the older data to a separate archive database. This will improve the operating efficiency of the production application allowing faster response times and improved customer service. Additional benefits would be seen in quicker backup and recovery times and a decrease in operational costs. The MV 90 interface will provide an automated process to extract meter data from the MV90 software and transfer this information to the CUBS system (created by Ventyx) in order to ensure that bills are being generated accurately and efficiently. The current process is a manual process, prone to error. Electricity customers who are metered by the MV90 system represent 60-70% of the DPU electricity revenue, and it is critical that the billing is captured accurately.

This ordinance also requests to waive the competitive bidding provisions in accordance with section 329 of the Columbus City Code, as Ventyx has been providing professional services to customize the system to satisfy DPU requirements and has unique knowledge of the customizations needed making them uniquely capable of completing the required work.

EMERGENCY: Emergency designation is requested to expedite establishing the contract and a certified purchase order to support the Department of Public Utilities' billing system before year end.

FISCAL IMPACT: Earlier this year \$290,235.00 was legislated via 1229-2010, passed 10/18/10, to renew an annual maintenance and support contract with Ventyx, Inc; and \$80,000.00 was legislated via 0607-2010, passed 5/10/10 to modify and increase funds for upgrades to the Columbus Utility Billing System (CUBS). The cost associated with this contract modification and funding increase with Ventyx, Inc. is \$115,000.00. The total legislated for this year (2010), including this request is \$485,235.00. Funds are identified and available in the Department of Technology Information Services Fund Direct Charge Budget for the Department of Public Utilities for this expenditure.

*Previous funding and aggregate details attached via ORD 1579-2010 Ventyx Details.

CONTRACT COMPLIANCE: Ventyx, Inc. CC# 94-3273443; Expiration: 7/13/2012

Title

To authorize the Directors of the Department of Technology and the Department of Public Utilities (DPU), to modify an existing contract and increase funding with Ventyx, Inc. for professional services and enhanced maintenance support to upgrade and customize the Columbus Utility Billing System (CUBS), to waive the competitive bidding provisions in accordance with the Columbus City Code; to authorize the expenditure of \$115,000.00 from the Department of Technology Information Services Fund; and to declare an emergency. (\$115,000.00)

Body

WHEREAS, the Department of Technology, and the Department of Public Utilities (DPU) has a need to modify an existing contract and increase funding with Ventyx, Inc. in the amount of \$115,000.00: professional services (\$102,768.00) that includes (272 hrs @ \$173.41/hr - MV90 Professional Services; 320 hrs @ \$173.75/hr - Archive Purge), enhanced software maintenance support to upgrade and customize the Columbus Utility Billing System (CUBS) (\$6,723.00) and travel (\$5,509.00). The terms of the contract will begin upon the date of the certified purchase order by the Columbus City Auditor's Office and continue for one (1) year; and

WHEREAS, SCT Utility Systems, Inc. currently known as Ventyx, Inc. and the Department of Public Utilities executed contract CT-1518 in 1994 under Ord. 1996-94 for software and services related to the Water and Sewer Information Management System (WASIMS), now referred to as the Columbus Utility Billing System (CUBS); and

WHEREAS, this ordinance also requests approval to waive the competitive bidding provisions in accordance with the Columbus City Code, Section 329.06; and

WHEREAS, an emergency exists in the daily operation of the city in that it is immediately necessary for the Directors of the Department Technology, and the Department of Public Utilities to modify a contract with Ventyx, Inc for professional services including travel expense to implement a data archiving solution (Archive Purge), and to create an interface between CUBS and the MV90 so as not to impact the daily operation of the services provided by DPU 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 Directors of the Department Technology, and the Department of Public Utilities, (DPU) is hereby authorized to modify and increase funds to a contract with Ventyx, Inc. in the amount of \$115,000.00, which includes professional services (\$102,768.00) that includes (272 hrs @ \$173.41/hr - MV90 Professional Services; 320 hrs @ \$173.75/hr - Archive Purge), enhanced software maintenance support to upgrade and customize the Columbus Utility Billing System (CUBS) (\$6,723.00) and travel (\$5,509.00). The terms of the contract will begin upon the date of the certified purchase order by the Columbus City Auditor's Office and continue for one (1) year.

SECTION 2. That the expenditure of \$115,000.00 or so much thereof as may be necessary is hereby authorized to be expended from Division 47-01 |Fund 514 | Obj. Level 1:03 as follows:

 Sub-fund:	OCA: Code	 Obj. Level 3: 3336 Obj. Level 3: 3369 Obj. Level 3: 3336-Travel 	AMT/Division
550	514550	\$6,268.85	\$410.10 \$336.05 \$7,015.00 Electric
600	514600	\$39,873.98	\$2,608.52 \$2,137.49 \$44,619.99 Water
650	514650	\$44,704.08	\$2,924.51 \$2,396.42 \$50,025.01 Sewer & Drains
675	514675	\$11,921.09	\$779.87 \$639.04 \$13,340.00 Stormwater
Total		\$102,768.00 	\$6,723.00 \$5509.00 \$115,000.00

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

SECTION 4: That for good cause shown, the competitive bidding provisions of Section 329.06 of the Columbus City Code are hereby waived.

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 and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1582-2010

Drafting Date: 10/27/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of Finance and Management to enter into a contract with Utility Truck Equipment, Inc. for the purchase of a Flatbed Body, Winch and Accessories that will be mounted on an existing cab and chassis supplied by the City of Columbus, Department of Public Utilities, Division of Power and Water. The equipment will be used for underground cable pulling.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003746). Thirty-nine (39) vendors (MAJ) were solicited and one(1) bid (MAJ) was received and opened on October 21, 2010. The bid received from Utility Truck Equipment, Inc. met specifications and an award is recommended in the amount of \$63,650.00 as the lowest responsive, responsible and best bidder. The recommendation letter and bid tabulation are attached for your review.

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.

SUPPLIER: Utility Truck Equipment, Inc., Contact Compliance Number 310989420, expires 10/14/2011. This supplier does not hold MBE/FBE status.

FISCAL IMPACT: This purchase was not included in the 2010 Electricity Operating Budget, however, there is sufficient budget authority due to a deferral of the purchase of other equipment that was originally budgeted. There were no similar expenditures in 2008 or 2009.

Title

To authorize the Director of Finance and Management to enter into a contract with Utility Truck Equipment, Inc. for the purchase of a Flatbed Body, Winch and Accessories to be mounted on an existing cab and chassis supplied by the City of Columbus, Department of Public Utilities, Division of Power and Water, and to authorize the expenditure of \$63,650.00 from the Electricity Operating Fund. (\$63,650.00)

Body

WHEREAS, a Flatbed Body, Winch and Accessories are needed to be mounted on an existing cab and chassis supplied by the City of Columbus, Department of Public Utilities, Division of Power and Water to be used for underground cable pulling; and

WHEREAS, the Purchasing Office opened formal bids on October 21, 2010 for the purchase of a Flatbed Body, Winch, and Accessories to be mounted on an existing cab and chassis supplied by the City of Columbus, Department of Public Utilities, Division of Power and Water; and

WHEREAS, the Division of Power and Water recommends an award to be made to the lowest, responsive and responsible bidder, Utility Truck Equipment, Inc.; and

WHEREAS, a contract will be issued by the Purchasing Office in accordance with the terms, conditions and specifications of Solicitation Number SA003746 on file in the Purchasing office; now, therefore,

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized to establish a contract with Utility Truck Equipment, Inc. for the purchase of a Flatbed Body, Winch and Accessories to be mounted on an existing cab and chassis supplied by the City of Columbus, Department of Public Utilities, Division of Power and Water, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$63,650.00, or so much thereof as may be needed, be and the same hereby is authorized from the Electricity Operating Fund 550, Division No. 60-07, OCA 606723, Object Level One 06, Object Level Three 6652.

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

Legislation Number: 1583-2010

Drafting Date: 10/27/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

Passage of this ordinance will authorize the Directors of the Department of Technology and the Recreation and Parks Department to modify an existing contract (EL009662/EL010930) with The Active Network, LTD to increase funding in the amount of \$5,500.00 for additional transaction fees, with all other terms and conditions remaining the same.

The existing contract EL010930 totaling \$30,000.00 was authorized by ordinance 0548-2010 passed 6/07/2010 for the term period of 06/01/2010 through 05/31/2011, of which \$25,200.00 was for transaction fees and \$4,800.00 for implementation and training. The increase funding of \$5,500.00 is needed to cover the cost of any additional transaction fees for registrations such as, but not limited to aquatics and camp for the Recreation and Parks Department. It was not foreseen at the time the initial \$30,000.00 was legislated that additional funding would be needed to cover anticipated increase in registration activity. The amount of the transaction fees are a percentage of transactions in the Active Network system and are estimated by the vendor based on system usage.

Currently, the Recreation and Parks Department utilizes a Class software application that has assisted with the automation of the Department's business and management operations. The system centralizes all data and provides; around-the-clock access for citizens to register for activities and facility rentals via the Internet, ID cards for individuals who participate in city events, marketing and informational tools that help keep the citizens informed of various programs and activities. It also provides resources for security measures at the city's recreation centers and swimming pools, among various other services.

This ordinance also requests to waive the competitive bidding provisions in accordance with Section 329 of the Columbus City Code, to continue services with The Active Network, LTD. Active Network currently has the contract through May 31, 2011, therefore it would not be in the best interest of the city to bid out the additional service/transaction fee expense.

FISCAL IMPACT:

In 2007, \$20,931.00 was expended for maintenance and support services provided by Class Software Solutions, now known as The Active Network, LTD. During 2009, \$66,452.06 was legislated for upgrades, maintenance support extension and associated fees: (\$31,592.75 maintenance and support/extension; \$20,276.00 for upgrades and \$14,583.31

for transaction fees). Earlier this year \$30,000.00 was legislated (\$25,500.00 for transaction fees and \$4,800.00 for implementation and training). With this modification increase of \$5,500.00, it will bring the aggregate transaction fee total to \$45,583.31 and contract total to \$122,883.06. Funds are available in the 2010 Department of Technology Information Service Fund direct charge budget.

EMERGENCY:

Emergency legislation is requested in order to expedite the contract modification and a certified purchase order for additional transactions fees for the Department of Recreation and Parks before year end closing.

CONTRACT COMPLIANCE:

Vendor: The Active Network, LTD **CC#: 98-0160721** Expiration date: 12/04/2010

Title

To authorize the Directors of the Department of Technology and the Department of Recreation and Parks to modify an existing contract and increase funding for additional transaction fees for the Class software application with The Active Network, LTD; to waive the competitive bidding provisions of the Columbus City Code; to authorize the expenditure of \$5,500.00 from the Department of Technology Information Service Fund; and to declare an emergency. (\$5,500.00)

Body

WHEREAS, the Department of Technology and Recreation and Parks Department have a need to modify an existing contract with The Active Network, LTD and increase funding for additional transaction fees of \$5,500.00, to continue services being provided; with all other terms and conditions remaining the same; and

WHEREAS, Class software is an application (converted to a vendor-hosted environment) utilized by the Department of Recreation and Parks, that provides for citizens to register for activities and facility rentals via the Internet, ID cards for individuals who participate in city events, marketing and informational tools that help keep the citizens informed of various programs and activities; and provides resources for security measures at the city's recreation centers and swimming pools, among various other services; and

WHEREAS, this contract modification also requests approval to waive the competitive bidding provisions in accordance with the Columbus City Code, Section 329.06 to continue services provided by The Active Network, LTD; and

WHEREAS, an emergency exists in the usual daily operation of the city in that it is immediately necessary to authorize the Directors of the Department of Technology and the Recreation and Parks Department to modify an existing contract with The Active Network, LTD to increase funding for additional transaction fees to provide uninterrupted service, maintenance and support, 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 Directors of the Department of Technology and the Department of Recreation and Parks be and is hereby authorized to modify an existing contract and increase funding for additional transaction fees for the Class software application with the The Active Network, LTD in the amount of \$5,500.00; with all other terms and conditions remaining the same.

SECTION 2: That the expenditure of \$5,500.00 or so much thereof as may be necessary is hereby authorized to be expended from:

|Div.: 47-01|Fund:514|Sub-fund: 010|OCA Code: 510147|Obj. Level 1: 03|Obj. Level 3: 3369| Amount: \$5,500.00|

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

SECTION 4: That this ordinance requests to waive the competitive bidding provisions of Section 329.06 of the Columbus City Code.

SECTION 5: That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is 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: 1584-2010

Drafting Date: 10/27/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The purpose of this legislation is to authorize the Director of Finance and Management to establish a contract for the purchase of one (1) Forklift Truck LPG for the Division of Sewerage and Drainage, Jackson Pike Wastewater Treatment Plant with MH Logistics Corp dba MH Equipment Co.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003726). Thirty-one (31) vendors (29 MAJ/1 MBR/1 MIA) were solicited and three (3) bids (3 MAJ) were received and opened on October 14, 2010. Doosan Infracore Forklifts submitted the lowest bid however their unit offered does not meet specification 3.2.8.2, auxiliary power outlet is not provided, specification 3.2.11, drum brakes and single brake/inching pedal not provided. The next low bid from MH Logistics Corp dba MH Equipment Co meets our specifications and an award is recommended as the lowest responsive, responsible, and best bidder.

This vehicle is used for loading/unloading of materials and the transporting of items at the plant. This purchase was approved by Fleet Management. The bid tabulation is attached.

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.

SUPPLIER: MH Logistics Corp dba MH Equipment Co (37-1401792) Expires 12/10/2011

FISCAL IMPACT: \$26,485.80 is budgeted and needed for this purchase.

Title

To authorize the Director of Finance and Management to establish a purchase order with MH Logistics Corp dba MH Equipment Co. for the purchase of one Forklift Truck LPG for the Division of Sewerage and Drainage, and to authorize the expenditure of \$26,485.80 from the Sewerage System Operating Fund. (\$26,485.80)

Body

WHEREAS, the Jackson Pike Wastewater Treatment Plant is in need of purchasing one (1) Forklift Truck LPG, and

WHEREAS, this vehicle will be used in loading/unloading of materials and the transporting of items at the plant, and

WHEREAS, the Purchasing Office opened formal bids on October 14, 2010 for the purchase of one (1) Forklift Truck

LPG and three (3) bids were received, and

WHEREAS, the award was made to the lowest, responsive and responsible bidder, MH Logistics Corp dba MH Equipment Co., and

WHEREAS, a purchase order will be issued in accordance with the terms and specifications of Solicitation Number: SA003726 on file in the Purchasing Office; now, therefore

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized to establish a purchase order with MH Logistics Corp dba MH Equipment Co. for the purchase of one (1) Forklift Truck LPG for the Division of Sewerage and Drainage, in accordance with specifications on file in the Purchasing Office.

SECTION 2. That the expenditure of \$26,485.80 or so much thereof as may be needed, be and the same hereby is authorized for the Sewerage System Operating Fund, Fund No. 650, OCA 604819, Object Level 1: 06. Object Level 03: 6652.

SECTION3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Legislation Number: 1593-2010

Drafting Date: 10/28/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: This ordinance authorizes the Franklin County Municipal Court Clerk (hereinafter "Municipal Court Clerk"), to enter into the second year of the contract with Neopost USA, Inc.

Ordinance 1646-2009 authorized Municipal Court Clerk to enter into the first year of a three year contract, with renewal options for three consecutive years with Neopost USA, Inc. The contract is for the provision of mail operational hardware and software support services (hereinafter "mail services") for Municipal Court Clerk's Office.

The mail services created a more efficient and cost effective mail operation for the Municipal Court Clerk's Office through electronically processing mail and return receipts.

Bid Information:

The Municipal Court Clerk's Office solicited formal competitive bids through SA003420, for mail services. Proposals were received from two vendors. The proposals were reviewed by an evaluation committee of five. In agreement with the committee, the Municipal Court Clerk awarded the contract to Neopost USA, Inc.

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

Contract Compliance Number: 94-2388882

Expiration Date: 4/23/2011

Contract:

1st Year - Ordinance: 1646-2009 - \$39,496.44; EL009960

2nd Year - Ordinance: 1593-2010- \$39,496.44

Emergency: Emergency legislation is requested to provide for a more efficient and cost effective mail operation for the Municipal Court Clerk's Office.

Fiscal Impact: Funds totaling \$39,496.44 are available with the Municipal Court Clerk 2010 computer fund budget.

Title

To authorize and direct the Municipal Court Clerk to enter into contract with Neopost USA, Inc. for the provision of mail services for the Municipal Court Clerk's Office; to authorize an expenditure of \$39,496.44 from the Municipal Court Clerk's Computer Fund; and to declare an emergency. (\$39,496.44)

Body

Whereas, it is necessary for the Municipal Court Clerk to enter into the second year of the contract with Neopost USA, Inc. for the provision of mail services to electronically process mail and return receipts for the Municipal Court Clerk's Office; and

Whereas, an emergency exists in the daily operations of the Municipal Court Clerk, in that it is immediately necessary to authorize such contract with Neopost USA, Inc. for mail services for the immediate preservation of the public peace, health, safety and welfare, now therefore

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

Section 1. That the Municipal Court Clerk is authorized and directed to enter into the second year of the contract with Neopost USA, Inc. for the provision of mail services for the Municipal Court Clerk's Office.

Section 2. That the expenditure of \$39,496.44 or so much thereof as may be necessary is hereby authorized to be expended from the Municipal Court Clerk computer fund, department 2601, fund 227, oca 260208, object level one 03, object level three - 3369.

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

Legislation Number: 1595-2010

Drafting Date: 10/28/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with Boone Concrete Restoration, in the amount of \$200,156.21; to encumber funds with the Division of Design and Construction for prevailing wage coordination services in the amount of \$1,000.00; all in connection with the WCLPP - Concrete Wall & Joint Repair Project. The construction administration and the construction inspection services for this project will be performed by Prime Engineering & Architecture. Funds are already established for these services within the General Engineering Services contract.

The scope of this contract includes concrete repair, joint repair and other associated work for the West Columbus Local Protection Project (WCLPP).

2. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened three (3) bids on August 25, 2010. These bids were received from: Boone Concrete Restoration - \$200,156.21; Lithko Restoration Technologies - \$294,700.40 and J & P Paving - \$565,500.24.

All three bids were non-responsive for failing to submit a complete bid book; therefore, the provisions of Columbus City Code, Section 329, as it relates to competitive bidding, are requested to be waived. It is the recommendation of the Director of Public Utilities that the contract be awarded to the lowest and best bidder, Boone Concrete Restoration for \$200,156.21. Additional information regarding each bidder, description of work, contract timeframe, detailed amounts and sub-contractors can be found on the attached Legislation Information Form.

Contract Compliance Information: 31-0724866, expires 02/05/12, Majority

3. FISCAL IMPACT: There is sufficient cash and authority within the Storm Build America Bonds Fund for this project.

Title

To authorize the Director of Public Utilities to execute a construction contract with Boone Concrete Restoration for the WCLPP - Concrete Wall & Joint Repair Project; to provide for payment of prevailing wage coordination services to the Division of Design and Construction; to waive the provisions of the Columbus City Code relating to competitive bidding; to authorize the expenditure of \$201,156.21 within the Storm Build America Bonds Fund for the Division of Sewerage and Drainage. (\$201,156.21)

Body

WHEREAS, three (3) bid proposals were received and publicly opened in the offices of the Director of Public Utilities on August 25, 2010 for the construction of the WCLPP - Concrete Wall & Joint Repair Project; and

WHEREAS, all three bids were non-responsive for failing to submit a complete bid book and therefore, the provisions of Columbus City Code, Section 329, as it relates to competitive bidding, are requested to be waived; and

WHEREAS, it is the recommendation of the Director of Public Utilities that the contract be awarded to the lowest and best bidder, Boone Concrete Restoration; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract and to encumber and expend funds to provide for payment of inspection, testing and prevailing wage coordination services costs associated with the WCLPP - Concrete Wall & Joint Repair Project; and

WHEREAS, this project includes concrete repair, joint repair and other associated work for the West Columbus Local Protection Project (WCLPP); and

WHEREAS, it is necessary to authorize the expenditure of funds from the Storm Build America Bonds Fund for aforementioned project; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage to enter into a construction contract with Boone Concrete Restoration for the WCLPP - Concrete Wall & Joint Repair Project 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 Director of Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the WCLPP - Concrete Wall & Joint Repair Project with the lowest and best bidder, Boone Concrete Restoration, 3095 East 14th Avenue, Columbus, Ohio 43219; in the amount of \$200,156.21 in accordance with the terms and conditions of the contract on file in the Office of the Division of Sewerage and Drainage; and to obtain the necessary prevailing wage coordination services from the Division of Design and Construction, and to pay up to a maximum amount of \$1,000.00.

SECTION 2. That for the purpose of paying the cost of the construction contract, the cost of prevailing wage coordination services, the following expenditure, or as much thereof as may be needed is hereby authorized as follows: Division 60-15, Storm Sewer Bond Fund No. 676, Project 610892-100000, Object Level Three 6621, OCA Code 676892, Amount \$201,156.21.

SECTION 3. That the provisions of Columbus City Codes, 1959, Section 329.06, Competitive Bidding, are hereby waived for said contract.

SECTION 4. That the said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage.

SECTION 5. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

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

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

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

Legislation Number: 1604-2010

Drafting Date: 10/29/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The New Albany Company LLC, ("NACO"), a Delaware limited liability company, is owner of approximately 8.422 +/- acres of real property, located in the vicinity of Central College Road and New Albany Road West, which it desires to transfer and donate to the City of Columbus ("City"). The City desires to accept the NACO parcel as future water management and wetland restoration property. As a term of the City's acceptance of the park parcel, NACO and City desire to enter into an Agreement Regarding Real Estate Tax and Assessment Proration at the same time as the transfer of the park parcel in order to provide for the responsibility, liability and payment of all real estate taxes and assessments, which are or may later become retroactively applicable to the parcel. NACO agrees to be responsible for certain service payments pursuant to R.C. §5709.42 and/or revaluation of the parcel, for all previous years and including the entire 2010 tax year, up to and through December 31, 2010. The City shall only be responsible for any taxes applicable to the Premises/Park Parcel for the tax year 2011 and beyond. After investigation by the Department of Recreation and Parks, it is determined to be in the best interest of the City to accept the donated parcel. The following legislation authorizes the Director of the Department of Recreation and Parks to enter into an Agreement regarding real estate tax and assessment proration for the acceptance of the NACO property more fully described within the body of this ordinance.

Fiscal Impact: N/A

Emergency Justification: Emergency action is requested as to allow for the immediate acceptance of the subject real property to be used as parkland for the immediately benefit of the City of Columbus.

Title

To authorize the Director of the Recreation and Parks Department to execute those documents necessary to enter in an

Agreement Regarding Real Estate Tax and Assessment Proration by and between the City of Columbus and the New Albany Company LLC, a Delaware limited liability company; to accept 8.422 +/- acres of real property, located near Central College Road and New Albany Road West, as future water management and wetland restoration property; and to declare an emergency

Body

WHEREAS, The New Albany Company LLC, ("NACO"), a Delaware limited liability company, is owner of approximately 8.422 +/- acres of real property, located in the vicinity of Central College Road and New Albany Road West, which it desires to transfer and donate to the City; and

WHEREAS, the City desires to accept the NACO parcel as future water management and wetland restoration property; and

WHEREAS, as a term of the City's acceptance of the park parcel, NACO and City are to enter into an Agreement Regarding Real Estate Tax and Assessment Proration (The "Agreement") at the same time as the transfer of the park parcel in order to provide for the responsibility, liability and payment of all real estate taxes and assessments, which are or may later become retroactively applicable to the parcel; and

WHEREAS, NACO will also be responsible for certain service payments pursuant to R.C. §5709.42 and/or revaluation of the parcel, for all previous years and including the entire 2010 tax year, up to and through December 31, 2010; and

WHEREAS, the City shall only be responsible for any taxes applicable to the Premises/Park Parcel for the tax year 2011 and beyond; and

WHEREAS, after investigation by the Department of Recreation and Parks it is determined to be in the best interest of the City to accept the subject parcel; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus, in that it is immediately necessary to accept the donated real property, as fully described in the body of this legislation, and to authorize the Director of the Department of Recreation and Parks to execute an "Agreement Regarding Real Estate Tax and Assessment Proration" between the City and the NACO, as approved by the Department of Law, Real Estate Division, for the immediate preservation of the public health, peace, property and safety; **NOW, THEREFORE**

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

Section 1. That the Director of the Department of Recreation and Parks be, and hereby is authorized to execute those documents, as approved by the Real Estate Division, Department of Law, necessary to enter into an Agreement Regarding Real Estate Tax and Assessment Proration, by and between the City and the New Albany Company LLC, a Delaware Limited Liability Company.

Section 2. That the City hereby accepts the following described 8.422 acre tract of land as described in Exhibit "A" attached hereto, split from Franklin County Tax Parcel No. 010-220116.

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

Drafting Date: 11/01/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to enter into an agreement with the Affordable Housing Trust for Columbus and Franklin County (AHT) in partnership with the Whitney Young Collaborative (WYC). This legislation authorizes the expenditure of \$700,000.00 of existing capital funds to the AHT and the amendment of the capital budget to allow for the transfer, appropriation and expenditure of \$2,700,000 of funds from the Special Income Tax Fund. The funds provided by the agreement will be used to refinance and complete construction on the Whitney condominium project and provide capital funding for other housing projects on the Near East Side. The WYC has a 28 unit condominium project under development at 733 Mt. Vernon Avenue, Columbus. Changes in the housing market as well as changes to financing rules for purchase of condominiums as homeownership units has negatively affected the economics of this project. The most efficient and effective way of guarding against further market impacts is to refinance the private construction loan with City capital funds. A portion of these funds will be returned to the City upon sale of the units to homebuyers and can be used for other housing activities on the Near East Side.

The Housing Preservation Fund represents the City's commitment to the redevelopment of housing in the City's urban areas. The Whitney Young Housing Capital Fund (Fund 717) represents the City's commitment to the revitalization of urban neighborhoods.

Emergency action is necessary to allow for the best economic outcome for this project.

FISCAL IMPACT: The Development Department has \$700,000.00 in the 2010 Capital Improvement Budget for Housing Preservation projects. For the remaining \$2,700,000.00, bonds have yet to be sold necessitating a certification of \$2,700,000.00 against the Special Income Tax Fund. Upon the sale of the bonds, the Special Income Tax Fund will be reimbursed.

Title

To authorize the Director of the Department of Development to enter into an agreement with Affordable Housing Trust for Columbus and Franklin County to refinance the construction loan for the completion of the Whitney Young Condominium Development; to authorize the appropriation of \$2,700,000.00 from the Special Income Tax Fund; to authorize and direct the City Auditor to transfer \$2,700,000.00 from the Special Income Tax Fund to the Whitney Young Housing Capital Fund; to authorize the appropriation of \$2,700,000.00 within the Whitney Young Housing Capital Fund; to amend the 2010 Capital Improvement Budget; to authorize the expenditure of \$2,700,000.00 from the Whitney Young Housing Capital Fund and \$700,000.00 from the Housing Preservation Fund; and to declare an emergency. (\$3,400,000.00)

Body

WHEREAS, the Department of Development, Housing Division desires to administer a Housing Preservation Fund from city bond proceeds; and

WHEREAS, the Department of Development, Housing Division desires to administer a Whitney Young Housing Capital Fund with funds from the Special Income Tax Fund; and

WHEREAS, the Department of Development desires to enter into an agreement with the Affordable Housing Trust for Columbus and Franklin County (AHT) in partnership with the Whitney Young Collaborative LLC (WYC) and to expend \$3,400,000 in bond and special income tax proceeds; and

WHEREAS, these monies will be used to assist in refinancing and completing the site and building for 28 condominium units at 773 Mt. Vernon Avenue; and

WHEREAS, it is necessary to transfer funds from the Special Income Tax fund to this project; and

WHEREAS, the City will sell notes or bonds to fund the Whitney Young Housing Capital Fund and will reimburse the Special Income Tax Fund; and

WHEREAS, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregate principal amount of obligations which the City will issue to finance this fund is presently expected not to exceed \$2,700,000; and

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

WHEREAS, the 2010 CIB will be amended to reflect the transfer credited to Project No. 717001-100000; and

WHEREAS, emergency action is necessary to allow for the refinance to occur as quickly as possible and minimize the accrual of additional interest expense; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to expend said funds thereby preserving the public health, peace, property, safety, and welfare; and **NOW, THEREFORE**,

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

SECTION 1. That the Director of the Department of Development be and is hereby authorized to enter into an agreement with Affordable Housing Trust for Columbus and Franklin County (AHT) to refinance the construction loan for the completion of the Whitney Young Condominium Development.

SECTION 2. That the sum of \$2,700,000.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 to the City Auditor, Department 22-01, Object Level One 10, Object Level Three 5502, OCA Code 902023.

SECTION 3. That the City Auditor be and is hereby authorized and directed to transfer said funds to the Whitney Young Housing Capital Fund, at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary

SECTION 4. That the amount of \$2,700,000.00 is hereby transferred and appropriated to the Development Department, 44-01, Whitney Young Housing Capital Fund, Fund 717, Project No. 717001-100000, Object Level One 06, Object Level Three Code 6616, OCA 717001.

SECTION 5. That upon obtaining other funds for this project, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 2.

SECTION 6. That the City Auditor is authorized to establish proper accounting project numbers and to make any accounting changes to revise the funding source for any contract or contract modification associated with the expenditure of funds transferred in Section 4, above.

SECTION 7. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$2,700,000.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen

months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of the Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 8. That the 2010 Capital Improvements Budget, Ordinance No. 0564-2010, is hereby amended as follows, in order to provide sufficient budget authority:

CURRENT CIB:

Whitney Young Housing Capital Fund No. 717 / Dept-Div 44-01 / Project No. 717001-100000 / Amount \$0.00

REVISED CIB:

Whitney Young Housing Capital Fund No. 717 / Dept-Div 44-01 / Project No. 717001-100000 / Amount \$2,700,000.00

SECTION 9. That for the purpose as stated in Section 1, the expenditure of \$3,400,000 or so much thereof as may be necessary, is hereby authorized from the Department of Development, Division 44-10, as follows:

Dept/Div / Fund / Project No. / OCA Code / Object Level Three / Amount

44-01 / 782 / 782001-100000 / 782001 / 6616 / \$700,000
44-01 / 717 / 717001-100000 / 717001 / 6616 / <u>\$2,700,000</u>
TOTAL \$3,400,000

SECTION 10. All funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

SECTION 11. 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 12. The City Auditor has the authority to expend the funds necessary to carry out the purpose of this ordinance directly from Fund 430 as a capital outlay rather than a transfer from Fund 430 to a bond fund if he deems it appropriate.

SECTION 13. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1616-2010

Drafting Date: 11/02/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationThe Department of Public Utilities, Division of Sewerage and Drainage is engaged in Hilliard-Rome Road South of Feder Road Project. As a part of the acquisition related activities on this project the City Attorney's Office filed a case in the Franklin County, Ohio, Court of Common Pleas for acquisition of Parcel 1S. The City Attorney's Office, Real Estate Division settled Court Case 09CVH-03-4802 on October 14, 2010. At this time an additional \$80,000.00 is needed to pay the court-approved settlement costs associated with this case. This legislation authorizes the City Attorney to expend an additional \$80,000.00 or so much thereof as may be necessary to complete the acquisition of Parcel 1S.

Fiscal Impact: Funds for this settlement are available within the Build America Bond (B.A.B's) Fund. This legislation appropriates the necessary funds and authorizes this expenditure.

Emergency action is requested to allow eminent domain-related acquisition activities for this parcel to be completed as soon as possible to bring closure to this court-approved settlement.

Title

To appropriate \$80,000.00 within the Build America Bond (B.A.B's) Fund; to authorize the City Attorney to expend an additional \$80,000.00 for acquisition activities for the Hilliard-Rome Road South of Feder Road Project from the Build America Bond Fund, The Department of Public Utilities, Division of Sewerage and Drainage and to declare an emergency. (\$80,000.00)

Body

WHEREAS, The Department of Public Utilities, Division of Sewerage and Drainage is engaged in Hilliard-Rome Road South of Feder Road Project; and

WHEREAS, as a part of the acquisition related activities on this project the City Attorney's Office filed a case in the Franklin County, Ohio, Court of Common Pleas for acquisition of Parcel 1S; and

WHEREAS, the City Attorney's Office, Real Estate Division settled Court Case 09CVH-03-4802 on October 14, 2010; and

WHEREAS, at this time an additional \$80,000.00 is needed to pay the court-approved settlement costs associated with this case; and.

WHEREAS, it now necessary for City Council to authorize the expenditure of \$80,000.00 or so much thereof as may be necessary to complete the acquisition of Parcel 1S from the Sanitary Build America (B.A.B.s) Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to authorize the City Attorney to pay these costs as soon as possible to bring closure to this Franklin County Common Pleas Court-approved settlement, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. That the City Attorney be and hereby is authorized to expend \$80,000.00 or so much thereof as may be necessary to complete the acquisition of Parcel 1S, for Hilliard-Rome Road South of Feder Road Project, the Department of Public Utilities, Division of Sewerage and Drainage.

SECTION 2. That the expenditure of \$80,000.00, or as much thereof as may be needed, is hereby authorized from the Sanitary Build America (B.A.B.s) Fund, Fund No. 668 | Division 60-05 | Project 650100-100000 | OCA Code 668100 | Object Level Three 6601.

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

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

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

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

Legislation Number: 1622-2010

Drafting Date: 11/03/2010

Current Status: Passed

Explanation

BACKGROUND: The purpose of this ordinance is to give the Director of the Department of Development the authority to enter into a Memorandum of Understanding (MOU) with The Ohio State University Medical Center (OSUMC). The MOU will outline the plans and certain commitments of the parties relating to the major expansion of both the OSU Hospital Main Campus and the University Hospital East. This will be accomplished by redefining the health of the local community surrounding the University Hospital East by focusing on neighborhood, health & wellness, education, and housing. The plans and proposals remain subject to authorization pursuant to the adoption of appropriate legislation by Columbus City Council.

Under the MOU, The City will provide a 30% Jobs Growth Incentive for fifteen (15) years for all new OSUMC employees related to the Expansion Project. The incentive is subject to City Council approval.

In consideration of the City of Columbus economic development incentives, OSUMC will commit to add approximately 6000 and retain 12,883 employees by the end of 2015. In addition OSUMC will invest up to \$1,000,000,000 in real and personal property investments for the Expansion Project. In addition, OSUMC will undertake a comprehensive assessment/planning study of the near east side community, with a specific focus on revitalization of areas in and around Taylor Avenue. OSUMC will invest up to \$100,000 to study specific needs of the community and its residents.

OSUMC will invest up to \$15,000,000 in capital cost and equipment to build or purchase a facility to provide expanded healthcare services to the community. OSUMC will secure external funding and invest up to an additional \$1,000,000 to implement a program of personalized healthcare for the community contingent upon the satisfaction of other economic conditions.

OSUMC will increase opportunities for individuals interested in health sciences careers by providing education and training to meet the increased growth of workforce needed for the expanded patient care capacity of the Expansion Project. Opportunities include continuing the Partners in Education program at East High School that makes students aware of the career opportunities in health care.

OSUMC will partner with the City and community leaders to conduct a comprehensive assessment of the area between Interstate 670 and East Broad Street between 22nd Street and Woodland Avenue. Based on the findings of the comprehensive assessment, OSUMC intends to secure external funding and will invest up to \$9,000,000 to improve the availability and affordability of housing and housing resources and improve factors that impact the neighborhood's sustainability contingent upon the satisfaction of other economic conditions.

The City's agreement to provide the referenced financial assistance is contingent upon authorization pursuant to the adoption of appropriate legislation by Columbus City Council.

Emergency action is requested to allow the MOU between The Ohio State University Medical Center and the City of Columbus to entered into in a timely manner.

FISCAL IMPACT: None associated with the MOU.

Title

To authorize the Director of the Department of Development to enter into a Memorandum of Understanding with The Ohio State University Medical Center in order to outline plans and certain commitments of the parties relating to the major expansion of both the OSU Hospital Main Campus and the University Hospital East and the surrounding area on the near east side; and to declare an emergency.

WHEREAS, the purpose of this ordinance is to give the Director of the Department of Development the authority to enter into a Memorandum of Understanding (MOU) with The Ohio State University Medical Center (OSUMC); and

WHEREAS, OSUMC will invest up to \$1,000,000,000 to implement the Expansion Project and add approximately 6000 employees through 2015; and

WHEREAS, OSUMC will invest up to \$15,000,000 to build or purchase a facility to provide expanded healthcare to the near east side community; and

WHEREAS, OSUMC will secure external funding and invest up to \$9,000,000 to improve the housing and housing resources in the near east side community; and

WHEREAS, the City will provide a 30% Jobs Growth Incentive for fifteen (15) years for all new OSUMC employees related to the Expansion Project; and

WHEREAS, the City and OSUMC believe this MOU will assist with the redevelopment and revitalization of the area surrounding the University Hospital East; and

WHEREAS, the City and OSUMC want to partner in redefining the health of the local community by focusing on Neighborhoods, Health & Wellness, Education, and Housing; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into this MOU between OSUMC and the City of Columbus for the economic development and continued improvement of the near east side community, all for the immediate preservation of the public health, peace, property, safety and welfare; **NOW, THEREFORE,**

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

Section 1. That the Director of the Department of Development is hereby authorized to enter into an MOU with The Ohio State University Medical Center in order to outline the plans and certain commitments of the parties relating to the major expansion of both the OSU Hospital Main Campus and the University Hospital East and the surrounding area on the near east side.

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

Legislation Number: 1624-2010

Drafting Date: 11/03/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Department of Development is proposing to enter into a Jobs Growth Incentive Agreement with The Ohio State University Medical Center, equal to thirty percent (30%) of the amount of new income tax withheld on employees for a term of up to 15 years, not to exceed \$35 million in consideration of The Ohio State University Medical Center's proposed investment of \$1.005 billion and the creation of 5,615 new permanent full-time jobs.

Located in Columbus, Ohio, The Ohio State University Medical Center is one of the largest and most diverse academic medical centers in the country and the only academic medical center in central Ohio. The Ohio State University Medical Center currently employs 12,883 full-time employees.

The Ohio State University Medical Center is embarking on a strategic plan that includes over a billion dollars in investment to improve its medical campus as well as the OSU East campus at East Broad Street near Downtown. Also included in the Project is the investment of millions of dollars to revitalize the neighborhood surrounding the OSU East Facility. The plan expects to create 5615 new jobs for Columbus.

The Ohio State University Medical Center is requesting a Jobs Growth Incentive.

Emergency action is requested to allow the Jobs Growth Incentive Agreement between The Ohio State University Medical Center and the City of Columbus to be entered into in a timely manner.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of Development to enter into a Jobs Growth Incentive Agreement with The Ohio State University Medical Center to pay annually an amount equal to 30% of the personal income tax withheld on new employees for a term of up to 15 years, not to exceed \$35 million, in consideration of a proposed investment of \$1.005 billion and the creation of 5615 permanent full-time jobs; and to declare an emergency.

Body

WHEREAS, the City desires to increase employment opportunities and encourage the creation of new jobs in the City in order to improve the overall economic climate of the City and its citizens; and

WHEREAS, the Department of Development has received a completed application for the Jobs Growth Incentive from The Ohio State University Medical Center; and

WHEREAS, The Ohio State University Medical Center is proposing to invest \$1.005 billion to accommodate expansion and invest in the community; and

WHEREAS, The Ohio State University Medical Center's will retain 12,883 jobs and create 5615 new positions with an approximate annual payroll of \$336.6 million; and

WHEREAS, the City of Columbus desires to facilitate The Ohio State University Medical Center's future growth at the project site by the creation of new jobs; and

WHEREAS, The Ohio State University Medical Center has indicated that a Jobs Growth Incentive is crucial to its decision to go forward with the project in Columbus; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into this Jobs Growth Incentive Agreement between OSUMC and the City of Columbus for the economic development and continued improvement of the near east side community, all for the immediate preservation of the public health, peace, property, safety and welfare; **NOW, THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized to enter into a Jobs Growth Incentive with The Ohio State University Medical Center to pay annually an amount equal to thirty percent (30%) of

the personal income tax withheld on new employees for a term of up to 15 years, not to exceed \$35 million, in consideration of The Ohio State University Medical Center's proposed investment of \$1.005 billion and the creation of 5615 full-time permanent positions.

Section 2. That each year of the term of the agreement with The Ohio State University Medical Center the City's obligation to pay the incentive is expressly contingent upon the passage of an ordinance appropriating and authorizing the expenditure of monies sufficient to make such payment and the certification of the City Auditor pursuant to Section 159 of the Columbus City Charter.

Section 3. That the City of Columbus Jobs Growth Incentive Agreement is signed by The Ohio State University Medical Center within 90 days of passage of this ordinance, or this ordinance and the credit herein shall be null and void.

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

Legislation Number: 1627-2010

Drafting Date: 11/03/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the City Auditor to allow the Division of Power and Water's (Power) capital bonds fund to reimburse the operating fund, for labor and equipment costs incurred in the installation of various street lighting projects from November 1, 2009 through September 30, 2010, in the amount of \$178,524.01.

EMERGENCY DESIGNATION: The Department of Public Utilities is requesting City Council to consider this legislation an emergency measure, so that there will be sufficient cash to pay operating expenses through the end of the year.

FISCAL IMPACT: A transfer of cash and an amendment to the 2010 Capital Improvements Budget is necessary to establish sufficient amounts in the proper codes for this reimbursement.

Title

To authorize the City Auditor to allow the Division of Power and Water's capital bond funds to reimburse the operating fund in the amount of \$178,524.01 for labor and equipment costs incurred in the installation of various street lighting; and to declare an emergency. (\$178,524.01)

Body

WHEREAS, it is necessary to reimburse the Division of Power and Water (Power) operating fund for labor and equipment incurred in the installation of various street lighting projects;

WHEREAS, the costs from the operating fund are reimbursed through the capital bonds funds; and

WHEREAS, it is necessary to transfer funds within the Voted Street Lighting and Distribution Bond Fund for purposes of providing sufficient cash for the aforementioned reimbursement; and

WHEREAS, it is necessary to authorize an amendment to the 2010 Capital Improvements Budget for purposes of providing sufficient expenditure authority for the aforementioned reimbursement; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds from the Voted Street Lighting and Distribution Bond Fund and the Electric Build America Bonds Fund to the Power Operating Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Power and Water (Power), in that it is necessary to reimburse the Power Operating Fund, in an emergency manner for the immediate preservation of public health, peace, property and safety; now therefore,

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

SECTION 1. That the City Auditor is hereby authorized and directed to transfer \$2,400.92 within the Voted Street Lighting and Distribution Bond Fund, Fund No. 553, Object Level Three 6625, Division of Power and Water (Power), Division 60-07, as follows:

Project No. | Project Name | OCA | Change

670784-100000 | North High Street Circuit Imp. | 553784 | -\$2,400.92

670778-100000 | Broad Meadows SL Imp. | 553778 | +\$2,400.92

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

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

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

SECTION 5. That the 2010 Capital Improvements Budget within the Voted Street Lighting and Distribution Bond Fund is hereby amended as follows:

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

670784-100000 | North High Street Circuit Imp. | \$6,072 | \$3,671 | -\$2,401

670778-100000 | Broad Meadows SL Imp. | \$0 | \$2,401 | +\$2,401

SECTION 6. That the City Auditor's Office hereby authorizes the reimbursement (expenditure) up to an amount not to exceed \$178,524.01, or so much thereof as may be needed, from the Division of Power and Water's Electric Build America Bonds Fund and the Voted Street Lighting and Distribution Bond Fund to the Power Operating Fund, via internal bill, for labor and equipment costs incurred in the installation of various street lighting projects be and is hereby authorized from Division of Power and Water (Power), Division No. 60-07, Object Level Three 6625, and is to be disbursed as follows:

Fund No. | Project Name | Project No. | OCA | Amount

559 | Street Lighting Reimbursement | 670003-100002 | 530032 | \$175,133.03

553 | Broad Meadows SL Imp. | 670778-100000 | 553778 | \$2,400.92

553 | UIRF - Dresden & Radnor Loop | 440007-100000 | 440007 | \$990.06

SECTION 7. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1628-2010

Drafting Date: 11/04/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: This ordinance authorizes the Finance and Management Director to issue purchase orders and expend funds for tires and per the terms and conditions of the State Term Contracts with Wingfoot Commercial Tire Systems and WD Tire Warehouse. The ordinance also authorizes the Finance and Management Director to issue a purchase order with Dick Masheter Forditions of a Universal Term Contract. This will allow for Fleet Management to continue daily operations of repairs to Fire, Police, Refuse Collection, and other City vehicles as needed.

Ordinance No. 582-87 authorizes City agencies to participate in the Ohio DAS Cooperative Contract and State Contract ST 260 for the purchase of automotive and truck tires.

FISCAL IMPACT: The expenditures are within the amounts projected in the Third Quarterly Financial Review.

Emergency action is requested as there is an immediate need to increase purchase orders and expend funds within the Fleet Management Division to allow the division to operate without interruption of service to the City's fleet, including vehicles used by the Police, Fire, and Refuse Collection Divisions.

TitleTo authorize the Finance and Management Director to issue purchase orders with Dick Masheter Ford Inc, Genuine Auto Parts, WD Tire and Wingfoot Commercial Tire Systems per the terms and conditions of a Universal Term Contract and State Term schedule contracts; to authorize the expenditure of \$295,000 from the Fleet Services Fund; and to declare an emergency. (\$295,000.00)

BodyWHEREAS, the Finance and Management Department, Fleet Management Division has a need to purchase tires for motorized equipment in the amount of \$95,000.00 and State Term Contracts are available for automotive and truck tires; and

WHEREAS, Ordinance No. 582-87 authorizes City agencies to participate in Ohio DAS Cooperative contracts and State Contract ST 260 is available for the purchase of automotive and truck tires; and

WHEREAS, an additional purchase order in the amount of \$200,000.00 based on the Universal Term contracts with Genuine Auto Parts and Dick Masheter Ford Inc. is also necessary; and

WHEREAS, it is necessary to expend funds for tires and automotive parts; and

WHEREAS, an emergency exists in the usual daily operations of Fleet Management that it is immediately necessary to establish purchase orders within the Fleet Management Division internal services fund in order to support daily operations, including the servicing of the fleet of the Police, Fire and Refuse Collection divisions, thereby preserving the public health, peace, property, safety and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to issue purchase orders for the Fleet Management Division, per the terms and conditions of State Term contracts as follows:

State Bid STS260
Wingfoot Commercial Tire Systems
CC# 311735402 expires 9/30/2012
Object level three: 2282
Contract expires 10/21/2011

State Bid STS260
Wingfoot Commercial Tire Systems
CC# 311735402 expires 9/30/2012
Object level three: 3373 (retreads)
Contract expires 10/21/2011

State Bid STS260
WD Tire Warehouse
CC# 311138036 expires 3/31/2011
Object level three: 2282
Contract expires 7/21/2012

SECTION 2. That the sum of \$95,000.00 or so much thereof as may be necessary in regard to the action authorized in Section 1 is hereby authorized to be expended as follows:

Division 45-05
Fund: 513
OCA Code 451347
Object Level One: 02
Object Level Three: 2282
Amount: \$70,000.00

Division 45-05
Fund: 513
OCA Code 451347
Object Level One: 02
Object Level Three: 3373
Amount: \$25,000.00

SECTION 3. That the Finance and Management Director is hereby authorized to issue purchase orders for the Fleet Management Division as follows:

Genuine Auto Parts
CC# 580254510 expires 1/15/2012
Object Level three: 2284
Contract expires 11-30-2011

Dick Masheter Ford Inc
CC# 310729896 expires 1/06/2012
Object Level three: 2284
Contract expires 03-31-2011

SECTION 4. That the sum of \$200,000 or so much thereof as may be necessary in regard to the action authorized in Section 3, is hereby authorized to be expended as follows:

Division 45-05
Fund 513
OCA code 451347
Object Level One 02
Object Level Three 2284
Amount \$200,000.00

SECTION 5. That the monies in the foregoing Section 2 and Section 4 shall be paid upon order of the Director of the Finance and Management Department, 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 6. That 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: 1629-2010

Drafting Date: 11/04/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation This ordinance is a modification to ordinance # 0603-2010. The project will now include park lighting and electrical, which was not in the original scope of services. The existing lighting fixtures along the path have been abandoned for 10 years and are no longer serviceable.

The work will include the design of lighting plans, which includes a new run that will be contained within the City's right-of-way. The existing lighting run will be removed in its entirety.

This connector will provide connectivity for cyclists and pedestrians from the Scioto Trail to an underpass beneath the Main Street bridge. The connector will allow for north and south travel along the path without an at-grade crossing of Main St. The project increases safety for the cyclists, pedestrians, and motorists.

The project is identified as a key improvement in the Central Ohio Greenways Plan.

The Contract Compliance No. for EMH&T is 31-0685594. Contract compliant through 09/21/2011. An MBE will be utilized, CTL Engineering, Contract Compliance #31-0680767.

Emergency legislation is requested so that the project can begin immediately and allow for the project to be constructed concurrent with the opening of the Scioto Mile Park.

Title

To authorize the Director of Recreation and Parks to modify the contract with EMH&T for professional services related to the Scioto Trail-Main Street Bridge Connector to include park lighting and electrical; to authorize an expenditure of \$6,136.00 from the Voted 1999/2004 Parks and Recreation and Bond Fund; and to declare an emergency. (\$6,136.00)

Body

WHEREAS, this engineering contract for EMH&T will be the second phase of the Scioto Trail-Main Street Bridge Connector; and

WHEREAS, this modification will provide for the design of lighting plans for park lighting and other electrical, which was not in the original scope of services; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into this modification so that the additional work can begin immediately, to allow for the project to be constructed concurrent with the opening of the Scioto Mile Park, and for the immediate preservation of the public health, peace, property and safety; **NOW, THEREFORE**

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

Section 1. That the Director of Recreation and Parks be and is hereby authorized and directed to modify the existing

contract with EMH&T in accordance with plans and specifications on file in the Recreation and Parks Department, to include park lighting and electrical design.

Section 2. That the expenditure of \$6,136.00 or so much thereof as may be necessary, be and is hereby authorized from the:

Voted Recreation and Parks Bond Fund
Fund 702 / Obj Level 3# 6681 / OCA#644625 /Project #510316-100000

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

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

Legislation Number: 1634-2010

Drafting Date: 11/05/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: This ordinance authorizes the Director of Finance and Management to enter into contracts for various small dollar improvement expenditures for labor, materials, and equipment for Public Safety renovations that are unplanned but will be necessary. Work may include any type of renovation of Safety facilities, such as electrical, HVAC, and plumbing. All work will be based on three estimates obtained from qualified contractors and will not exceed \$20,000.00 per job.

Contract Compliance: N/A

EMERGENCY DESIGNATION: Emergency legislation is requested to have funds available for any unexpected emergency projects.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$100,000.00 in the Safety Voted Bond Fund and the Gov'l B.A.B.'s (Build America Bonds) for various unplanned renovations and improvements for Public Safety facilities.

TitleTo authorize and direct the Director of Finance and Management to enter into contracts for miscellaneous capital improvement renovations for the Department of Public Safety, to authorize the expenditure of \$100,000.00 from the Safety Voted Bond Fund and Gov'l B.A.B. 's (Build America Bonds) Fund, and to declare an emergency. (\$100,000.00)

BodyWHEREAS, the renovation of various Public Safety facilities has been approved as part of Capital Improvement Projects No. 330021-100000 and 340103-100000 (Police and Fire Facility Renovation); and

WHEREAS, it is now necessary to provide funds for miscellaneous renovations of various Public Safety facilities; and

WHEREAS, all expenditures from this project will be minimally based upon three estimates; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Safety, Divisions of Police, Fire and Support Services, in that it is immediately necessary to authorize the Director of Finance and Management to enter into contracts for miscellaneous capital improvement projects for the Department of Public Safety so that the projects can proceed without delay, thereby preserving the public health, peace, property, safety, and welfare; now, therefore

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

SECTION 1. That the Finance and Management Director are hereby authorized to enter into contracts for miscellaneous capital improvement projects for Public Safety. Further, 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 2. That all work will be based on three estimates and will not exceed \$20,000.00 per contract or job. City Council recognizes that this ordinance does not identify the contractor(s) to whom the contract(s) will be awarded and understands that its passage will give the Finance and Management Director the final decision in determination of the lowest, best, responsive and responsible bidder for such contract(s). This Council is satisfied it is in the best interests of the City to delegate this contracting decision.

SECTION 3. That the expenditure of \$100,000.00, or so much thereof as may be necessary, be and is hereby authorized from the Safety Voted Bond Fund and Gov'l B.A.B. 's (Build America Bonds) Fund, as follows:

DEPT/DIV	FUND	OCA	OBJ LV #1	OBJ LV #3	PROJECT	AMOUNT
30-03	701	644476	06	6620	330021-100000	\$50,000.00
30-04	746	710103	06	6620	340103-100000	<u>\$50,000.00</u>

TOTAL

\$100,000.00

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

Legislation Number: 1640-2010

Drafting Date: 11/08/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

This ordinance authorizes the Director of Finance and Management on behalf of the Department of Technology to modify an existing contract, in accordance with the original contractual agreement (CT18276: ORD 644-97) as modified by ordinance 0721-2010 (purchase order FL004711) with AssetWorks, Inc. (formerly known as Maximus Systems, Inc.). This modification will enable the City of Columbus, Fleet Management Division to purchase consulting services for additional staff training and data cleansing services, associated with the Fleet Focus software currently utilized by the Fleet Division. The cost for these services is not to exceed an amount of \$59,450, including project management services (\$3,200), onsite training and support services (\$40,000), remote data cleansing services (\$8,000), and travel expenses (not to exceed \$8,250). The original contract provided language allowing for modifications and extensions.

1. Amount of additional funds to be expended: \$59,450
Original Contract Amount with: \$135,908.90
Amount of original contract and two (2) modifications: \$248,431.13

2. Reasons additional goods/services could not be foreseen:

When the original scope of services was defined, the Fleet Division did not fully realize the complexity of the Fleet Focus system upgrade. Consequently, sufficient services for staff training and data cleansing were not included.

3. Reason other procurement processes are not used:

AssetWorks is the software vendor and has provided professional services to support system upgrades and training in the past (e.g., those authorized through ordinance 0610-2009). The existing contract allows for modifications to accommodate additional services, as needed. Consequently, other vendors were not sought to provide the needed services.

4. How cost of modification was determined:

AssetWorks provided a proposal to the Fleet Division. With the consultation of the Department of Technology, the proposal was negotiated to narrow the scope of service. The final proposed cost of \$59,450 was accepted by the Fleet Division, pending approval from City Council.

The data cleansing services provided through this modification will enable the Fleet Management Division to better utilize the existing software to support inventory and purchasing management, and shop activity management. The training services will provide on-site refresher training and on-the-job support to fleet staff so they are more familiar with the Fleet Focus software and are better able to utilize it as a tool to complete their jobs. 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.

This ordinance requests approval to continue services with the existing company AssetWorks, Inc., and to waive the competitive bidding provisions of the Columbus City Codes (Section 329), as the application just received upgrades and updates approved through ordinance 0721-2010.

EMERGENCY:

Emergency designation is requested in order to continue with services without interruption critical to daily operations and to provide for subsequent payment.

FISCAL IMPACT:

In 2008 and 2009, the Department of Technology expended \$74,163.00 and \$139,744.95 respectively for services associated with the Fleet Focus application provided by AssetWorks, Inc. (formerly known as Maximus Systems, Inc.). Earlier this year (2010), the Department of Technology expended \$64,216.00 for maintenance and support services associated with the Fleet Focus application, with AssetWorks, Inc. Funding is available within the Department of Technology Information Services Fund to cover the \$59,450.00 for this modification. Through the Department of Technology, the aggregate contract total, including this funding of \$59,450.00 is \$661,456.45.

CONTRACT COMPLIANCE:

Vendor Name: AssetWorks, Inc.

CC#/FID#: 46-0521049

Expiration Date: 2-17-2012

TitleTo authorize the Director of the Department of Finance and Management, on behalf of the Department of Technology, to modify an existing contract in accordance with the original contractual agreement as modified by Ordinance # 0721-2010, with AssetWorks, Inc to purchase consulting services for additional staff training and data cleansing services; to waive the competitive bidding provisions of the Columbus City Codes; to authorize the expenditure of \$59,450.00 from the Department of Technology Information Services Fund; and to declare an emergency. (\$59,450.00)

Body

WHEREAS, this ordinance authorizes the Director of Finance and Management, on behalf of the Department of Technology, to modify an existing contract, in accordance with the original contractual agreement (CT18276: ORD 644-97) as modified by ordinance 0721-2010 (purchase order FL004711) with AssetWorks, Inc. as 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, this modification will enable the City of Columbus, Fleet Management Division to purchase additional staff training, consulting and project management services, and data cleansing services associated with the Fleet Focus software application currently utilized by the Fleet Division.

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 329.07); and

WHEREAS, an emergency exists in the usual daily operation of the city whereby it is necessary for the Director of Finance and Management on behalf of the Department of Technology to modify an existing contract with AssetWorks, Inc., to provide consulting services, additional staff training and data cleansing services, associated with the Fleet Focus software currently utilized by the Fleet Division; 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 an existing contract by \$59,450.00, in accordance with the original contractual agreement (CT18276: ORD 644-97) as modified by ordinance 0721-2010 (purchase order FL004711) with AssetWorks, Inc., to provide consulting services, additional staff training and data cleansing services, associated with the Fleet Focus software associated with the Fleet Focus software application utilized by the Fleet Management Division.

SECTION 2: That the expenditure of \$59,450.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Div: 47-01|**Fund:** 514 |**Subfund:** 513|**OCA Code:** 514013|**Obj. Level One:**03|**Obj. Level Three:** 3331|**Amount:** \$40,000.00

Div: 47-01|**Fund:** 514 |**Subfund:** 513|**OCA Code:** 514013|**Obj. Level One:**03|**Obj. Level Three:** 3336|**Amount:** \$19,450.00

SECTION 3: That this ordinance requests to waive the competitive bidding provisions of the Columbus City Codes Section 329.07.

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 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: 1641-2010

Drafting Date: 11/08/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance authorizes the Finance and Management Director to issue a purchase order to Contract Sweepers & Equipment for the purchase of one (1) new Exterra 6330 three cylinder LP Engine rider sweeper. This will be used to keep City garages clear of debris and make them safer for those who use the garage.

On October 28, 2010 the Purchasing Office opened formal bid SA003748. There was only one bidder, Contract Sweepers & Equipment, who was responsive and responsible. Therefore Purchasing and Fleet Management recommend an award to Contract Sweepers & Equipment.

Contract Sweepers & Equipment Contract Compliance number 31-0780604; expiration 05/10/2012.

Fiscal Impact: The 2010 General Fund budget included \$1 million dollars for purchases of vehicles and equipment. The cost of this purchase order is \$33,800.00 which includes a three year service agreement and a four year labor agreement to install parts.

Emergency action is requested to expedite delivery for this equipment to be used by the Facilities Management Division. As well, the price of the equipment is expected to go up in January 2011, and 4-6 weeks delivery time is anticipated after the actual purchase order is received by the vendor.

Title

To authorize the Finance and Management Director to establish a purchase order with Contract Sweepers & Equipment for the purchase of an Exterra LP Engine Rider Sweeper for the Facilities Management Division; to authorize the City Auditor to transfer funds within the Facilities Management Division General Fund budget; to authorize the expenditure of \$33,800.00 from the General Fund; and to declare an emergency. (\$33,800.00)

Body

WHEREAS, the Facilities Management Division has a need for a rider sweeper for cleaning City garages; and

WHEREAS, the Purchasing Office solicited a formal competitive bid for this equipment through SA003748; and

WHEREAS, bids were opened on October 28, 2010; and

WHEREAS, only one bid was received and evaluated and recommended award to Contract Sweepers & Equipment; and

WHEREAS, an emergency exists in the Facilities Management Division in that it is immediately necessary to enter into contract to purchase said 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 to issue a purchase order with Contract Sweepers & Equipment for an Exterra 6330 LP Engine Rider Sweeper for Facilities Management.

SECTION 2. That the City Auditor is hereby authorized to transfer within the Facilities Management General Fund budget as follows:

FROM:

Dept/Div: 45-07, Fund: 010, OCA Code 450040, Object Level One: 03, Object Level Three: 3370, Amount \$183.00

TO:

Dept/Div: 45-07, Fund: 010, OCA Code 450040, Object Level One: 06, Object Level Three: 6652, Amount \$183.00

SECTION 3. That the expenditure of \$33,800.00 or so much thereof as may be needed for this purpose, be and is hereby authorized from

Fund 010, Dept 45-05, OCA code 451201, Object Level One:06, Object Level Three: 6652; Amount:\$33,617.00

Fund 010, Dept 45-07, OCA code 450040, Object Level One:06, Object Level Three: 6652; Amount: \$183.00

SECTION 4. That the monies in the forgoing SECTION 3 shall be paid upon order of the Director of Finance and Management 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: 1644-2010

Drafting Date: 11/08/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

The City Treasurer issued an RFP on October 26, 2007 for water lockbox services. Ten companies were solicited via the city's vendor services website. A proposal was received from one (1) local bank, the Huntington National Bank. The contract was for a five (5) year period beginning February 29, 2008 through February 28, 2013, subject to annual appropriations and approval of the contract by the Columbus City Council. On February 8, 2010 Columbus City Council passed ordinance 0137-2010 which authorized the third year of the five year contract for water lockbox services with the Huntington National Bank for the period March 1, 2010 through February 28, 2011 for \$40,000. The City Treasurer's Office now wishes to modify the contract to add \$16,000 in additional funding.

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

FISCAL IMPACT:

Funding for this contract is budgeted and available within the water operating 2010 budget appropriations.

Contract Compliance: Huntington National Bank, 310966785, expiration 9/15/2011

To authorize the City Treasurer to modify its contract with Huntington National Bank for water lockbox banking services; to authorize the expenditure of up to \$16,000 from the water operating fund; and to declare an emergency. (\$16,000.00)

Body

WHEREAS, the City Treasurer awarded the contract for water lockbox banking services as the result of a Request for Proposal on October 26, 2007 to the Huntington National Bank; and

WHEREAS, ordinance 0137-2010 passed by Columbus City Council authorized the third year of the five year contract for water lockbox banking services and associated expenditures of \$40,000 with Huntington National Bank and;

WHEREAS, the City Treasurer's Office now wishes to modify the contract for lockbox services and add funding to this contract; and

WHEREAS, as an emergency exists in the usual daily operation of the Division of Power and Water such that it is immediately necessary to modify the contract and authorize the expenditure for water lockbox banking services necessary for the daily operation of normal business activities of the City of Columbus thereby preserving the public health, peace, property, safety and welfare; now therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the City Treasurer is hereby authorized to modify its contract with Huntington National Bank for the provision of water lockbox services for the period March 1, 2010 through February 28, 2011, and to authorize the expenditure of up to \$16,000, or so much thereof as may be necessary, as follows:

Division: 6009 | Fund: 600 | OCA: 602318 | Object level one: 03 | Object level three code: 3348 | Amount: \$16,000.00 | Division of Power and Water

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: 1646-2010

Drafting Date: 11/08/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Rezoning Application Z10-018

APPLICANT: Easton Hotel Holdings LLC; c/o Dave Perry, The David Perry Co; 145 East Rich Street, 3rd Floor; Columbus, OH 43215 and Donald T. Plank, Atty; 145 East Rich Street; Columbus, Ohio 43215.

PROPOSED USE: Hotel and accessory uses.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (4-0) on September 9, 2010.

CITY DEPARTMENTS' RECOMMENDATION: Approval. Staff supports the proposed CPD, Commercial Planned Development District to allow a hotel use on the site. The proposal is supportable due to the limitation in the text restricting the site to hotel use only and a 120 foot conservation easement along Alum Creek. With an automobile dealership across Sunbury Road, the requested CPD, Commercial Planned Development is consistent with the zoning patterns of the area. Furthermore, Staff finds that the existing church located to the north of the site can serve as a transition from the proposed hotel use to the residential uses further north along Sunbury Road thus limiting the spread of

commercial development to the north.

Title

To rezone **4899 SUNBURY ROAD (43230)**, being 4.13± acres located on the west side of Sunbury Road, 710± feet north of Morse Road, **From:** R, Rural District, **To:** CPD, Commercial Planned Development District. (Rezoning # Z10-018)

Body

WHEREAS, application #Z10-018 is on file with the Department of Building and Zoning Services requesting rezoning of 4.13± acres from the R, Rural District to the CPD, Commercial Planned Development District; and

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

WHEREAS, the City Departments recommend approval due to the limitation in the text restricting the site to hotel use only and a 120 foot conservation easement along Alum Creek. With an automobile dealership across Sunbury Road, the requested CPD, Commercial Planned Development is consistent with the zoning patterns of the area. Furthermore, Staff finds that the existing church located to the north of the site can serve as a transition from the proposed hotel use to the residential uses further north along Sunbury Road thus limiting the spread of commercial development to the north; 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:

4899 SUNBURY ROAD (43230), being 4.13± acres located on the west side of Sunbury Road, 710± feet north of Morse Road, and being more particularly described as follows:

LEGAL DESCRIPTION

4899 Sunbury Road, Columbus, OH

Z10-018

4.13+/- Acres

BEING 3.805 ACRES MORE OR LESS, SITUATED IN LOT TEN (10) QUARTER TOWNSHIP THREE (3), TOWNSHIP TWO (2), RANGE SEVENTEEN (17), OF THE UNITED STATES MILITARY LANDS, BLENDON TOWNSHIP, FRANKLIN COUNTY, OHIO, AS THE SAME IS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE.

BEING SITUATED IN LOT TEN (10), QUARTER TOWNSHIP THREE (3), TOWNSHIP TWO (2), RANGE SEVENTEEN (17), OF THE UNITED STATES MILITARY LANDS, BLENDON TOWNSHIP, FRANKLIN COUNTY, STATE OF OHIO AND BEING PART OF THAT LAND DEEDED TO WILLIAM J. AND FAYE J. MILLER OF RECORD IN DEED VOLUME 1572, PAGE 603 IN THE FRANKLIN COUNTY RECORDER'S OFFICE AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE CENTERLINES OF MORSE ROAD (COUNTY ROAD 17) AND SUNBURY ROAD (COUNTY ROAD 8);

THENCE NORTH 35° 29' 37" EAST ALONG THE CENTERLINE OF SUNBURY ROAD A DISTANCE OF 284.05 FEET TO A POINT;

THENCE NORTH 45° 21' 00" EAST ALONG THE CENTERLINE OF SUNBURY ROAD A DISTANCE OF 453.67 FEET TO A POINT AND THE TRUE PLACE OF BEGINNING OF THE TRACT HEREIN DESCRIBED;

THENCE FROM THE TRUE PLACE OF BEGINNING NORTH 78° 09' 05" WEST A DISTANCE OF 322.05 FEET (PASSING OVER AN IRON PIN AT 30.86 FEET) TO AN IRON PIN;

THENCE NORTH 86° 00' 24" WEST A DISTANCE OF 525.11 FEET (PASSING OVER AN IRON PIN AT 449.11 FEET) TO A POINT IN THE CENTER OF ALUM CREEK;

THENCE NORTH 9° 11' 33" EAST ALONG THE CENTER OF ALUM CREEK A DISTANCE OF 164.59 FEET TO A POINT;

THENCE SOUTH 86° 16' 31" EAST ALONG THE SOUTHERLY BOUNDARY OF LAMB OF GOD EVANGELICAL LUTHERAN CHURCH (D.V. 3383 P. 607) A DISTANCE OF 1017.68 FEET (PASSING OVER IRON PINS AT 77.00 FEET AND 980.15 FEET) TO A POINT IN THE CENTERLINE OF SUNBURY ROAD;

THENCE SOUTH 45° 32' 00" WEST ALONG THE CENTERLINE OF SUNBURY ROAD A DISTANCE OF 284.17 FEET TO THE PLACE OF BEGINNING, CONTAINING 3.805 ACRES, MORE OR LESS.

SUBJECT TO ALL LEGAL RIGHT-OF-WAY OF PREVIOUS RECORD.

THE ABOVE DESCRIBED TRACT OF LAND WAS SURVEYED BY CHARLES J. DESTEFANI, REGISTERED SURVEYOR NO. 5666, IN JULY, 1977.

REFERENCE IS HEREBY MADE TO VOLUME 3615, PAGE 600, FRANKLIN COUNTY, OHIO, DEED RECORDS.

LESS AND EXCEPTING THE FOLLOWING DESCRIBED TRACT OF PROPERTY:

SITUATED IN THE STATE OF OHIO, COUNTY OF FRANKLIN, TOWNSHIP OF BLENDON, SECTION 3, TOWNSHIP 2, RANGE 17, UNITED STATES MILITARY LANDS AND BEING ALL OUT OF A 3.505 ACRE TRACT AS CONVEYED TO RICHARD C. DAVIS OF RECORD IN DEED BOOK 3615, PAGE 599 (ALL DEED REFERENCES REFER TO THE RECORDS OF THE RECORDER'S OFFICE, FRANKLIN COUNTY, OHIO) AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEASTERLY CORNER OF SAID 3.805 ACRE TRACT IN THE EXISTING WESTERLY RIGHT-OF-WAY LINE OF SUNBURY ROAD, SAID CORNER BEING NORTH 50° 16' 35" EAST, A DISTANCE OF 258.84 FEET AND NORTH 45° 25' 18" EAST, A DISTANCE OF 438.00 FEET FROM THE INTERSECTION OF THE WESTERLY RIGHT-OF-WAY LINE OF SUNBURY ROAD WITH THE NORTHERLY RIGHT-OF-WAY LINE OF MORSE ROAD;

THENCE NORTH 78° 09' 38" WEST, WITH THE SOUTHERLY LINE OF SAID 3.805 ACRE TRACT, A DISTANCE OF 17.46 FEET TO AN IRON PIN SET IN THE PROPOSED WESTERLY RIGHT-OF-WAY LINE OF SAID SUNBURY ROAD;

THENCE NORTH 53° 46' 19" EAST, WITH SAID PROPOSED WESTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 98.36 FEET TO AN IRON PIN SET IN SAID EXISTING WESTERLY RIGHT-OF-WAY LINE OF SUNBURY ROAD;

THENCE SOUTH 45° 14' 28" WEST, WITH SAID EXISTING WESTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 87.67 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.0147 ACRES OF LAND OF WHICH THE PRESENT ROAD OCCUPIES 0.00 ACRES.

SUBJECT, HOWEVER, TO ALL LEGAL EASEMENTS AND/OR RIGHTS-OF-WAY, IF ANY, OF PREVIOUS RECORD.

BASIS OF BEARINGS: BEARINGS ARE BASED ON THE OHIO STATE PLANE COORDINATE SYSTEM AS PER NAD83, SOUTH ZONE, CONTROL FOR BEARINGS WAS FROM COORDINATES OF MONUMENTS FRANK 64 AND 164 ESTABLISHED BY THE FRANKLIN COUNTY ENGINEERING DEPARTMENT USING GLOBAL POSITIONING SYSTEM PROCEDURES AND EQUIPMENT.

THE AREA HEREIN DESCRIBED IS SHOWN ON THE FRA-MORSE ROAD RIGHT-OF-WAY PLANS WHICH ARE ON FILE AT THE OHIO DEPARTMENT OF TRANSPORTATION, THE FRANKLIN COUNTY ENGINEER'S OFFICE, AND THE CITY OF COLUMBUS, DIVISION OF ENGINEERING AND CONSTRUCTION.

THIS DESCRIPTION WAS BASED ON A SURVEY MADE BY EVANS, MECHWARD, HAMBLETON AND TILTON, INC. IN MARCH 1993, UNDER THE DIRECTION OF JAMES R. HILL, REGISTERED SURVEYOR NO. 6919.

AND THE FOLLOWING PROPERTY:

0.296 Acres Tract

Situated in the State of Ohio, County Franklin, City of Columbus, Lot 10 of the third quarter of Township 2 North, Range 17 West of the United States Military Lands and being a part of 8.934 acre tract conveyed to the Lamb of God Evangelical Lutheran Church by Volume 3383, Page 607, all records herein are from the Recorder's Office, Franklin County, Ohio and being more particularly described as follows:

Beginning for Reference in the west right of way line of Sunbury Road and the northeast corner of a 3.7903 acre tract conveyed to the Easton Hotel Holdings, LLC by Instrument Number 201005190062033;

Thence, North 86° 28' 29" West along the north property line of said 3.7903 acre tract a distance of 129.32 feet to the **Point of Beginning**;

Thence, continuing along the north property line of said 3.7903 acre tract a distance of 336.24 feet to a point;

Thence, crossing said 8.937 acre tract the following two courses:

1. North 17° 06' 00" East, a distance of 78.92 feet to a point;
2. South 72° 54' 00" East, a distance of 326.85 feet to the **Point of Beginning**, containing 0.296 acres, more or less, subject to legal highways and other easements of record.

Note: This is a preliminary metes and bounds description based on the Franklin County GIS and is not intended for the creation and/or transfer of the proposed parcel. A boundary survey will be required.

Description prepared by CW Design Group, LLC, Charles A. Wagner, P.S., Registered Surveyor No. S-8091.

To Rezone From: R, Rural District,

To: CPD, Commercial Planned Development District.

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

SECTION 3. That the Director of the Department of Building and Zoning Services be, and is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Department of Building and Zoning Services and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Department of Building and Zoning Services as required by Section 3311.12 of the Columbus City Codes; said plans being titled, " **SITE PLAN**", "**SITE LANDSCAPE PLAN**" and "**BUILDING ELEVATION PLAN**," all signed by Donald Plank, Attorney for the Applicant, and dated October 20, 2010 and text titled, " **CPD, COMMERCIAL PLANNED DEVELOPMENT 4899 SUNBURY ROAD COLUMBUS, OH**," signed by Donald Plank, Attorney for the Applicant, and dated October 20, 2010, and the text reading as follows:

**CPD, Commercial Planned Development
4899 Sunbury Road
Columbus, OH**

PROPOSED DISTRICT:	CPD, Commercial Planned Development
EXISTING DISTRICT:	R, Rural District
ACRES:	4.13 +/- acres
PROPERTY ADDRESS:	4899 Sunbury Road, Columbus, OH
OWNER(S):	1) Easton Hotel Holdings LLC c/o Donald Plank, Plank Law Firm, 145 East Rich Street, 3rd Flr., Columbus, OH 43215 and 2) Lamb of God Evangelical Lutheran Church c/o Charles M. Sigrist, 634 Olde North Church Road, Westerville, OH 43081-3133
APPLICANT:	Easton Hotel Holdings LLC c/o Dave Perry, David Perry Co., Inc., 145 East Rich Street, 3rd Flr., Columbus, OH 43215 and Donald Plank, Plank Law Firm , 45 East Rich Street, 3rd Flr. Columbus, OH 43215
DATE OF TEXT:	October 20, 2010
APPLICATION NUMBER:	Z10-018

INTRODUCTION: The site for rezoning is on the west side of Sunbury Road, north of the intersection of Morse Road. The rezoning site consists of all of PID 010-259856, which is undeveloped and 0.296 +/- acres of PID 600-103382, abutting to the north of 010-259856. PID 600-103382 is 8.970 acres, is zoned R, Rural, is developed with a church and accessory parking. Applicant proposes to rezone 0.296 acres of PID 600-103382 and all of PID 010-259856 to CPD, Commercial Planned Development for development of a hotel as depicted on the submitted site plan. The site plan for the hotel includes the 0.296 acre split. After rezoning is complete, there will be a split of the 0.296 acres. As a result of the development of Easton Town Center, commercial growth has expanded along Morse Road from the I-270 interchange to the west. Commercial zoning and uses are located along the Morse Road corridor. Development of the site with a hotel is supported by the Northland Plan. The site plan, site landscape plan and building elevation for the hotel development, titled "Site Plan", "Site Landscape Plan" and "Building Elevation Plan", all dated October 20, 2010, are all referenced in Section I., Miscellaneous commitments.

1. PERMITTED USES: Permitted uses shall be a hotel and accessory uses related to a hotel, as permitted in 3356.03, of

Columbus City Code.

2. DEVELOPMENT STANDARDS: Unless otherwise specified in the following Development Standards, the Development Standards shall be as specified in Chapter 3356 of Columbus City Code (C-4, Commercial District), Chapter 3312, Off-Street Parking and Loading and Chapter 3321, General Site Development Standards.

A. Density, Lot and/or Setback Commitments.

1. For structures and paved areas lot coverage shall not exceed eighty percent (80%).
2. Parking setback from Sunbury Road shall be a minimum of 10 feet.
3. Building setback from Sunbury Road shall be a minimum of 50 feet.
4. Height District shall be H-60, with a maximum absolute height, as defined (3303.08, Letter H., "Height") of sixty feet (60) feet.

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

1. There shall be a single, full-turning movement curbcut that will provide access to Sunbury Road for this site and the properties to the south of this site fronting Sunbury Road between this curbcut and Morse Road. Applicable easements for use and maintenance of the curbcut shall be provided between the property owners. Developer of 4899 Sunbury Road shall construct pavement to the south property line of PID 010-259856, as depicted on the Site Plan.
2. Sunbury Road right of way totaling 50 feet from centerline shall be dedicated to the City of Columbus. A northbound left turn lane with a length of 185 feet, which includes taper length of 50 feet, shall be constructed to the specifications of the Franklin County Engineers Office or the applicable jurisdiction.

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

1. Street trees shall be provided along Sunbury Road at the rate of one (1) tree for every forty (40) lineal feet of street frontage, excepting the driveway pavement.
2. Site landscaping shall be provided as depicted on the plan titled "Site Landscape Plan, 4899 Sunbury Road, Columbus, OH", dated October 20, 2010, as referenced in Section I, Miscellaneous.
3. All landscaping shall be maintained in a healthy state. Any dead material shall be removed and replaced with like materials within six months or the next available planting season, whichever occurs first. The size of the new material shall equal the size of the original material when it was installed.
4. The minimum size of all trees at installation shall be two (2) inch in caliper for deciduous trees, five (5) feet in height for evergreen trees, and one and one half (1 ½) inches in caliper for ornamental trees. Tree caliper shall be measured six (6) inches from the ground.
5. The developer shall establish a conservation easement a minimum of 120 feet in depth along Alum Creek, measured from top of bank, subject to crossing the conservation easement for utilities and for compliance with the City's stormwater management requirements, as may be applicable. At applicant's option, applicant may elect to deed the conservation easement area to the City of Columbus or may elect to deed property greater than the conservation easement area to the City of Columbus, subject to the City accepting same. If property is deeded to the City of Columbus, the CPD, Commercial Planned Development and site plan referenced herein shall be deemed to be in compliance with the rezoning even though the site for the hotel will be smaller than described and depicted in this rezoning and on the "Site Plan" referenced herein.

6. Parkland Dedication Ordinance fees of \$400/acre shall be paid in conjunction with the Site Plan Compliance Review process.

7. The on-site wetland area shall be restored based on a wetland restoration plan approved by the Columbus Recreation and Parks Department prior to or in conjunction with the Site Plan Compliance Review process.

D. Building Interior-Exterior Commitments.

1. Mechanical equipment or other utility hardware on the roof of a building shall be screened to the height of the equipment, so the equipment isn't visible from the property lines of the site.

2. The primary exterior building materials shall be EIFS and cultured stone, or comparable, as depicted on the drawing titled "Building Elevation Plan", as referenced in Section I, Miscellaneous Commitments.

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

1. Wiring within the site shall be underground.

2. Refuse service shall be provided by private hauler.

F. Graphics and/or Signage Commitments.

1. All graphics and signage shall comply with the Graphics Code, Article 15, Title 33 of the Columbus City Code, as it applies to the C-4 Commercial District. Any variance to the sign requirements shall be submitted to the Columbus Graphics Commission for consideration. Any ground sign shall be monument style.

G. Other CPD Requirements.

1. Natural Environment: The natural environment of the site is flat at Sunbury Road with the grade declining to the west toward Alum Creek. The site is located north of the intersection of Morse Road and Sunbury Road. The site is undeveloped.

2. Existing Land Use: The site is undeveloped.

3. Circulation: Access to and from the site will be via a single shared full turning movement curbcut. The properties to the south shall have access to the curbcut by easement.

4. Visual Form of the Environment: Commercial development exists on the east side of Sunbury Road, across from the site. Property at the northwest corner of Morse Road and Sunbury Road is zoned commercial. Abutting property to the south, while not zoned commercial, is undeveloped and designated for commercial development in the Northland Plan. Sunbury Road is a 4-2 arterial on the Thoroughfare Plan. A church is located on abutting property to the north. Alum Creek is to the west.

5. Visibility: The site is located on Sunbury Road, north of Morse Road.

6. Proposed Development: Rezoning to CPD to permit development of a hotel and accessory uses, as depicted on the submitted site plan.

7. Behavior Patterns: Vehicular access will be from Sunbury Road.

8. Emissions: Development will conform to City of Columbus requirements as further controlled by development standards of this development text for light levels, sounds and dust. There will be no objectionable emissions.

H. Modification of Code Standards.

1. Section 3312.53, Minimum Number of Loading Spaces, which Section requires one (1) Loading Space and applicant proposes zero (0) loading spaces, as defined, while the largest trucks typically used for deliveries are 24 foot cube trucks with deliveries directly into the front entrance of the building.

2. The hotel site includes 0.296 acres located in Tax District 600 (Columbus/Westerville) while the remainder of the site is located in Tax District 010 (Columbus/Columbus). The total 4.2 +/- acre hotel site, as depicted on the Site Plan, shall be developed and function as depicted. The District 010 and District 600 property, while separate parcels due to the different tax districts, which cannot be combined, shall, at all times be owned by the same entity. A lot split of the 0.296 acre area in District 600 shall be approved based on the Site Plan. The Tax District line shall be disregarded for all purposes related to Site Compliance Plan Review and the 4.2 acre site shall be treated as a single parcel for regulatory purposes. Due to the tax district line, the following code variances are provided:

a.3312.09, Aisle, to permit a tax district line to divide a parking lot aisle(s), while the total width of the parking lot aisle shall comply with minimum aisle width.

b. 3312.25, Maneuvering, to permit parking spaces to have maneuvering area divided by a tax district line and to maneuver across a tax district line, while total code required maneuvering area shall comply.

c. 3312.29, Parking Space, to permit a tax district line to divide parking spaces, while the total parking space shall comply with required dimensions.

3. 3312.21, Landscaping and Screening, B (3). Parking Setback and Perimeter Landscaping, which Section requires screening of parking lots within 80 feet of residentially zoned property, while the south property line of the subject site is adjacent to a 2 acre parcel (PID 010-214655) zoned R, Rural. The parcel is undeveloped and is designated as appropriate for commercial development in the Northland Plan. Applicant requests a variance to screening along the south property line required by this section.

4. 3321.03(C), Lighting, to permit eighteen (18) foot tall parking lot lighting within 25 feet of the south property line.

I. Miscellaneous Commitments.

1. Development of the site shall be in accordance with the plans titled "Site Plan", "Site Landscape Plan" and "Building Elevation Plan", all dated October 20, 2010 and signed October 20, 2010 by David B. Perry, Agent, and Donald Plank, Attorney. The site plan, landscape plan and building elevation plan may be slightly adjusted to reflect engineering, topographical, or other site data developed at the time final development and engineering plans are completed. Any slight adjustment to any of the drawings shall be reviewed and may be approved by the Director of the Building and Zoning Services Department or designee upon submission of the appropriate data regarding the proposed adjustment.

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

Legislation Number: 1647-2010

Drafting Date: 11/08/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Division of Police needs to purchase 100 Smith and Wesson M&P Compact .40 caliber semi-automatic pistols for its plain clothes detectives and supervisors. These pistols will help keep officers safe in the performance of their duties. These are new purchases to replace existing weapons.

Bid Information: Formal Bid # SA003734 was opened on October 28, 2010. Two responses were received as follows:

Vance Outdoors	\$38,140.00
Standard Law	\$37,840.00

Both bidders are majority business entities.

Based on the local 1 percent credit, the Division of Police recommends the award to Vance Outdoors, Inc.

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

Contract Compliance Number: 542072038, expires 1-06-2012.

EMERGENCY DESIGNATION: Emergency legislation is requested to provide these hand guns to plain clothes detectives that do not have this compact pistol.

FISCAL IMPACT: This ordinance authorizes the purchase 100 Smith and Wesson semi automatic pistols from Vance Outdoors Inc., in the amount of \$38,140.00 from the Federal Drug Seizure Fund for the Division of Police. There will be no effect on the financial status of the General fund.

Title

To authorize and direct the Director of Finance and Management to enter into a contract with Vance Outdoors, Inc. for the purchase of semi-automatic pistols for the Division of Police, to authorize the expenditure of \$38,140.00 from the Law Enforcement Seizure Funds; and to declare an emergency. (\$38,140.00)

Body

WHEREAS, a formal bid opening was held on October 28, 2010 for the purchase of semi-automatic pistols; and

WHEREAS, the Division of Police, Department of Public Safety needs to enter into a contract for the purchase of semi-automatic pistols for its detectives and supervisors; and

WHEREAS, based on the local 1% credit, Vance Outdoors, Inc. was the lowest, most responsive, and best bid received; and

WHEREAS, Law Enforcement Seizure funds are appropriated for this purchase; and

WHEREAS, an emergency exists in the usual and daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to purchase these compact hand guns for plain clothes detectives for the immediate preservation of the public peace, health, property, safety and welfare; now, therefore

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized and directed to enter into a contract with Vance Outdoor's, Inc. for the purchase of semi-automatic pistols for the Division of Police, Department of Public Safety, based on the above vendor's bid being the lowest and best bid received.

SECTION 2. That the expenditure of \$38,140.00, or so much thereof as may be needed, is hereby authorized as follows:

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

Legislation Number: 1648-2010

Drafting Date: 11/09/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

The Division of Planning and Operations operates several specialized traffic control computers. These computers expedite vehicular traffic flow and maximize pedestrian safety by synchronizing and coordinating traffic signals and interpreting information forwarded from buried loop detectors, overhead cameras and the like, allowing the signals to operate in either an automatic mode or manually as directed by traffic engineers from a central location. The software utilized by the downtown signal system processor (computer) is proprietary and requires unique maintenance that is offered by a sole-source provider, Computran Systems Engineering, L.L.C. This ordinance authorizes the Director of Public Service to execute a one-year extension of the existing maintenance agreement for this purpose and authorizes the expenditure of \$23,886.89 to pay for said agreement. The agreement is being extended per the sole-source provisions of the Columbus City Code, 1959.

This contract was authorized by ordinance 2580-2003. The initial service period ran from 12/23/2005 to 12/22/2006. The contract was renewed for the periods 12/23/2006 to 12/22/2007; 12/23/2007 to 12/22/2008; 12/23/2008 to 12/22/2009 and 12/23/2009 to 12/22/2010. This legislation modifies this contract to extend the time period for one year from 12/23/2010 to 12/22/2011 for the amount of \$23,886.89. The total contract including all modifications is \$127,304.62.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Computran Systems Engineering, L.L.C.

2. CONTRACT COMPLIANCE

Computran System Engineering, L.L.C.'s contract compliance number is 204160738 and expires November 3, 2012.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Computran Systems Engineering, L.L.C.

3. FISCAL IMPACT

This expenditure is budgeted within the Street Construction Maintenance and Repair Fund as a normal operating expense of the Division of Planning and Operations.

4. EMERGENCY DESIGNATION

Computran coordinates and maintains sixty-percent (60%) of the traffic signals at various intersections throughout the City with its hardware/software program. Therefore, emergency action is requested in order to have the maintenance agreement become effective as soon as possible in order to preclude a lapse in the maintenance of this critical system and thereby preserve the public safety and welfare.

TitleTo authorize the Director of Public Service to modify the contract for computerized traffic signal system support to extend for one year the existing agreement with Computran Systems Engineering, L.L.C. for software maintenance for the Division of Planning and Operations downtown signal system processor per the sole-source provisions of the Columbus City Codes, 1959; to authorize the expenditure of \$23,886.89 or so much thereof as may be needed for this purpose from

the Street Construction Maintenance and Repair Fund; and to declare an emergency. (\$23,886.89)

Body **WHEREAS**, the Division of Planning and Operations operates several specialized traffic control computers; and

WHEREAS, the software utilized by the downtown signal system computer is proprietary and requires unique maintenance that is offered by a sole-source provider, Computran Systems Corporation; and

WHEREAS, the initial contract, ED024678, in the amount of \$18,716.00 was established on 12/9/2005 for the time period 12/23/2005 to 12/22/2006; and

WHEREAS, the contract was modified, #1, and City Auditor encumbrance number ED030029 was established in the amount of \$19,615.80 for the time period 12/23/2006 to 12/22/2007; and

WHEREAS, the contract was modified, #2, and City Auditor encumbrance number EL008128 was established in the amount of \$20,634.40 for the time period 12/23/2007 to 12/22/2008; and

WHEREAS, the contract was modified, #3, and City Auditor encumbrance number EL008907 was established in the amount of \$21,666.11 for the time period 12/23/2008 to 12/22/2009; and

WHEREAS, the contract was modified, #4, and City Auditor encumbrance number EL009883 was established in the amount of \$22,749.42 for the time period 12/23/2009 to 12/22/2010; and

WHEREAS, a one-year maintenance agreement is needed for software maintenance for the Division of Planning and Operations downtown signal system processor; and

WHEREAS, this ordinance authorizes modification #5 in the amount of \$23,886.89 for the time period 12/23/2010 to 12/22/2011 for this purpose; and

WHEREAS, the total contract amount including all modifications, is \$127,304.62; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Planning and Operations, Department of Public Service, in that it is immediately necessary to authorize the Director of Public Service to enter such an agreement per the sole source provisions of the Columbus City Code, 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 Public Service be and hereby is authorized modify and increase the contract with Computran Systems Engineering, L.L.C., 100 First Street, Hackensack, New Jersey 07601 to extend the contract for one year, in the amount of up to \$23,886.89 for software maintenance for the downtown signal system processor for the Division of Planning and Operations.

SECTION 2. That for the purpose of paying for the services provided under this contract the expenditure of \$23,886.89, or so much thereof as may be needed, is hereby authorized to be expended from Fund 265, The Street Construction Maintenance and Repair Fund, Department No. 59-11, Division of Planning and Operations, Object Level One Code 03, Object Level Three Code 3375, OCA Code 591111.

SECTION 3. That this expenditure be made per the sole source provisions of the Columbus City Codes, 1959.

SECTION 4. That the City Auditor be and hereby is authorized to make any/all other accounting changes for the transactions discussed within this ordinance that are construed by the City Auditor to be reasonably consistent with the intent of this ordinance.

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance

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

Legislation Number: 1649-2010

Drafting Date: 11/09/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationThis lease will make it possible to develop a dog park, to meet public fitness and recreational needs, and will add to the quality of life for the people of Central Ohio. The City of Worthington will handle all day-to-day maintenance activities and all future capital expenditures, upon approval of City Council, will be shared equally. The City of Worthington will handle all day-to-day maintenance activities for the majority of the agreement term. Beginning in year nine of the agreement the City of Columbus and City of Worthington will negotiate a shared maintenance approach that will be addressed through addendum to this agreement for years nine and ten.

Emergency action is requested so that occupancy can be put under a lease for legal and liability purposes.

Title

To authorize the Director of Recreation and Parks to enter into a Lease Agreement with the City of Worthington for a partnership in the creation of a dog park at Godown Park; and to declare an emergency. (\$1.00)

Body

WHEREAS, the City of Worthington owns certain real property commonly known as Godown Park, located at 6099 Godwon Road , Columbus, Ohio, identified as the Franklin County Tax Parcel I.D. # 010-151110; and

WHEREAS, the City of Columbus and City of Worthington desire to provide a recreational dog park for the use and benefit of the public; and,

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department, in that is immediately necessary to authorize the Director to enter into a lease agreement with the City of Worthington. The Lease has been drafted and is ready to implement in order to begin construction and for legal and liability purposes thereby preserving the public health, peace, property, safety, and welfare; **NOW, THEREFORE**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Recreation and Parks be and is hereby authorized to enter into a Lease Agreement with the City of Worthington for a partnership in the creation of a dog park at Godown Park.

Section 2. That the terms and conditions of the lease shall be approved in form by the City Attorney's office.

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

Legislation Number: 1653-2010

Drafting Date: 11/09/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Division of Police was awarded funding through the FY2010 Forensic DNA Backlog Reduction Program from the National Institute of Justice. This federally supported program seeks to improve the infrastructure and analysis capacity of existing state and local crime laboratories that conduct DNA analysis so they can process DNA samples efficiently and cost effectively. Funds have been awarded for DNA analysis supplies, overtime for current analysts to work on casework, and funds for training current and new DNA analysts in the latest technologies in this ever-evolving field. The cost breakdown for this grant award is: personnel, overtime and fringe benefits = \$46,322.00, DNA testing supplies = \$91,616.00 and training = \$11,750.00.

These grant funds will help the Division of Police Crime Lab to process DNA samples efficiently and reduce the wait time for DNA case analysis. The official city program contact authorized to act in connection with this \$149,688.00 grant is Crime Lab Manager, Jami St. Clair.

Emergency Designation: Emergency legislation is needed to complete the acceptance and make the awarded funds available as soon as possible to begin the grant funded activities. The grant award period start date is October 1, 2010.

FISCAL IMPACT: This ordinance authorizes an acceptance of the \$149,688.00 grant award and the appropriation of those funds from the National Institute of Justice to improve DNA analysis. There is no fiscal impact on the General Fund budget. No matching funds are required and all grant expenditures will be reimbursed by the grant awarded funding.

Title

To authorize and direct the Mayor of the City of Columbus to accept a FY2010 Forensic DNA Backlog Reduction Program award from the National Institute of Justice; to authorize the Crime Lab Manager as the official city representative to act in connection with this grant; to authorize an appropriation of \$149,688.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the cost of the FY2010 Forensic DNA Backlog Reduction Grant Program activities and expenditures; and to declare an emergency. (\$149,688.00)

Body

WHEREAS, The Division of Police has been awarded funding through a FY2010 Forensic DNA Backlog Reduction Program Grant from the National Institute of Justice for DNA supplies, training and overtime funds for Crime Lab DNA analysts.; and

WHEREAS, the Columbus Police Crime Lab needs supplies, training and personnel overtime to aid in processing DNA samples more efficiently and cost effectively; and

WHEREAS, Crime Lab Manager Jami St. Clair has been identified as the official city representative to act in connection with this FY2010 Forensic DNA Backlog Reduction Program Grant and to provide information as required; and

WHEREAS, the grant award period begins on October 1, 2010 and completion of the city legislative processes are necessary to begin the grant funded activities; 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 authorize and direct the Mayor of the City of Columbus to accept a FY2010 Forensic DNA Backlog Reduction Program award, to authorize Crime Lab Manager Jami St. Clair as the official city representative for the grant and authorize an appropriation for the grant, 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 Mayor of the City of Columbus is hereby authorized and directed to accept a FY2010 Forensic DNA Backlog Reduction Program Grant for DNA supplies, training, and DNA analyst personnel overtime costs for the

Columbus Police Crime Lab.

SECTION 2. That Crime Lab Manager Jami St. Clair is designated as the official city program contact, is authorized to act in connection with the FY2010 Forensic DNA Backlog Reduction Program Grant, and is to provide any additional information required.

SECTION 3. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purposes during the grant period the sum of \$149,688.00 is appropriated as follows:

<u>DIV</u>	<u>FUND</u>	<u>OBJ LEVEL (1)</u>	<u>OBJ LEVEL (3)</u>	<u>OCA</u>	<u>GRANT AWARD</u>
30-03	220 01	1102	331016 331016		\$ 35,784.00
30-03	220 01	1121	331016 331016		\$ 3,220.00
30-03	220 01	1160	331016 331016		\$ 5,010.00
30-03	220 01	1171	331016 331016		\$ 519.00
30-03	220 01	1173	331016 331016		\$ 1,789.00
30-03	220 02	2203	331016 331016		\$ 91,616.00
30-03	220 03	3330	331016 331016		\$ 8,550.00
30-03	220 03	3331	331016 331016		\$ 3,200.00

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

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

Legislation Number: 1654-2010

Drafting Date: 11/09/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

This ordinance provides \$116,742.00 to prevent inspection deficits for projects within the Several Divisions in the City of Columbus 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 completion. It is then necessary to request additional funding for the remaining inspection costs. This ordinance authorizes an additional amount of \$116,742.00 to establish funding to prevent inspection deficits in various projects. Inspection Funding for the following projects makes up this \$116,742.00.

Department of Public Service

Bikeway Development - High Street Share the Road	\$225.00
Arterial Street Rehabilitation - Henderson Road	\$8,058.00
Operation Safewalks - South High Street	\$10,090.00
South High Street ADA Ramps and Sidewalks	\$11,595.00
	\$29,968.00

Department of Development

King Lincoln Parking Lot	\$9,415.00
UIRF - North High Sidewalk at Overbrook	\$14,000.00
Columbus College of Art and Design	\$5,000.00
	\$28,415.00

Department of Public Utilities

Lockbourne Road Area Assessment **\$33,359.00**

Department of Recreation and Parks

Alum Creek Trail **\$25,000.00**

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:

Additional construction inspection will be provided by each division. The Department of Public Service Funding Source will be the Build America Bonds Fund, The State Issue II Street Projects Fund, and Federal State Highway Engineering Fund. The Department of Development's funding source is the Northland and Other Acquisitions Fund, The Department of Public Utilities' Funding Source is the 668 Fund, and the Department of Recreation and Parks Funding Source will be the Recreation and Parks Voted Bond Fund.

3. EMERGENCY DESIGNATION

Emergency action is requested in the interest of maintaining proper accounting and Fund integrity in a timely manner. Title To authorize the expenditure of \$116,742.00 from several city funds for the Department of Public Service, Department of Development, Department of Public Utilities and Recreation and Parks Department for the purpose of providing sufficient funding for Construction Inpection and Administration Services on several projects; to authorize necessary transfer and appropriation to insure proper accounting practices within these funds; to amend the 2010 C.I.B.; and to declare an emergency. (\$116,742.00)

BodyWHEREAS, capital improvement projects undertaken by Divisions within the City of Columbus 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, it is necessary to encumber additional funds for some of these projects that have or are projected to exceed the funds originally set up in legislation for construction inspection; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Design and Construction in that funds should be established immediately in order to prevent a net inspection deficit and maintain proper accounting practices, 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 2010 CIB authorized within ordinance 0564-2010 be amended due to the cancellation of encumbrances as follows:

Project Number / Project / Current CIB Amount / amendment amount / CIB amount as amended

735 / 441745-100000 / King Lincoln District Parking Lots / \$0.00 (Carryover) / \$41,062.00 (Carryover) / \$41,062 (Carryover)

SECTION 2. That the 2010 CIB authorized within ordinance 0564-2010 be amended as follows:

Project Number / Project / Current CIB Amount / amendment amount / CIB amount as amended

746 / 530161-100071 / Roadway Improvements - Misc. Construction Inspection / \$100,000.00 / (\$11,595.00) /

\$88,405.00

746 / 530087-100004 / ADA Ramp Projects - South High Street / \$0 / \$11,595.00 / \$11,595.00

SECTION 3. That the 2010 Capital Improvements Budget Ordinance No. 0564-2010 is hereby amended as follows, to provide sufficient budget authority for the award of the agreement stated herein:

Project No. | Project Name | Current Authority | Revised Authority | (Change)

650100-100000 | Sanitary Sewer Contingency | \$135,731 | \$102,372 | (-\$33,359)

650620-100000 | Lockbourne Road Sanitary Sewer | \$0 | \$33,359 | (+\$33,359)

SECTION 4. That the City Auditor is hereby authorized to transfer \$33,359.00 within the Sanitary Sewer Build America Bonds (B.A.B.s) Fund, Fund 668; Object Level Three 6630; Division of Sewerage and Drainage; Div. 60-05:

FROM:

Proj. No. | Proj. Name | OCA | Amount

650100-100000 | Sanitary Sewer Contingency | 668100 | -\$33,359.00

TO:

Proj. No. | Proj. Name | OCA | Amount

650620-100000 | Lockbourne Road Sanitary Sewer | 668620 | +\$33,359.00

SECTION 5. That the Transfer of cash and appropriation within The Build America Bonds Fund be authorized as follows:

Transfer cash and appropriation from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

746 / 530161-100071 / Roadway Improvements - Misc. Construction Inspection / 06-6600 / 766171 / \$11,595.00

Transfer cash and appropriation to:

Fund / Project # / Project / Object Level Three Codes / OCA Code

746 / 530087-100004 / ADA Ramp Projects - South High Street / 06-6600 / 746087 / \$11,595.00

Transfer Appropriation

From

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

746 / 530161-100071 / Roadway Improvements - Misc. Construction Inspection / 06-6600 / 766171 / \$9,315.20

To

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

746 / 530161-100071 / Roadway Improvements - Misc. Construction Inspection / 10-5501 / 766171 / \$9,315.20

SECTION 6. That the Transfer of City Match Monies between the following funds be authorized as follows:

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

746 / 530161-100071 / Roadway Improvements - Misc. Construction Inspection / 10-5501 / 766171 / \$9,315.20

Transfer To:

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

764 / 598014-100000 / Henderson Road / 80-0886 / 598014 / \$7,252.20

765 / 598082-100000 / South High Sidewalks / 80-0886 / 598083 / \$2,018.00

765 / 598096-100000 / High Street Share the Road / 80-0886 / 598096 / \$45.00

SECTION 7. That the sum of \$18,373.00 be and hereby is appropriated from the unappropriated balance of Fund 764,

the State Issue II Street Projects Fund and Fund 765, the Federal-State Highway Engineering Fund, and from all monies estimated to come into said funds from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 as follows:

Dept-Div 59-12 Division of Design and Construction

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

764 / 598014-100000 / Henderson Road / 06-6600 / 598014 / \$8,058.00

765 / 598096-100000 / High Street Share the Road / 06-6600 / 598096 / \$225.00

Dept-Div 59-10 Division of Mobility Options

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

765 / 598082-100000 / South High Sidewalks / 06-6600 / 598083 / \$10,090.00

SECTION 8. That the City Auditor is authorized to cancel encumbrance EL009700 due to the completion of the King Lincoln project under the amount authorized. A portion of these canceled funds will be utilized to provide construction inspection funding for this project.

SECTION 9. That the City Auditor is authorized to establish Auditor's certificates totaling \$116,742.00 and these funds are authorized to be expended for the payment of construction inspection fees as follows

Dept-Div. 44-01 Department of Development

Fund / Project / Project Name / OCA / O.L. 01-03 Codes / Amount

735 / 441745-100000 / King Lincoln District Parking Lots / 441745 / 6687 / \$9,415.00

704 / 440005-100008 / UIRF - North High Sidewalk at Overbrook / 740508 / 6687 / \$14,000.00

Dept-Div 59-11 Division of Planning and Operations

Fund / Project / Project Name / OCA / O.L. 01-03 Codes / Amount

704 / 530801-100003 / Downtown Streetscape - Cleveland Avenue / 748013 / 06-6687 / \$5,000.00

Dept-Div 59-12 Division of Design and Construction

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

764 / 598014-100000 / Henderson Road / 06-6687 / 598014 / \$8,058.00

765 / 598096-100000 / High Street Share the Road / 06-6687 / 598096 / \$225.00

Dept-Div 59-10 Division of Mobility Options

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

765 / 598082-100000 / South High Sidewalks / 06-6687 / 598083 / \$10,090.00

Fund / Project # / Project / Object Level Three Codes / OCA Code

746 / 530087-100004 / ADA Ramp Projects - South High Street / 06-6687 / 746087 / \$11,595.00

Dept-Div 51-01 Recreation and Parks Department

Fund / Project # / Project / Object Level Three Codes / OCA Code / Amount

702 / 510316-100000 / Greenways Projects: Miscellaneous / 6687 / 644625 / \$25,000.00

Division of Sewerage and Drainage; Div. 60-05:

Fund / Project # / Project / Object Level Three Codes / OCA Code / Amount

668 / 650620-100000 / Lockbourne Road Sanitary Sewer / 06-6630 / 668620 / \$33,359.00 (Inspection Services for Lockbourne Road Sanitary Sewer project)

SECTION 10. 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 11. 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 day after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1655-2010

Drafting Date: 11/09/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation During the budget reductions of 2008, an Office Assistant (OA) III (a CMAGE classification) could not exercise her bumping rights to an OA II (an AFSCME classification) because of conflicting contract language. The issue ultimately resulted in a finding against the city, requiring among other things that the Public Service Department rehire the employee in the lesser of the two classifications. As such, the employee will be on the Public Service Director's Office general fund payroll as of November 28th, 2010. There is insufficient authorized strength to accommodate this rehire however, necessitating the increase of this office's general fund sanctioned full-time strength by one.

This ordinance also increases the general fund sanctioned full-time fire-uniformed strength by nine. This increase is to accommodate the 50-recruit fire class scheduled to begin on December 27th, 2010. While there will be approximately 50 uniformed recruits added to the payroll at that time, they will be offset by prior separations such that the needed net increase in strength is only 9.

Fiscal Impact:

The net cost of the additional position in the Public Service Director's Office is minimal in 2010 and can be absorbed within the existing budget. In 2011, additional funds will be provided for this purpose.

Funds are budgeted in the 2011 budget for costs associated with the fire recruit class. There are no costs associated with said class in 2010.

Title To establish a new authorized strength ordinance for the Public Service Director's Office and the Fire Division, to accommodate the need for increased general fund sanctioned authorized strength, to repeal ordinance 1214-2010; and to declare an emergency.

Body **WHEREAS**, as a result of a court ordered finding against the city, the Public Service Director's Office will rehire an employee who was previously laid-off during the 2008 budget reductions; and

WHEREAS, this employee will be on the Public Service Director's Office general fund payroll before the end of this fiscal year; and

WHEREAS, there is a fire recruit class that is scheduled to begin on December 27th, 2010; and

WHEREAS, netted against separations that have already occurred, the increase needed in full-time general fund sanctioned authorized strength in the Fire Division is nine; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Director's Office and the Fire Division in that it is immediately necessary to establish a new authorized strength ordinance to provide for the efficient operation of the city, and 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 pursuant to Section 14, of the City Charter, the maximum number of officers and employees authorized to be employed within the various Departments, Boards and Offices of the City and hereby fixed and established as follows:

- 1- Refer to attachment ord1655-2010currentstrength.xls
- 2- Refer to attachment ord1655-2010previousstrength.xls

The foregoing positions authorized include all positions within each department, division, board, office or commission, whether appointed or elected except the members of any board or commission authorized by charter or ordinance.

No Appointing Authority shall appoint full-time or part-time personnel in excess of the maximum permitted by this ordinance unless authorized by ordinance of City Council.

SECTION 2. Such of the positions within the Division of Fire as the Director of Public Safety and Fire Chief shall designate, shall be within the uniformed ranks and all other positions therein shall be deemed civilian positions, provided there shall not be in excess of five (5) Fire Assistant Chiefs and there shall not be in excess of four (4) Fire Deputy Chiefs; as a normal complement in excess of thirty-four (34) Fire Battalion Chiefs nor as a temporary complement in excess of thirty-five (35) Fire Battalion Chiefs at any one time; fifty-six (56) Fire Captains nor as a temporary complement in excess of fifty-nine (59) Fire Captains at any one time; one (1) Fire Chief; and one-hundred ninety six (196) Fire Lieutenants. The complements of fire captains and fire lieutenants are intended to be temporary, subject to review and change at any time.

Such of the positions within the Division of Police as the Director of Public Safety and the Police Chief shall designate, shall be within the uniformed ranks and all other positions therein shall be deemed civilian positions, provided there shall not be, as a normal complement, in excess of eighteen (18) Police Commanders nor as a temporary complement in excess of nineteen (19) Police Commanders at any one time; one (1) Police Chief; in excess of, as a normal complement six (6) Police Deputy Chiefs nor as a temporary complement in excess of seven (7) Police Deputy Chiefs at any one time; in excess of, as a normal complement, fifty-seven (57) Police Lieutenants nor as a temporary complement; in excess of fifty-nine (59) Police Lieutenants at any one time; in excess of, as a normal complement; two hundred twenty-five (225) Police Sergeants nor as a temporary complement in excess of two hundred twenty-nine (229) Police Sergeants at any one time.

SECTION 3. Temporary appointments are not subject to the authorized strength ordinance. Additionally, limited appointments made to cover full-time and part-time employees on authorized leave (injury, disability or military leave) are not subject to the authorized strength ordinance.

SECTION 4. That Ordinance No. 1214-2010 and all other ordinances relative to the authorization of employees for any department, division, board or commission and all other ordinances in conflict herewith be and the same are hereby repealed.

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: 1659-2010

Drafting Date: 11/10/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: Ordinance No. 0362-2009, passed March 30, 2009, authorizing the City Attorney to acquire certain property rights, and to expend monies in connection with the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk Project. The preliminary amount of funding originally made available for this project was done so with the understanding that additional monies may be necessary at certain points during the acquisition process to cover anticipated settlement costs, and those staff hours

necessary to the projects completion. The following legislation authorizes the transfer and expenditure of additional funds within the Sanitary Sewer Revenue Bonds Fund for payment of acquisition costs in connection with the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk Project.

Fiscal Impact: This ordinance authorizes the transfer within and expenditure of \$100,000.00 in funds from the Sanitary Sewer Build America Bonds (B.A.B.s) Fund; and to amend to the 2010 Capital Improvements Budget to establish sufficient budget authority for this project.

Emergency Justification: Emergency action is requested to allow the additional funds necessary to the completion of the acquisition phase of this project to be transferred in to the appropriate fund and expended without delay.

Title

To provide additional funding necessary to the on going acquisition of fee simple title and lesser interests in connection with the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk Project; to amend the 2010 Capital Improvement budget; to authorize the transfer and expenditure of \$100,000.00 from within the Sanitary Sewer Build America Bonds (B.A.B.s) Fund, for the Division of Sewerage and Drainage; and to declare an emergency. (\$100,000.00).

Body

WHEREAS, the City of Columbus is engaged in the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk Project; and

WHEREAS, it is necessary to authorize the transfer of funds within the Sanitary Sewer Build America Bonds (B.A.B.s) Fund to provide sufficient funding for the aforementioned project expenditure; and

WHEREAS, it is necessary to authorize an amendment to the 2010 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, it is necessary for City Council to authorize the expenditure of \$100,000.00 from the Sanitary Sewer Build America Bonds (B.A.B.s) Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewers and Drainage, in that it is immediately necessary to provide additional funding necessary to the on going acquisition of fee simple title and lesser interests in connection with the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk project for the preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk project, CIP 650491-100002.

Section 2. That the City Auditor is hereby authorized to transfer \$100,000.00 within the Sanitary Sewer Build America Bonds (B.A.B.s) Fund, Fund 668; Object Level Three 6601; Division of Sewerage and Drainage; Div. 60-05:

FROM:

Proj. No. | Proj. Name | OCA | Amount

650404-100000 | Sanitary System Rehabilitation | 668404 | -\$100,000.00

TO:

Proj. No. | Proj. Name | OCA | Amount

650491-100002 | BWARI Lockbourne Intermodal Subtrunk | 684912 | +\$100,000.00

Section 3. That the 2010 Capital Improvements Budget Ordinance No. 0564-2010 is hereby amended as follows, to provide sufficient budget authority for the award of the agreement stated herein:

Project No. | Project Name | Current Authority | Revised Authority | (Change)

650404-100000 | Sanitary System Rehabilitation | \$1,292,392 | \$1,192,392 | (-\$100,000)

650491-100002 | BWARI Lockbourne Intermodal Subtrunk | \$1,326,630 | \$1,426,630 | (+\$100,000)

Section 4. That the expenditure of \$100,000.00, or as much thereof as may be needed, is hereby authorized from the Sanitary Sewer Build America Bonds (B.A.B.s) Fund No. 668 | Division 60-05 | Project 650491-100002 | OCA Code 684912 | Object Level Three 6601 in order to provide additional funding necessary to the on going acquisition of fee simple title and lesser interests in connection with the Big Walnut Augmentation Rickenbacker Interceptor (BWARI) Lockbourne Intermodal Subtrunk Project

Section 5. That the City Auditor is hereby authorized to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be made from a project by monies from more than one source.

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

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

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

Legislation Number: 1662-2010

Drafting Date: 11/10/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The City of Columbus, Division of Police was awarded funding by the Department of Justice, Office of Justice Programs for the Columbus Police Forensic Services Facility Project. The FY2010 grant award is providing funds for the design for an updated forensic service facility. The project will consolidate and house the Police Property Room, Crime Laboratory and Crime Scene Search Unit in one location. The location of all these operations within one building will allow for operational efficiencies and enhanced security. The official city program contact authorized to act in connection with this \$300,000.00 grant is Crime Lab Manager, Jami St. Clair.

EMERGENCY DESIGNATION: Emergency legislation is needed to complete the acceptance of the award and make the funds available as soon as possible for the grant activities. The grant award period start date is October 1, 2010.

FISCAL IMPACT: This ordinance authorizes the acceptance of the \$300,000.00 grant award and the appropriation of these funds. There is no fiscal impact on the General Fund budget. No matching funds are required and all grant

expenditures will be reimbursed by the grant awarded funding.

Title

To authorize and direct the Mayor of the City of Columbus to accept a FY2010 Congressionally Selected Grant award of \$300,000.00 for the Columbus Police Forensic Services Facility Project from the Department of Justice, Office of Justice Programs, Bureau of Justice Assistance; to authorize the Crime Lab Manager as the official city representative to act in connection with this grant; to authorize an appropriation of \$300,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs of the grant expenditures; and to declare an emergency. (\$300,000.00)

Body

WHEREAS, the City of Columbus, Division of Police has been awarded funding for the Columbus Police Forensic Services Facility Project, and

WHEREAS, these funds are needed to contract for the design services necessary for the initial planning for an updated forensic services facility; and

WHEREAS, Crime Lab Manager Jami St. Clair has been identified as the official city representative to act in connection with this grant and provide information as required; and

WHEREAS, the grant award period began on October 1, 2010 and completion of the city legislative process is necessary for acceptance of the grant and to begin the grant funded activities; 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 authorize and direct the Mayor of the City of Columbus to accept a FY2010 Congressionally Selected Grant award, to authorize Crime Lab Manager Jami St. Clair as the official city representative for the grant and authorize an appropriation for the grant activities, 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 Mayor of the City of Columbus is hereby authorized and directed to accept a FY2010 Congressionally Selected Grant for the Columbus Police Forensic Services Facility.

SECTION 2. That Crime Lab Manager Jami St. Clair is designated as the official city program contact, is authorized to act in connection with the FY2010 Congressionally Selected Grant, and is to provide any additional information required.

SECTION 3. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purposes during the grant period the sum of \$300,000.00 is appropriated as follows:

<u>DIV</u>	<u>FUND</u>	<u>OBJ LEVEL (1)</u>	<u>OBJ LEVEL (3)</u>	<u>OCA #</u>	<u>GRANT#</u>	<u>AMOUNT</u>
30-03	220	03	3336	331017	331017	\$300,000.00

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

SECTION 5. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby directed 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: 1665-2010

Drafting Date: 11/10/2010

Current Status: Passed

Explanation

Rezoning Application Z10-023

APPLICANT: Paul Shaneyfelt Esq., Court Appointed Receiver; c/o Robert S. Ryan, Atty.; Murray Murphy Moul & Basil, LLP; 1533 Lake Shore Drive; Columbus, OH 43204.

PROPOSED USE: Limited industrial or commercial development.

DEVELOPMENT COMMISSION RECOMMENDATION: Approval (7-0) on November 11, 2010.

CITY DEPARTMENTS' RECOMMENDATION: Approval. The 9.85± acre site is developed with a vacant boat sales facility zoned in the L-C-4, Limited Commercial District. The requested L-M, Limited Manufacturing District will allow limited industrial or commercial development. The current L-C-4 District only allows the boat sales facility use. The site is located within the planning area of the Brice Tussing Plan (1990), which recommends office/warehouse uses for the site. The limitation text includes development standards that address use restrictions and size limitations that were negotiated with the City's Public Service Department and Planning Division. The requested L-M, Limited Manufacturing District, will establish appropriate commercial and industrial uses for the site to allow for reuse of the building or redevelopment. The request is consistent with the land use recommendations of the Brice Tussing Plan, and the zoning and development patterns in the area.

Title

To rezone **3100 DELTA MARINE DRIVE (43068)**, being 9.85± acres located at the terminus of Delta Marine Drive on the west side of Gender Road, From: L-C-4, Limited Commercial District, To: L-M, Limited Manufacturing District **and to declare an emergency** (Rezoning # Z10-023).

Body

WHEREAS, application #Z10-023 is on file with the Building and Zoning Services Department requesting rezoning of 9.85± acres from L-C-4, Limited Commercial District, to L-M, Limited Manufacturing District; and

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

WHEREAS, the City Departments recommend approval of said zoning change because the requested L-M, Limited Manufacturing District, will establish appropriate commercial and industrial uses for the site to allow for reuse of the building or redevelopment. The request is consistent with the land use recommendations of the Brice Tussing Plan, and the zoning and development patterns in the area, and

WHEREAS, an emergency exists in the usual daily operation in the City of Columbus in that it is immediately necessary to pass this ordinance due to the need to facilitate the timely and successful sale of the property pursuant to the purchase contract for the immediate preservation of the public peace, property, health and safety; now, therefore:

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

SECTION 1. That the 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:

3100 DELTA MARINE DRIVE (43068), being 9.85± acres located at the terminus of Delta Marine Drive on the west side of Gender Road, and being more particularly described as follows:

Situated in the County of Franklin, State of Ohio, City of Columbus and being located in Half Section 44, Section 25, Township 12, Range 21, Refugee Lanos and being all of the tract conveyed to Martha E. Reischman by deed of record in Official Record 04994 I-12, all references being to those of record in the Recorder's Office, Franklin County, Ohio, and being more particularly bounded and described as follows:

Beginning at a P.K. Nail in a post where the westerly right-of-way line of Gender Road intersects the northerly

right-of-way line of the Conrail Railroad and being also the southeasterly line of the said Martha E. Reischman tract;

Thence along the northerly right-of-way line of the said Conrail Railroad and being the arc of a curve to the right (Radius = 1910.08 feet), a chord bearing and distance of North 69° 01' 00" West, 533.93 feet to an iron pin at the point of tangency of said curve;

Thence continuing along the northerly right-of-way line of the said Conrail Railroad, North 60° 52' 00" West, 89.74 feet to an iron pin at the southeasterly of the Major Contracting Co. 10.0 acre tract of record in Deed Book 3046, Page 104;

Thence along the easterly line of the said Major Contracting Co. 10.0 acre tract, North 3° 50' 00" East, 622.01 feet to an iron pin at the northeasterly corner of the said 10.0 acre tract;

Thence along the southerly line of the Columbus Land Investment Co. 25.291 acre tract of record in Deed Book 3299, Pages 84, 89 and 94, South 86° 10' 00" East, 591.33 feet to an iron pin in the westerly right-of-way line of the said Gender Road;

Thence along the westerly right-of-way line of the said Gender Road which is part of a 5.94 acre tract conveyed to the County of Franklin, by deed of record in Deed Book 3221, Page 341, South 3°50¢ 00" West, 817.78 feet to the place of beginning, containing 10.0 acres of land, more or less.

Subject, however, to all legal rights-of-way and/or easements, if any, of previous record.

Also, all of the right, title and interest of the grantor herein in and to a certain roadway reserved in a deed of general warranty to C.W. Tussing, dated February 20, 1985, and recorded in Volume 269, Page 219, Recorder's Office, Franklin County, Ohio.

SAVE AND EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PREMISES:

Situated in the County of Franklin, State of Ohio and in the Township of Truro: Being in Section 25, Half Section 44, Township 12, Range 21, Refugee Lands and being 0.149 acre of a ten acre tract conveyed to Martha E. Reishman, by deed of record in Official Record 4994112, all references being to those of record in the Recorder's Office, Franklin County, Ohio and bounded and described as follows:

Beginning for reference, at a point in the westerly right-of-way line of Gender Road marking the northeast corner of said Reischman tract and also marking the southeasterly corner of those lands conveyed to Columbus Land Investment Company, by deeds of record in Deed book 3299, Pages 84, 89 and 94;

Thence leaving said westerly right-of-way line, North 85° 35' 36" West, along a line common to said tracts, a distance of 262.98 feet to a point and being the true place of beginning of the tract herein intended to be described;

Thence leaving said common line South 4° 24' 24" West, a distance of 65.00 feet to a point;

Thence North 85° 35' 36" West, a distance of 100.00 feet to a point;

Thence North 85° 35' 36" East, a distance of 65.00 feet to a point in the aforesaid common line;

Thence South 85° 36' 36" East, along said common line, passing through the centerline of a proposed 50 foot wide street at 50.00 feet, a total distance of 100.00 feet to the true pace of beginning and containing 0.149 acre, more or less.

Subject, however, to all legal rights of way and/or easements, if any, of previous record.

The bearings in the above description are based upon the northerly line of said Reischman tract as being North 85° 35' 36" West.

To Rezone From: L-C-4, Limited Commercial District

To: L-M, Limited Manufacturing District

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

SECTION 3. That the Director of the Department of Building and Zoning Services be, and is hereby authorized and directed to make the said changes on the said original zoning map and shall register a copy of the approved CPD, Commercial Planned Development District and Application among the records of the Department of Building and Zoning Services as required by Section 3311.12 of the Columbus City Codes; said text titled, "**LIMITATION TEXT**," signed by Robert S. Ryan, Attorney for the Applicant, dated October 25, 2010, and reading as follows:

LIMITATION TEXT

Property Location: 3100 Delta Marine Drive (43068), being 9.85± acres located at the terminus of Delta Marine Drive on the west side of Gender Road.

Parcel No.: 530 - 166440

Owner: J. Anthony Kington, Successor Trustee

Applicant: Paul Shaneyfelt; c/o Robert S. Ryan, Esq., Murray Murphy Moul + Basil, LLP, 1533 Lake Shore Drive, Columbus, Ohio 43204

Existing District: L-C-4 Limited Commercial

Proposed District: L-M - Limited Manufacturing

Date of Text: October 25, 2010

Application No.: Z10-023 (10335-00000-00419)

I. INTRODUCTION

The property consists of 9.851± acres located west of Gender Road at the southern end of the Delta Marine Drive cul de sac. The property is in close proximity to a mix of light industrial/manufacturing, office, and commercial uses. Multi-family and single family residential development is located east (across Gender Road) and south (across the railroad tracks) of the subject property and is well buffered from the site. The applicant proposes to rezone the subject site to Limited Manufacturing to allow for future warehouse, office, and commercial use/redevelopment.

II. PERMITTED USES

Self-storage units and all M Manufacturing uses listed in Title 33, Chapters 3363.01 through 3363.08 and Chapter 3363.175 of the Columbus City Code shall be permitted uses on the property, except that the following uses shall be prohibited:

- A. More objectionable manufacturing uses listed in Title 33, Chapters 3363.09 through 3363.17 of the Columbus City Code shall be prohibited;
- B. C-5 Commercial District uses listed in Title 33, Chapter 3357.01 of the Columbus City Code shall be prohibited;
- C. The following retail oriented uses shall be prohibited: Baked Goods Stores; Bars, Cabarets and Nightclubs; Bicycle Shop; Book, Newspaper and Magazine Stores; Butcher Shops, Fish, Meat, and Seafood Markets; Cafes, Delicatessens and Restaurants; Camera, Photo finishing and Photographic Supplies Stores; Check Cashing and Loans; Clothing and Clothing Accessories Stores; Coin and Stamp Dealers; Compact Disc, Music, Record and Video Stores (Includes rental); Confectionery and Nut Stores; Consumer Goods Rental; Discount Department Stores; Drug Stores and Pharmacies; Electronics Stores; Fabric, Needlework, Quilting, Sewing and Piece Goods Stores; Florists; Food and Beverage Stores; Footwear and Repair; Formal Wear and Costume Rental and Sales; Fruit and Vegetable Markets; Game, Hobby and Toy Stores; General Merchandise Stores; Gift, Novelty, and Souvenir Stores; Grocery Stores; Health Supplement and Personal Care Stores; Home Centers; Ice Cream and Yogurt Stores; Jewelry Stores; Luggage and Leather Goods Sales and Repair;

- Musical Instrument and Supplies Stores; News Dealers and Newsstands; Paint and Wallpaper Stores; Pawn Brokers; Shoe Stores; Specialty Food Stores; Sporting Goods and Outfitters Stores; Supermarkets; Tobacconist; Used Merchandise Stores; Warehouse Clubs and Super Centers; Window Treatment Stores;
- D. Adult entertainment establishments and adult stores shall be prohibited.
 - E. Manufacturing, compounding, processing, assembling, packaging or treatment of insecticides, fungicides, disinfectants, and related industrial and household chemical compounds shall be prohibited.
 - F. Plating and electrolytic process shall be prohibited.
 - G. Dry cleaning plants and dyeing plants shall be prohibited.
 - H. Billboards shall be prohibited.

III. DEVELOPMENT STANDARDS

Except as otherwise set forth below, the Development Standards as specified in Chapter 3363 of the Columbus City Code (M, Manufacturing District) shall apply.

- A. Subject to Paragraph III(C) below, office uses on the property shall be limited to a maximum of 67,000 square feet of gross floor area.
- B. Subject to Paragraph III(C) below, retail oriented uses on the property shall be limited to a maximum of 18,000 square feet of gross floor area.
- C. In the event a combination of office and retail oriented uses are developed on the site, development of each 1,000 square feet of gross floor area of retail oriented uses shall result in a reduction of 3,722 square feet of gross floor area from the permissible developable area of office uses as described in Paragraph III(A) above; conversely, development of each 1,000 square feet of gross floor area of office uses shall result in a reduction of 269 square feet of gross floor area from the permissible developable area of retail oriented uses as described in Paragraph III(B) above.

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: 1667-2010

Drafting Date: 11/10/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Capital City Electric, LLC for the renovation for energy efficient interior lighting for eleven (11) fire stations: Fire Station No. 4, 300 Winchester Pike; Fire Station No. 5, 211 McNaughten Road; Fire Station No. 6, 5750 Maple Canyon Avenue; Fire Station No. 11, 2150 West Case Road; Fire Station No. 21, 3294 East Main Street; Fire Station No. 22, 3069 Parsons Avenue; Fire Station No. 23, 4452 East Livingston Avenue; Fire Station No. 27, 7560 Smoky Row Road; Fire Station No. 28, 3240 McCutcheon Road; and Fire Station No. 29, 5151 Little Turtle Way.

The renovations will consist of the removal of inefficient interior lighting and replacement with T-8 fluorescent lighting with occupancy sensors and lighting control systems. The renovation will reduce electricity consumption and provide better lighting. The fire stations were selected based on the biggest need, as defined by the most inefficient lighting and the size of the stations.

Funding for this project is available from the Energy Efficiency and Conservation Block Grants (EECBG) Program, under the American Recovery and Reinvestment Act (ARRA) of 2009, which represents a Presidential priority to deploy the cheapest, cleanest, and most reliable energy technologies available - energy efficiency and conservation - across the country.

Formal bids were solicited and three companies submitted bids on October 20, 2010 as follows (0 MBE, 0 FBE):

T & B Electric Ltd.	\$986,100.00
Capital City Electric, LLC.	\$1,478,467.00
Romanoff Electric	\$1,493,440.00

The Office of Construction Management recommends the bid award be made to the most responsive and responsible bidder, Capital City Electric. T & B Electric withdrew its bid on October 22, 2010 after discovering a calculation error in their submission.

The Office of Construction Management bid the renovation for energy efficient interior lighting for 13 fire stations. The total cost of this contract is \$961,254.00. However, due to budget constraints, only 11 fire stations interior lighting will be performed at this time. Capital City Electric, LLC. has agreed to perform the renovations for the contract price.

Emergency action is requested so that the improvements to be undertaken may begin as soon as possible. Under Federal regulation, these monies must be allocated within 18 months of the United States Department of Energy formal acceptance and must be fully spent within 36 months of award notice. Otherwise, funding must be returned.

Capital City Electric, LLC. Contract Compliance No. 76-0774593 expiration date August 9, 2012.

Fiscal Impact: This Federal grant does not require any local match. There are not City monies budgeted or planned for this project. As part of this project, the City will attempt to leverage funds from the American Electric Power project Gridsmart.

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Capital City Electric, LLC. for the renovation for energy efficient interior lighting for eleven fire stations; to authorize the expenditure of \$961,254.00 from the Energy Efficiency and Conservation Block Grant; and to declare an emergency. (\$961,254.00)

Body

WHEREAS, it is necessary that renovations for energy efficient interior lighting for eleven fire stations occur; and

WHEREAS, formal bids were solicited and three companies submitted bids; and

WHEREAS, Capital City Electric, LLC is the most responsive and responsible bidder; and

WHEREAS, there is an emergency in the usual daily operations of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to enter into a contract with Capital City Electric, LLC. for the renovation for energy efficient interior lighting for eleven fire stations, so that the improvements to be undertaken may begin as soon as possible, thereby ensuring that the grant monies are expended within the time period, thereby protecting the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director is authorized to enter into a contract on behalf of the Office of Construction Management with Capital City Electric, LLC for the renovation for energy efficient interior lighting for eleven fire stations.

SECTION 2. That the expenditure of \$961,254.00, or so much thereof that may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved to be expended from the Department of Finance and Management, Department: 45-50, Fund 220, Grant number 459106, Object Level One 06, Object Level Three 6625, OCA 459110.

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 day after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1668-2010

Drafting Date: 11/11/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

This ordinance reduces appropriations equal to \$800,000.00 within the Department of Technology (DoT), Director's Office direct charge budget for the Department of Public Utilities, Division of Water. A surplus greater than \$800,000.00 in the division's direct charge supplies, services and capital outlay budget was identified in the 2010 3rd quarter review. The Division of Water needs to unencumber these funds to have sufficient cash to meet their service category needs for the balance of 2010.

This ordinance is submitted as an emergency measure to allow the financial transaction to be posted in the city's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT:

An appropriation reduction of \$800,000.00 will be made in the Division of Water's direct charge budget within the Department of Technology, Director's Office internal service fund to permit savings in internal services billings so that funds will be available for other critical expenditures with the Division of Water services budget. Savings in this area were identified in and are consistent with the 2010 3rd quarter financial review.

Title

To authorize and direct the City Auditor to decrease appropriations by \$800,000.00 within the Department of Technology, internal services fund for fiscal year 2010; and to declare an emergency. (\$800,000.00)

Body

WHEREAS: the 3rd quarter financial review identified surpluses in the Department of Technology direct charge budget in the Department of Public Utilities, Division of Water greater than \$800,000.00, and

WHEREAS: an \$800,000.00 appropriation reduction within the Department of Technology internal service fund is necessary to permit these savings to become available to the Division of Water for other important services needs; and

WHEREAS: an encumbrance originally established for Department of Technology internal billings for the Department of Public Utilities, Division of Water will be cancelled; and

WHEREAS: an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to undertake the aforementioned action, 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 appropriation authorized in the Department of Technology, Director's Office, Department 47-01, Information Services fund number 514, Subfund 600, OCA 514600, is hereby decreased by \$800,000.00 as follows:

Dept./ Division: 47-01

Fund: 514

OCA: 514600

OL1 02 / Obj. Level 3 - 2000: \$100,000

OL1 03 / Obj. Level 3 - 3000: \$600,000

OL1 06 / Obj. Level 3 - 6000: \$100,000

SECTION 2: That encumbrance EA007848-003 be and is hereby decreased by \$800,000, thereby releasing said funds for various services expenditures in he Department of Public Utilities, Division of Water.

SECTION 3: That for the reasons stated in he 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 not vetoes the same.

Legislation Number: 1670-2010

Drafting Date: 11/11/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND:

On September 6, 2005 a Request for Proposal (RFP) for various banking services was issued by the Columbus City Treasurer's Office. Proposals were received from six (6) local banks and subsequently reviewed by the Columbus Depository Commission, which recommended, subject to the approval of City Council, the award of banking services to specific banks on December 2, 2005. All such banks are currently eligible depositories of the City of Columbus, pursuant to Chapter 321.04 of the Columbus City Code. Approval is based upon Applications for the Deposit of Public Funds, which were submitted by each bank and approved at a meeting of the Columbus Depository Commission held on December 27, 2007. The contracts are for a period of seven (7) years starting March 1, 2006 through February 28, 2013 subject to annual appropriations and approval of contracts by the Columbus City Council.

On February 8, 2010, ordinance 0137-2010 was passed by Columbus City Council authorizing the City Treasurer to enter into the fifth year of a seven year contract for banking services with JP Morgan Chase for the period of March 1, 2010 through February 28, 2011. At that time, \$7,000.00 was authorized on behalf of the Division of Power and Water. The City Treasurer now wishes to add \$25,000.00 to its contract.

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

FISCAL IMPACT:

Funds for these contracts are available within the City Treasurer's 2010 budget appropriations.

Contract Compliance: JP Morgan Chase Bank, 134994650, expiration 9/9/2012

Title

To authorize the City Treasurer to modify its contract with JP Morgan Chase for banking services; to authorize a transfer of \$9,000.00 within the City Treasurer's 2010 appropriations; to authorize the expenditure of up to \$25,000 from the general fund; and to declare an emergency. (\$25,000.00)

Body

WHEREAS, the City Treasurer awarded various contracts for the provision of banking services as provided for in a Request for Proposal issued on September 6, 2005 and for which approval for banking services was approved by the Columbus Depository Commission at a meeting held on December 2, 2005; and

WHEREAS, ordinance 0137-2010, passed by Columbus City Council, authorized the City Treasurer to enter into contract for the fifth year of a seven year contract with various banks including JP Morgan Chase; and

WHEREAS, the City Treasurer now wishes to provide additional funding for its contract with JP Morgan Chase; and

WHEREAS, as an emergency exists in the usual daily operation of the City Treasurer such that it is immediately necessary to modify the contract and authorize the expenditures as cited below, providing banking services necessary for the daily operation of normal business activities of the City of Columbus thereby preserving the public health, peace, property, safety and welfare; now therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the City Auditor is hereby authorized and directed to transfer funds from within the 2010 appropriations of the City Treasurer's Office as follows:

From: Division: 2301 | Fund: 010 | OCA: 230227 | Object level one: 01 | Object level three code: 1101 | Amount: \$9,000.00

To: Division: 2301 | Fund: 010 | OCA: 230227 | Object level one: 03 | Object level three code: 3348 | Amount: \$9,000.00

SECTION 2. That the City Treasurer is hereby authorized to modify its contract with JP Morgan Chase Bank for the provision of the main operating account (for the City Treasurer and the Department of Public Utilities) and the payroll account of the City of Columbus within the guidelines set forth in the original bid document with a contract ending date of February 28, 2011 and to authorize the expenditure of \$25,000.00, or so much thereof as may be necessary, as follows:

Division: 2301 | Fund: 010 | OCA: 230227 | Object level one: 03 | Object level three code: 3348 | Amount: \$25,000.00 | City Treasurer

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: 1671-2010

Drafting Date: 11/11/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The City of Columbus has been awarded a Federal Fiscal Year 2010 Justice Assistance Grant (JAG) Award from the Bureau of Justice Assistance, Office of Justice Programs via the Franklin County Office of Homeland Security and Justice Programs. The JAG program provides funding to allow states and local governments to support a broad range of activities to prevent and control crime and improve the criminal justice system. The City has been awarded \$250,000.00 under the purpose area of technology improvements for updates, maintenance and service to the Division of Police's Automated Fingerprint Identification System (AFIS). The activities and expenditures are needed to make the system as efficient and effective as possible for both internal users and regional interoperability functions. The City must act as subgrantee to the Franklin County Office of Homeland Security and Justice Programs. Therefore, the Mayor is required to sign a subgrantee award on behalf of the City. The official City program contact authorized to act in connection with this grant is Technical Services Bureau AFIS Manager, William Hannah.

Emergency Designation: Emergency legislation is necessary to meet grant deadlines and to make the funds available for the start of the grant award period, December 1, 2010.

FISCAL IMPACT: There is no fiscal impact on the General Fund. All appropriated funds will be reimbursed by the grant award.

Title

To authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY10 Justice Assistance Grant (JAG) program from the Bureau of Justice Assistance, Office of Justice Programs via the Franklin County Office of Homeland Security and Justice Programs, to authorize William Hannah as the official City representative to act in connection with the subgrant, to authorize an appropriation of \$250,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police to cover the costs associated with the improvements, maintenance and services for the Automated Fingerprint Identification System (AFIS), and to declare an emergency. (\$250,000.00)

Body

WHEREAS, the City of Columbus, Division of Police, was awarded funding through the FY10 Justice Assistance Grant program for technology updates, maintenance and services for the Division of Police Automated Fingerprint Identification System (AFIS) ; and

WHEREAS, William Hannah has been identified as the official City representative to act in connection with the FY10 Justice Assistance Grant and to provide information as required; and

WHEREAS, updates, maintenance and service to the Division of Police Automated Fingerprint Identification System (AFIS) will support a broad range of activities to prevent and control crime, improve the criminal justice system and support the regional interoperability of AFIS; and

WHEREAS, emergency legislation is needed to meet the grant deadlines and to make grant funds available for the start of the grant award period, December 1, 2010; and

WHEREAS, an emergency exists in the usual and daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to accept and appropriate the FY10 Justice Assistance Grant award for the immediate preservation of the public peace, health, property, safety and welfare, now, therefore

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

SECTION 1. That the Mayor of the City of Columbus be and is hereby authorized and directed to accept a FY10 Justice Assistance Grant for technological updates, maintenance and service for the Columbus Division of Police Automated Fingerprint Identification System (AFIS).

SECTION 2. That William Hannah is designated as the official City program contact and authorized to act in connection with the FY10 Justice Assistance Grant and to provide information as required.

SECTION 3. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project period the sum of \$250,000.00 is appropriated as follows:

DIV 30-03| Fund 220| OBJ LV 1 03| OBJ LV 3 3372| OCA 331021| GRANT 331021|

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

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

Legislation Number: 1672-2010

Drafting Date: 11/11/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of the Department of Development to modify contract EL009586 with the Franklin County Board of Health, for lead-based paint testing, risk assessments, work specification preparation and final clearance testing for the Lead Safe Columbus program. The modification will increase the contract by \$1,000 with funds from the Community Development Block Grant (CDBG) fund.

The Franklin County Board of Health was selected as a City of Columbus program contractor as a result of a competitive bidding process directed by Lead Safe Columbus. Contract compliance # 31-1284784, expires February 3, 2011. Lead Safe Columbus provides grants to qualified property owners in order to remove lead-based hazards in owner and tenant occupied units.

This legislation is presented in an effort to increase the productivity for creating lead safe housing units, the numbers of which will increase as we meet the targets of our lead grant and comply with the Title X Federal regulations, which took affect September 15, 2000.

FISCAL IMPACT: \$1,000 from the 2010 Community Development Block Grant (CDBG) fund has been allocated for this contract.

Title

To authorize the Director of the Department of Development to modify a contract with the Franklin County Board of Health to support the Lead Safe Columbus program; to authorize the expenditure of \$1,000 from the Community Development Block Grant (CDBG) Fund; and to declare an emergency. (\$1,000)

Body

Whereas, the Director of the Department of Development desires to modify contract EL009586 with the Franklin County Board of Health; and

Whereas, the Franklin County Board of Health will perform lead-based paint testing, risk assessments and final clearance testing under this contract for the Lead Safe Columbus program; and

Whereas, the Lead Safe Columbus program provides grants to qualified property owners in order to remove lead-based paint hazards in owner and tenant occupied housing units; and

Whereas, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to modify said contract with the Franklin County Board of Health to avoid interruptions in the delivery of vital program services, all for the preservation of the public peace, health, safety, and welfare; and **NOW, THEREFORE,**

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

- Section 1.** That the Director of the Department of Development is hereby authorized to modify contract EL009586 with Franklin County Board of Health by increasing the contract amount by \$1,000 for lead-based paint testing, risk assessments and final clearance testing with the Lead Safe Columbus program.
- Section 2.** That for the purpose as stated in Section 1, the expenditure of \$1,000 or so much thereof as may be necessary from the Department of Development, Department No. 44-10, Fund 248, Object Level One 03, Object Level Three 3337, OCA 440142.
- Section 3.** That this modification is made pursuant to Section 329.16 of the Columbus City Code.

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

Legislation Number: 1673-2010

Drafting Date: 11/11/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Bids were received by the Recreation and Parks Department on October 19, 2010 for the Street Tree Installation Spring 2011 Project as follows:

	<u>Status</u>	<u>Base Bid Amount</u>
Greenscapes	MAJ	\$174,401.00
Custom Lawn Care	MAJ	\$228,500.00
Peabody Landscape Group	MAJ	\$253,935.00
Rocky Fork	MAJ	\$293,777.41
Brookside Lawn Service	MAJ	\$298,452.00

Principal Parties:

Greenscapes Landscape Co., Inc.
William Gerhardt (Contact)
4220 Winchester Pike
Columbus, OH 43232
614-837-1869 (Phone)
311027889 (Contract Compliance, exp. 11/24/2011.)
50+ (Columbus Employees)

Fiscal Impact:

\$200,000.00 from the Voted 1999/2004 Parks and Recreation Bond Fund, Government Fund 746 Build America Bonds (BAB).

TitleTo authorize and direct the Director of Recreation and Parks to enter into contract with Greenscapes Landscape Co., Inc. for the Street Tree Installation Spring 2011 Project; to authorize the expenditure of \$174,401.00 and a contingency of \$25,599.00 for a total of \$200,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$200,000.00)

Body

WHEREAS, bids were received by the Recreation and Parks Department on October 19, 2010, and the contract will be awarded on the basis of the lowest and best responsive and responsible bidder; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract to enable trees to be purchased and received in time for the spring planting schedule; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Greenscapes, Inc. for the Street Tree Installation Spring 2011 Project in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of \$200,000.00, or so much thereof as may be necessary to pay the

cost thereof, be and is hereby authorized as follows:

\$200,000.00 Voted Recreation & Parks Bond Fund, Fund 746, Gov't B.A.B.S. (Build America Bonds)
Fund # 746, Project #510039-100001, Project Name = Tree Plantings, OCA# 763901
Obj Level 3# 6621

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

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

Legislation Number: 1675-2010

Drafting Date: 11/12/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Bids were received by the Recreation and Parks Department on October 26, 2010 for the Plumbing & Electrical Improvements 2010 Project as follows:

	<u>Status</u>	<u>Base Bid Amount</u>
The Waterworks	MAJ	\$151,278.73
Jess Howard	MAJ	Only bid Electric Portion

Since there were only a total of two bidders and one company bid on the plumbing portion and the other only bid on the electric portion, we have decided to award as two separate contracts.

The plumbing portion of the work consists of:

Martin Janis Center: Replace and upgrade drain line.

Thompson Recreation Center: Replace and upgrade galvanized water lines and shower valve.

Genoa Park: Replace and upgrade main water service.

Marion Franklin Recreation Center: Remove 1,000-1,500 gallon hot water storage tank and replace with boiler, 100 gallon storage tank and associated piping, valves and fittings. Circuiting for replacement water heater

Far East Recreation Center: Remove 1,000-1,500 gallon hot water storage tank and replace with boiler, 100 gallon storage tank and associated piping, valves and fittings. Circuiting for replacement water heater

Tuttle Recreation Center: Replace main water valves in domestic water system.

The Contract Compliance Number for TFH-EB, Inc., dba The Waterworks, is through: 12/3/2010

#31-1162504. Contract compliant

Financial Impact:

\$190,000.00 from the Recreation & Parks Bond Fund, Fund 746, Government Build America Bonds.

Title

To authorize and direct the Director of Recreation and Parks to enter into contract with TFH-EB, Inc., dba The Waterworks, for the Plumbing Improvements 2010 Project; to authorize the expenditure of \$190,000.00, or so much thereof as may be necessary, from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$190,000.00)

WHEREAS, bids were received by the Recreation and Parks Department on October 19, 2010, and the contract will be awarded on the basis of the lowest and best responsive and responsible bidder; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract to enable trees to be purchased and received in time for the spring planting schedule; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with The Waterworks for the Plumbing Improvements 2010 Project in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of \$151,278.73 and a contingency of \$38,721.27 for a total of \$190,000.00, or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized as follows:

\$190,000 Recreation & Parks Bond Fund, Fund 746, which is the Government Build America Bonds, Project 510035-100040, Project Name = Facility Plumbing and Electrical Improvements, Object Level 3 # 6620, OCA # 743540

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

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

Legislation Number: 1676-2010

Drafting Date: 11/12/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation Bids were received by the Recreation and Parks Department on October 19, 2010 for the Cultural Arts Center Lighting Improvements Project as follows:

	<u>Status</u>	<u>Base Bid Amount</u>
Capital City Electric	MAJ	\$180,841.00
Ohio Electric Services	MAJ	\$202,000.00
Mid City Electric Co	MAJ	\$313,197.00

Project work consists of:

Electrical Work

- Perform electrical demolition work as indicated on plans.
- Provide and install new lighting fixtures, switches, conduit and wiring as indicated on plans.
- Inspect and clean remaining lighting fixtures and wiring as indicated on plans.
- Repair or replace remaining lighting fixtures and wiring as noted on drawings.

The Contract Compliance Number for Capital City Electric, LLC is #760774593.

Contract compliant through: 9/9/2012

Title To authorize and direct the Director of Recreation and Parks to enter into contract with Capital City Electric, LLC for

the Cultural Arts Center Lighting Improvements Project; to authorize the expenditure of \$199,000.00, or so much thereof as may be necessary, from the Voted Recreation and Parks Bond Fund and an ARRA Energy Efficient Grant; and to declare an emergency. (\$199,000.00)

Body

WHEREAS, bids were received by the Recreation and Parks Department on October 19, 2010, and the contract will be awarded on the basis of the lowest and best responsive and responsible bidder; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract with Capital City Electric for the Cultural Arts Center Lighting Improvements to complete the project prior to the upcoming scheduled gallery events; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Capital City Electric for the Cultural Arts Center Lighting Improvements Project in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of a base bid price of \$144,521.00, along with alternate number one totaling \$19,650.00, alternate number three totaling \$16,670.00, and a contingency of \$18,159.00 for a sum total of \$199,000.00, or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized as follows:

Fund 220 / Grant #459106 / OCA# 519106 / ARRA Energy Efficient Grant, /Obj Level 3 # 6680 / \$177,373.00

Recreation and Parks Voted Bond Funds

Fund 702 / Project #510035-100000 / OCA# 702035/ Facility Renovations, /Obj Level 3 # 6620 / \$21,627.00

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

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

Legislation Number: 1677-2010

Drafting Date: 11/12/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes an expenditure of \$344,294.21 for the Division of Police to pay prisoner medical bills to Ohio Health Corporation, dba Grant Medical, Mount Carmel Hospital, and the Franklin County Sheriff's Office. The Division of Police is responsible for medical care provided to prisoners in police custody. The Division of Police works with the City Attorney's office to determine if individuals were incarcerated or in the custody of the Division of Police during the specified dates of services on the medical invoices. These invoices are also reviewed by our current contractor, Careworks, who verifies all the charges on the invoices and negotiates the cost with the hospital staff.

Contract Compliance: Ohio Health Corp. 314394942 - NPO, Mount Carmel 310971510 - NPO, Franklin County Sheriff 316400007

Emergency Designation: Emergency legislation is requested for this ordinance in order to pay outstanding prisoner medical bills.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$344,294.21 from the General Fund for payment of prisoner medical bills to Ohio Health Corporation, dba Grant Medical, Mount Carmel, and the Franklin Co. Sheriff's Office. The Division of Police budgeted \$375,000.00 in the 2010 General Fund budget for medical services for prisoners. With this expenditure, the Division has encumbered or spent approximately \$828,489.00 for prisoner medical claims. This amount was projected in the third quarter financial review. The Division spent approximately \$468,652.00 for prisoner medical bills in 2009.

Title

To authorize and direct the Director of Public Safety to pay prisoner medical bills to Ohio Health Corporation, Mount Carmel Hospital, and the Franklin County Sheriff's Office, for the Division of Police, to authorize the expenditure of \$344,294.21 from the General Fund; and to declare an emergency. (\$344,294.21)

Body

WHEREAS, individuals were incarcerated or in the custody of the Division of Police during the specified dates of services on the medical invoices; and

WHEREAS, pursuant to the City Attorney's office, the Division of Police findings, and Careworks, the Division is responsible for the medical bills; 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 for payment of medical invoices to Ohio Health Corporation, Mount Carmel Hospital, and the Franklin Co. Sheriff's Office 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 Director of Public Safety be and is hereby authorized and directed to pay Ohio Health Corporation, dba Grant Medical, Mount Carmel Hospital, and the Franklin Co. Sheriff's Office for prisoner medical bills.

SECTION 2. That the expenditure of \$344,294.21, or so much thereof as may be needed, be and the same is hereby authorized as follows:

<u>DIV</u>	<u>FUND</u>	<u>OBJ LEV (1)</u>	<u>OBJ LEV (3)</u>	<u>OCA#</u>
30-03	010	03	3413	301382

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 enforced 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: 1678-2010

Drafting Date: 11/12/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

ExplanationBACKGROUND:

The City of Columbus was awarded a grant on October 26, 2010, from the Ohio Environmental Protection Agency. The grant is from the Ohio Environmental Education Fund (OEEF). It was awarded to the City for "GreenSpot: Sustainable Lifestyles." The project will seek to improve student achievement by demonstrating real-life application of content

standards delivered in grade one. Sustainable lifestyle choices will be integrated into the everyday classroom experience through development of a locally specific leisure book, a children's website, compiled teacher resources, classroom activity and the existing GreenSpot program. This ordinance is now needed to accept and appropriate \$40,304.00 in grant money to fund this project.

This grant is for the period December 6, 2010, through July 31, 2012.

Emergency action is requested to allow the City to return the Grant Agreement to the Ohio Environmental Protection Agency within the allotted time, thereby assuring that the City receives the grant funding.

FISCAL IMPACT: This program is funded by the Ohio Environmental Protection Agency. The City will provide an in-kind match through wages paid to two employees who will work on this project. The City will additionally purchase a small amount of supplies and printing services to complete this project.

TitleTo authorize the Mayor to accept a grant award from the Ohio Environmental Protection Agency, under the project heading "GreenSpot: Sustainable Lifestyles;" to appropriate \$40,304.00 from the unappropriated balance of the General Government Grant Fund to the Mayor's Office, and to declare an emergency. (\$40,304.00).

Body

WHEREAS, the City been awarded a grant in the amount of \$40,304.00 from the Ohio EPA and its Ohio Environmental Education Fund, to fund a City project entitled "GreenSpot: Sustainable Lifestyles"; and

WHEREAS, it is in the best interest of the City of Columbus for Mayor's Office to accept this grant, to appropriate the expenditure of the grant funds; and

WHEREAS, an emergency exists in the usual daily operation of the Mayor's Office in that it is necessary to accept and appropriate a grant from the Ohio EPA in order to preserve the public health, peace, property, safety, and welfare; Now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Mayor be and is hereby authorized to accept a grant award from the Ohio Environmental Projection Agency for a project titled "GreenSpot: Sustainable Lifestyles" for the period December 6, 2010 through July 31, 2012.

Section 2. That from the unappropriated monies in the General Government Grant Fund, Subfund No. 220, and from any and all sources estimated to come into said fund and unappropriated for any other purpose during the fiscal year ending December 31, 2010, the sum of \$40,304.00 is appropriated in the Mayor's Office, as follows: Dept-Div: 40-01, OL31: 03; Fund: 220, OCA Code: 401010 , Grant Number 401010.

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

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

Legislation Number: 1680-2010

Drafting Date: 11/12/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Various Medical Supplies on an as needed basis for the Department of

Health. These Various Medical Supplies are necessary to maintain the operations of the Department of Health. The term of the proposed option contracts would be three (3) years, expiring December 31, 2013 with the option to renew for one (1) additional year if mutually agreed upon. The Purchasing Office opened formal bids on November 11, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003757. Twenty (20) bids were solicited: Four (4) bids were received. The solicitation requested catalog bids for various types of Medical Supplies. The Purchasing Office is recommending award to the lowest, responsive, responsible and best bidder as follows:

Henry Schein, Inc. CC#113136595 (expires 9-30-2011)

Total Estimated Annual Expenditure: \$50,000.00.

This company is not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved 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. The Department of Health will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance and Management Director to enter into contracts with Henry Schein Inc. for the option to purchase Various Health Supplies on an as needed basis, to authorize the expenditure of One dollar to establish the contracts 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 November 11, 2010 and selected the lowest responsive, responsible and best bidders; 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 provide necessary Various Medical Supplies on an as needed basis, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to enter into a contract for the option to purchase Various Medical Supplies on an as needed basis, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contracts for the option to purchase Various Medical Supplies on an as needed basis for the term ending December 31, 2013, with the option to extend for One (1) additional year if mutually agreed upon, in accordance with Solicitation No. SA003757 as follows:

Henry Schein, Inc: All Items \$1.00

SECTION 2. That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services and UTC Fund,

Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 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: 1681-2010

Drafting Date: 11/15/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

Bids were received by the Recreation and Parks Department on October 26, 2010 for the Plumbing & Electrical Improvements 2010 Project as follows:

	<u>Status</u>	<u>Base Bid Amount</u>
Jess Howard	MAJ	\$275,447.00
The Waterworks	MAJ	Only bid plumbing portion

Since there were only a total of two bidders and one bid only the plumbing portion and the other only bid on the electric portion, we have decided to award two separate contracts.

The electrical portion of the work consists of:

Carriage Place Recreation Center: Parking Lot - Replace and relocate lights/poles currently located in middle of parking lot, and replace the existing exit light system at the recreation center.

Feddersen Recreation Center: Replace and upgrade electrical service to a 2,000 amp service panel, replace switch gears, and remove the hydronic baseboard heater.

Westgate Recreation Center: Replace and upgrade electrical service to a 2,000 amp service panel, replace switch gear, and repair/replace exterior main drain line.

The Contract Compliance Number for Jess Howard Electric Company is #31-4405752.

Contract compliant through: 1/16/2011

Emergency justification:

An emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to enter into said contract in order to begin this work as soon as possible, thereby preserving the public health, safety and welfare of the public.

Financial Impact:

\$305,000.00

TitleTo authorize and direct the Director of Recreation and Parks to enter into contract with Jess Howard Electric Company for the Electrical Improvements 2010 Project; to authorize the expenditure of \$305,000.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$305,000.00)

Body

WHEREAS, bids were received by the Recreation and Parks Department on October 26, 2010, and the contract will be awarded on the basis of the lowest and best responsive and responsible bidder; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract in order to begin work immediately, thereby preserving the public health, safety and welfare of the public; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Jess Howard for the Electrical Improvements 2010 Project in accordance with plans and specifications on file in the Recreation and Parks Department.

SECTION 2. That the expenditure of \$305,000.00, or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized as follows:
Recreation and Parks Voted Bond Funds
Fund 702 / Project #510035-100000 / OCA# 702035/ Facility Renovations, /Obj Level 3 # 6620 / \$55,000.00

\$250,000 Recreation & Parks Bond Fund, Fund 746, Gov't B.A.B.S. (Build America Bonds)
Fund 746, Project 510035-100040, Project Name = Facility Plumbing and Electrical Improvements, Object Level 3 # 6620, OCA # 743540

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

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

Legislation Number: 1682-2010

Drafting Date: 11/15/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: This legislation authorizes the Director of Public Safety to modify the existing contract with MED3000, Inc. for EMS billing, collection, and reporting services. The City entered into a contract with MED3000, Inc. via ordinance 1508-2007 in October 2007. The term of the contract is for three years ending in October 2010. The contract modification is for two additional years beginning in October 2010.

The Division of Fire's third party EMS reimbursement program was initiated via ordinance #1184-2002 passed in July 2002. The initial contract with ACS State and Local Solutions Inc. was modified five times. The last modification with ACS was effective January 1, 2008 for six months and was for ACS to exercise the option of collecting outstanding receivables on current accounts.

Public Safety contracts for the billing, collection, and reporting of those who are transported to hospitals by EMS personnel for emergency medical care. These billing, collection, and reporting services have generated a multitude of patient care information used by the Fire Division to better prepare EMS response protocols and, in turn, respond to citizens in a more effective manner. The division also generates reports for various fire organizations that are catalogued nationwide.

To date, this program has generated in excess of \$74.5M in revenue since its inception.

Contract Compliance: 251837785; expires 02/01/2012

Emergency Designation: Emergency action is requested so that EMS billing, collection and reporting services can

continue without interruption.

FISCAL IMPACT: The Division of Fire budgeted \$2.3 million in the 2010 General Fund operating budget for these services. So far \$1.5 million has been expended/encumbered. This ordinance will fund the contract modification through approximately March 2011. In 2009, \$1.5 million was initially budgeted for these services, and an additional \$720,000.00 was needed by year end to pay for higher than expected revenues from EMS billing services. Total revenues so far in 2010 are approximately \$12 million. Revenues in 2009 were approximately \$14.3 million.

TitleTo authorize the Director of Public Safety to modify and extend the current contract with MED3000, Inc. for EMS billing, collection, and reporting services for the Division of Fire; to authorize the expenditure of \$750,000.00 from the General Fund; and to declare an emergency. (\$750,000.00)

Body**WHEREAS**, the City contracts for EMS billing, collection and reporting services, as initiated via Ordinance #1184-2002, passed July 22, 2002; and

WHEREAS, it is necessary to modify and extend the current contract with MED3000, Inc., for EMS billing, collection and reporting services; and

WHEREAS, the City and Contractor have entered into a performance based contract which awards incentives for outstanding performance and provides for damages should the Contractor fail to adequately perform; and,

WHEREAS, the base rate of Contractor's compensation is reduced from 13% to 9.5 % which will save the City approximate \$1,000,000 over the two year contract extension period; and,

WHEREAS, the Contractor will still dedicate two professionals to support the computers and software applications, will extend warranties on all computers; pay for an audit to be performed on behalf of the City; and,

WHEREAS, an emergency exists in the usual daily operation of the Division of Fire, Department of Public Safety, in that it is immediately necessary to modify and extend the current contract with MED3000, Inc. so that EMS billing, collection and reporting services can continue without interruption, 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 Public Safety is hereby authorized to modify and extend the existing contract between the City and MED3000, Inc. for the Division of Fire's EMS billing, collection and reporting services.

SECTION 2. That the expenditure of \$750,000.00, or so much thereof as may be necessary, is hereby authorized to be expended from the General Fund 010, Department of Public Safety 30, Division of Fire 30-04, OCA 301559, OL3 Code 3336 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: 1684-2010

Drafting Date: 11/15/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation Background:

This ordinance will authorize the Director of Recreation and Parks to enter into a contract modification with MSI Design for professional services related to the Livingston Park Cultural Improvements Phase One Project for the amount of \$11,100.00.

The city's Public Utilities Department required additional engineering drawings and calculations for a stormwater variance in order to manage how the existing stormwater is handled in the park. MSI Design has requested an increase from the original contract of \$65,000.00 due to a change in scope.

The Contract Compliance Number for MSI Design is #31-1310090.

Fiscal Impact:

11,100.00

Title

To authorize and direct the Director of Recreation and Parks to modify the contract with Myers-Schmalenberger Landscape Architects, dba MSI Design, for professional services related to the Livingston Park Cultural Improvements Phase One Project; to authorize the expenditure of \$11,100.00 from the Voted Recreation and Parks Bond Fund; and to declare an emergency. (\$11,100.00)

Body

WHEREAS, the city's Public Utilities Department required additional engineering drawings and calculations for a stormwater variance in order to manage how the existing stormwater is handled in the park; and

WHEREAS, it is necessary to modify the contract with Myers-Schmalenberger Landscape Architects, dba MSI Design, for additional design services related to the Livingston Park Improvements Phase One Project; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract in order to begin work immediately to maintain project schedule; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to modify the contract with Myers-Schmalenberger Landscape Architects, dba MSI Design, for additional design services related to the Livingston Park Improvements Phase One Project.

SECTION 2. That the expenditure of \$11,100.00 or so much thereof as may be necessary, be and is hereby authorized from:
Voted Bond Fund 702\$ 11,1

Legislation Number: 1685-2010

Drafting Date: 11/15/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background: The goal of a Community Reinvestment Area is neighborhood revitalization and stabilization.

This Ordinance will amend Ordinance Number 0223-2004, the Gibbard Avenue Community Reinvestment Area (See Exhibit A) in order to continue to provide for real property tax exemptions for residentially zoned parcels within the expansion area, to conform to the current standards of review by the Ohio Department of Development by including updated language from the Ohio Revised Code, and to designate the Development Department's Housing Administrator as the CRA Housing Officer.

The Ordinance will allow the continued exemption from the increase in real property tax for new single family homes built on vacant lots and on the increase in valuation of existing single and multi-family housing units, resulting from renovation, within the established boundaries.

Emergency action is being requested so that current applications for residential tax abatement from eligible property owners in the area can be processed.

Fiscal Impact: No funding is required for this legislation.

Title

To amend Ordinance Number 0223-2004, the Gibbard Avenue Community Reinvestment Area, in order to continue real property tax exemptions as established in Section 3735.65 to 3735.70 of the Ohio Revised Code, and for the purpose of including language from the Ohio Revised Code as well as the inclusion of an additional Section designating the Development Department's Housing Administrator as the designated Housing Officer; and to declare an emergency.

Body

WHEREAS, the original Gibbard Avenue Community Reinvestment Area (CRA) that was established in 2004 by ordinance 0223-2004, has expired and incentives for continued residential development are necessary; and

WHEREAS, the State's Department of Development has requested the inclusion of language within Section 3735.67 of the Ohio Revised Code be added to relevant sections of all CRA ordinances in order to establish minimum threshold investments for abated properties located within the boundaries of each designated CRA; and

WHEREAS, an additional Section to Ordinance 0223-2004 is being added which designates the city's Department of Development's Housing Administrator as the Housing Officer designated to implement and administer the provisions of the of the ordinance as cited in Sections 3735-65 through 3735.70 of the Ohio Revised Code; and

WHEREAS, the council of the City of Columbus (hereinafter "Council") desires to pursue reasonable and legitimate incentive measures to assist and encourage development in specific areas of the City of Columbus that have not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, Resolution No. 1698-78, approved August 3, 1978, as amended by Ordinance No. 1345-02, approved July 29, 2003, authorized the Department of Development to carry out a Community Reinvestment Program, pursuant to Sections 3735.65 to 3735.70 of the Ohio Revised Code, and approved certain administrative procedures for the program; and

WHEREAS, an updated list of parcels (see Exhibit A) and a new, updated survey of housing conditions (see Exhibit B) as required by Ohio Revised Code (ORC) Section 3735.66 has been prepared and included to support the extension of this Community Reinvestment Area; and

WHEREAS, the continued remodeling of existing buildings for residential use and construction of new residential structures in this Community Reinvestment Area would serve to encourage economic stability, maintain real property values, and generate new employment opportunities; and

WHEREAS, the continued remodeling of existing housing units for residential use and the construction of new residential structures in this Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted; and

WHEREAS, this proposal is a public/private partnership intended to promote and expand conforming uses in the designated area; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, Housing Division, in that it is immediately necessary to amend the Gibbard CRA ordinance in order that current applications for residential tax abatement from eligible property owners in the area can be processed, all for the preservation of the public peace, health, safety, and welfare; and **NOW, THEREFORE**,

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

Section 1. That Section 1 of Ordinance 0223-2004 is hereby amended to read as follows:

The area depicted in Exhibit A as the Gibbard Avenue Community Reinvestment Area constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged.

Section 2. That Section 2 of Ordinance 0223-2004 is hereby amended to read as follows:

Pursuant to ORC Section 3735.66, The Gibbard Avenue Community Reinvestment Area is hereby established in the following described area:

- North:** Fifth Avenue (Including rear property lines on the North side of Fifth Avenue)
- South:** Bliss Street and Old Leonard Avenue (Including rear property lines on the South side of Bliss and Leonard))
- East:** Taylor Avenue (Including rear property lines on the East side of Taylor Avenue)
- West:** Joyce Avenue (Including rear property lines on the West side of Joyce Avenue)

The Community Reinvestment Area is approximately depicted as the area on the maps, boundary description and parcel numbers marked as Exhibit A in this ordinance; and by this reference incorporated herein.

Only residential properties consistent with the applicable zoning regulations and variances thereto within the designated Community Reinvestment Area will be eligible for exemptions under this Program.

Section 3. That Section 3 of Ordinance 0223-2004 is hereby amended to read as follows.

A tax exemption on the increase in the assessed valuation, resulting from improvements as described herein, shall be granted upon proper application by the property owner and approval by the designated Housing Officer.

Abatement terms and percentages are as follows:

(a) One hundred percent (100%) for ten (10) years for the remodeling of:

- owner-occupied dwellings containing not more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement and upon which the cost of remodeling is at least \$2500.00, as described in ORC Section 3735. 67;
- existing rental housing, containing not more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement and upon which the cost of remodeling is at least \$2500.00, as described in ORC Section 3735. 67;
- conversion of rental housing to owner-occupied housing, containing not more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

(b) One hundred percent (100%) for twelve (12) years for the remodeling of:

owner-occupied dwellings containing more than two housing units and upon which the remodeling cost is at least twenty percent (20%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement and upon which the cost of remodeling is at least \$5000.00 as described in ORC Section 3735.67;

existing rental housing, containing more than two housing units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement and upon which the cost of remodeling is at least \$5000.00 as described in ORC Section 3735.67;

conversion of rental housing to owner-occupied housing, containing more than two units, upon which the remodeling cost is at least fifty percent (50%) of the current assessed value of the existing structure (excluding land) as determined by the County Auditor for the tax year prior to the improvement.

(c) One hundred percent (100%) for fifteen (15) years for newly built:

construction of new owner-occupied dwelling.

construction of new owner-occupied dwellings containing more than two housing units.

A pre-application will be required to insure the compatibility with neighborhood plans and to insure the maintenance of existing streetscape lines, style, scale setbacks and landscaping features compatible with neighborhood

Section 4. That Section 4 of Ordinance 0223-2004 is hereby amended to read as follows:

That City Council reserves the right to re-evaluate the designation of the Gibbard Avenue Community Reinvestment Area after December 31, 2015, at which time Council may direct the Housing Officer not to accept any applications for exemptions as described in Section 3735.67 of the Ohio Revised Code.

Section 5. That Section 5 of Ordinance 0223-2004 is hereby amended to read as follows:

That a Community Reinvestment Area Housing Council shall continue, consisting of two members appointed by the Mayor of the City of Columbus, two members appointed by the Council of the City of Columbus and one member appointed by the Planning Commission of Columbus. The majority of those members shall then appoint two additional members who shall be residents within the Gibbard Avenue Community Reinvestment Area. Terms of the members of the Council shall be for three years. An un-expired term resulting from a vacancy in the Council shall be filled in the same manner as the initial appointment was made for the remainder of the term of the vacated seat.

Section 6. That Section 6 of Ordinance 0223-2004 will remain unchanged to read as follows:

The Community Reinvestment Area Housing Council shall make an annual inspection of the properties within the district for which an exemption has been granted under Section 3735.66 of the ORC. The council shall also hear appeals under 3735.70, of the ORC.

Section 7. That Section 7 of Ordinance 0223-2004 will remain unchanged to read as follows:

That this Council further hereby authorizes and directs the Mayor, the Clerk of Council, the Director of Development, or other appropriate officers of the City to prepare and sign all agreements and instruments and to take any other actions as may be appropriate to implement this Ordinance.

Section 8. That Ordinance 0223-2004 is hereby amended to include the following Section 9:

Section 9. To administer and implement the provisions of this Ordinance, the Administrator of the Department of

Development's Housing Division is designated as the Housing Officer as described in Sections 3735.65 through 3735.70 of the Ohio Revised Code.

Section 10. 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: 1687-2010

Drafting Date: 11/15/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Finance and Management Department, Facilities Management Division, was granted funding through the Franklin County Office of Homeland Security and Justice Programs for the purchase, delivery, and installation of security equipment in various City-owned facilities. Ordinance No. 1273-2010, passed by City Council, September 20, 2010, in the amount of \$156,100.00, authorized the acceptance of the grant from the Franklin County Office of Homeland Security. This equipment will enhance and support the daily operations of security in the downtown buildings. The expenditure for the purchase, delivery and installation, in the amount of \$122,722.00 will be paid by Franklin County through the Homeland Security Grant.

The Purchasing Office advertised and solicited competitive bids. Two companies submitted bids on November 11, 2010 as follows (0 MBE, 0 FBE):

KNS Services, Inc.	\$122,722.00
Simplex Grinnell L.P.	\$132,539.00

The Facilities Management Division recommends the bid award be made to the most responsive, responsible, and best bidder, KNS Services, Inc.

A purchase order will also be created independent from this ordinance, utilizing the terms and conditions from an existing Universal Term Contract (UTC), established through the competitive bidding process by the Purchasing Office, with Echo 24 (FL004688, BPCMP33G- Expiration Date: 3/31/13). The expenditure for installation of wiring, in the amount of \$33,336.00 will be paid by Franklin County through the Homeland Security Grant.

Emergency action is requested to expedite the process of the award from the Franklin County Office of Homeland Security and Justice Programs, ensuring that the important security upgrades occur as quickly as possible.

KNS Services, Inc. Contract Compliance No. 31-14602200; expiration date August 3, 2012.

Fiscal Impact: The grant for this expenditure resides with the Franklin County Office of Homeland Security, and the invoice will be paid directly by the Franklin County Agency. There is no fiscal impact for the General Fund or City match required.

Title

To authorize and direct the Finance and Management Director, on behalf of the Facilities Management Division, to execute those documents necessary for KNS Services, Inc. to install of the security equipment in various City-owned facilities; and to declare an emergency. (\$0)

Body

WHEREAS, the Facilities Management Division was awarded a grant from the Franklin County Office of Homeland Security and Justice Programs; and

WHEREAS, the Purchasing Office has advertised and solicited competitive bids for the installation of the security

equipment; and

WHEREAS, the Facilities Management Division has a need to upgrade existing video surveillance equipment in various City-owned facilities; and

WHEREAS, an emergency exists in the usual daily operations of the Finance and Management Department, Facilities Management Division, in that it is immediately necessary to authorize the Finance and Management Director to enter into a contract on behalf of the Facilities Management Division with KNS Services, Inc. for the installation of security equipment in various City-owned facilities, to expedite the process of the award from Franklin County Office of Homeland Security and Justice Programs, ensuring that important security upgrades occur as quickly as possible, thereby protecting the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized and directed to execute those documents necessary with KNS Services, Inc. for the installation of security equipment in various City-owned facilities, utilizing the Homeland Security Grant.

SECTION 2. That for the purpose stated in SECTION 1 hereof, the purchase be allowed.

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: 1690-2010

Drafting Date: 11/15/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation Background:

Bids were received by the Recreation and Parks Department on October 26, 2010 for the Westgate Shelter House Improvements Project as follows:

	<u>Status</u>	<u>Bid Amount</u>
Lincoln Construction	MAJ	\$518,312.00
Central Ohio Building	MAJ	\$542,900.00
Wingler Construction	MAJ	\$602,274.00
Charter Hill Construction	MAJ	\$625,330.00
General Maintenance	MAJ	\$628,110.00

The work for which proposals were invited consists of the renovation of an existing shelter house and construction of a new entry canopy. Renovation work includes replacement of windows, doors and frames, new finishes, new HVAC, plumbing, electrical, and painting of exterior wood trim.

The Contract Compliance Number for Lincoln Construction, Inc. is #310803712. Contract compliant through: 10/26/2012

Project improvements will restore an existing structure to a more useable space and improve the amenities of the facility, including air conditioning. Reviewed by the Friends of Westgate and approved.

Fiscal Impact:

\$600,000.00

TitleTo authorize and direct the Director of Recreation and Parks to enter into contract with Lincoln Construction, Inc. for the Westgate Shelter House Improvements Project; to authorize the expenditure of \$600,000.00 from the Voted Recreation

and Parks Bond Fund; and to declare an emergency. (\$600,000.00)

Body WHEREAS, Bids were received by the Recreation and Parks Department on October 26, 2010 for the Westgate Shelter House Improvements Project; and

WHEREAS, it is necessary to enter into contract with Lincoln Construction, Inc. for the Westgate Shelter House Improvements Project for the renovation of the existing shelter house; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract in order to begin work immediately and complete project prior to peak rental season; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Lincoln Construction, Inc. for the Westgate Shelter House Improvements Project for the renovation of the existing shelter house.

SECTION 2. That the expenditure of \$600,000.00 or so much thereof as may be necessary, be and is hereby authorized from:

Voted Recreation & Parks Bond Fund, Fund 746, Gov't B.A.B.S. (Build America Bonds)
Fund 746, OCA#763541, Project # 510035-100041, Obj Level 3 # 6620

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

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

Legislation Number: 1691-2010

Drafting Date: 11/15/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance authorizes the Office of the City Auditor, Division of Income Tax to enter into a contract for temporary staffing services for the preparation and imaging of tax documents in the year 2011. The implementation of the imaging application within the Income Tax Division has demonstrated the need for staff specifically dedicated to the preparation, scanning and verification of tax documents. This issue was raised during the Budget process and in lieu of an increase in authorized strength, the Division was granted funds for temporary employees in these positions during 2008. In order to maintain current productivity and continue to automate the movement of documents for the audit process, it is prudent that the Division retain the temporary staff positions currently assigned to assist in the preparation and scanning processes. The Office of the Auditor, Income Tax Division processed a bid for temporary services (SA003754) and seventeen (17) bids were received. Ameritemps was deemed the lowest and most responsive bid. This legislation will authorize the contract and expenditure of \$80,000.00 for temporary staffing services with Ameritemps.

Background:

The Division of Income Tax implemented an imaging and workflow application to automate the processing of tax documents calling for the preparation of documents received as well as those previously filed to facilitate scanning images thereof. Additional staffing was required to initiate and maintain this process and, as the Division is currently at authorized strength, there arose a need for temporary staffing services to assist with the preparation of documents to be scanned as

well as with the scanning of those documents. In order to maintain productivity and in an effort to not waste resources and compromise production with retraining new staff, the Office of the City Auditor, Division of Income Tax requests funding for a new contract with Ameritemps. Ameritemps' contract compliance number is 26-3839601 expiring on 2/20/2011.

Fiscal Impact:

Funds are available in the 2010 budget from the general fund in the amount of \$80,000.00.

Title

To authorize the Office of the City Auditor, Division of Income Tax to enter into a contract with Ameritemps for temporary staffing services for imaging preparation and scanning; to authorize the expenditure of \$80,000.00; and to declare an emergency (\$80,000.00).

Body

WHEREAS, the Division of Income Tax requires temporary staffing services to assist with the preparation of documents to be imaged as well as scanning those documents; and,

WHEREAS, the Division of Income Tax solicited bids for temporary staff services and the bid was awarded to Ameritemps as the lowest responsive bidder in November 2010 for \$80,000.00; and,

WHEREAS, the work of document preparation and scanning by experienced temporary service staff members is ongoing and required to maintain the timely and efficient processing of tax documents within the Division of Income Tax; and,

WHEREAS, an emergency exists in the usual operation of the Office of the Auditor, Division of Income Tax in that to ensure productivity of the imaging staff, to avoid the retraining of new temporary staff, and to ensure the timely processing of tax returns; there is an immediate need to provide funding to a new service contract; now therefore,

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

SECTION 1. That the City Auditor be and is hereby authorized and directed to enter into contract with Ameritemps for temporary staffing services.

SECTION 2. That the expenditure of \$80,000.00 or so much thereof as may be necessary is hereby authorized from Department 22-02, General Fund 01-100, Character 03, Minor Object 3296, Index Code 220202, to pay the cost thereof.

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

Legislation Number: 1694-2010

Drafting Date: 11/15/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to increase a contract on behalf of the Facilities Management Division with General Maintenance and Engineering Company for roof maintenance. The original contract was formally bid (SO025748). Legislation was not necessary because the total amount did not exceed \$20,000.00. The term of the contract is September 1, 2010 through August 31, 2011. The contract was bid with three renewal options.

The proposed increase of the contract provides funding for roof repairs for various facilities under the purview of the Facilities Management Division. Prices already established in the contract were used to determine the cost of this increase. This increase is necessary to add funds to the current contract to allow services to continue without interruption.

Emergency action is requested to ensure roof repairs at various City facilities continue without interruption. The current purchase order is very low and may be exhausted soon. It was not possible to request more funds through legislation until completion of the Third Quarter Financial Review.

General Maintenance and Engineering Contract Compliance No. 31-4188545; expiration date 05/19/2012.

Fiscal Impact: The Facilities Management Division budgeted \$17,000.00 for roof repairs in the 2010 General Fund Budget. The cost of the roof contract in 2009 was \$10,000.00. The cost of this increase is \$10,000.00, bringing the total contract to \$22,000.00. This additional expense was projected in the Third Quarterly Financial Review.

Title

To authorize the Finance and Management Director to increase a contract on behalf of the Facilities Management Division with General Maintenance and Engineering for roof maintenance for facilities under the purview of the Facilities Management Division; to authorize the expenditure of \$10,000.00 from the General Fund; and to declare an emergency. (\$10,000.00)

Body

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

WHEREAS, it is necessary to increase said contract renewal with General Maintenance and Engineering Company; 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 increase a contract with General Maintenance and Engineering Company for roof maintenance for facilities under the purview of the Facilities Management Division so that the current purchase order is not exhausted, thereby leaving the City without a roof repair contract, thereby preserving the public health, peace, property, and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to increase a contract with General Maintenance and Engineering Company for roof maintenance for facilities under the purview of the Facilities Management Division.

SECTION 2. That the expenditure of \$10,000.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 45-07

Fund: 010

OCA: 450044

Object Level 1: 03

Object Level 3: 3370

Amount: \$10,000.00

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

Legislation Number: 1697-2010

Drafting Date: 11/15/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: This legislation authorizes the Finance and Management Director to issue a purchase order for telephone services to AT&T for the Division of Police. These phone services are used in Police facilities for both voice and data services.

Bid Information: The Purchasing Office has set up universal term contract FL004566 with AT&T for these telephone services.

AT & T 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.

Contract Compliance: 263258076 - expires 5/8/2011

Emergency Designation: Emergency action is requested to ensure these services can continue without interruption.

FISCAL IMPACT: The Division of Police budgeted \$265,000.00 in the 2010 General Fund operating budget for services from AT & T. The Division spent and/or encumbered approximately \$270,000 in 2009 for these services, and \$180,000 thus far in 2010. This ordinance authorizes an additional \$85,000 in services with AT & T, per projections included in the third quarter financial review.

Title To authorize and direct the Finance and Management Director to issue a purchase order on behalf of the Division of Police for telephone services from an existing Universal Term Contract with AT&T, to authorize the expenditure of \$85,000.00 from the General Fund; and to declare an emergency. (\$85,000.00)

Body

WHEREAS, there is a need to purchase telephone services for the Division of Police, and

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

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

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to issue a purchase order to AT&T for telephone services for the Division of Police, on the basis of the City's universal term contract number FL004566.

SECTION 2. That the expenditure of \$85,000.00, or so much thereof as may be needed, be and is hereby authorized as follows:

[DEPT 30-03| FUND 010| OBJ LEVEL 1-03| OBJ. LEVEL 3-3320| OCA 300301|

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

Drafting Date: 11/16/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: The City of Columbus has been awarded a Federal Fiscal Year 2010 Justice Assistance Grant (JAG) Award from the Bureau of Justice Assistance, Office of Justice Programs via the Franklin County Office of Homeland Security and Justice Programs. The JAG program provides funding to allow states and local governments to support a broad range of activities to prevent and control crime and improve the criminal justice system. The City has been awarded \$50,000.00 to provide funds to the Central Ohio Crime Stoppers, Inc. in regards to the operation of an anonymous gun tip line. Central Ohio Crime Stoppers, Inc. is a non-profit organization working to fight crime in Columbus neighborhoods. The organization was formed locally in 1977 and provides citizens a means to give information to law enforcement agencies while remaining anonymous. This ordinance is to direct the Mayor of the City of Columbus to accept the subgrantee award and to authorize the appropriation of \$50,000.00. The official city program contact authorized to act in connection with this grant is R. Lee Roberts, Jr. of the Mayor's Office.

This ordinance also authorizes the Public Safety Director to enter into contract with the Central Ohio Crime Stoppers Inc. for \$25,000.00 to provide funds for the operation of an anonymous tips telephone line related to gun crimes.

Emergency Designation: Emergency legislation is necessary to meet grant deadlines and to make the funds available for the start of the grant award period, September 15, 2010.

FISCAL IMPACT: This ordinance authorizes an appropriation of \$50,000.00, which is the total grant award, and a contract with Central Ohio Crime Stoppers, Inc. of \$25,000.00. There is no fiscal impact on the General Fund. All appropriated funds will be reimbursed by the grant award.

TitleTo authorize and direct the Mayor of the City of Columbus to accept a subgrantee award through the FY10 Justice Assistance Grant (JAG) program from the Bureau of Justice Assistance, Office of Justice Programs via the Franklin County Office of Homeland Security and Justice Programs, to authorize R. Lee Roberts, Jr. as the official City representative to act in connection with the subgrant, to authorize an appropriation of \$50,000.00 from the unappropriated balance of the General Government Grant Fund to the Department of Public Safety, to authorize the Director of Public Safety to enter into contract with Central Ohio Crime Stoppers, Inc. for the operation of an anonymous gun tip line, and to declare an emergency. (\$50,000.00)

Body**WHEREAS**, the City of Columbus, Department of Public Safety, was awarded funding through the FY10 Justice Assistance Grant program to support Central Ohio Crime Stoppers, Inc. in the operation of an anonymous guns tip line; and

WHEREAS, R. Lee Roberts, Jr. of the Mayor's Office has been identified as the official City representative to act in connection with the FY10 Justice Assistance Grant and to provide information as required; and

WHEREAS, the total grant award of \$50,000.00 will be appropriated and a contract of \$25,000.00 awarded to Central Ohio Crime Stoppers, Inc. for the operation of an anonymous tips telephone line related to gun crimes; and

WHEREAS, emergency legislation is needed to meet the grant deadlines and to make funds available for the award period, beginning September 15, 2010; and

WHEREAS, an emergency exists in the usual and daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to accept, appropriate and expend the FY10 Justice Assistance Grant award for the immediate preservation of the public peace, health, property, safety and welfare, now, therefore

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

SECTION 1. That the Mayor of the City of Columbus be and is hereby authorized and directed to accept a FY10 Justice Assistance Grant for the Support of Central Ohio Crime Stoppers, Inc. in the operation of a tips telephone line related to gun crimes.

SECTION 2. That R. Lee Roberts, Jr. is designated as the official City program contact and authorized to act in connection with the FY10 Justice Assistance Grant and to provide information as required.

SECTION 3. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the project period the sum of \$50,000.00 is appropriated as follows:

DIV 30-03| Fund 220| OBJ LV 1 03| OBJ LV 3 3337| OCA 331023| GRANT 331023|

SECTION 4. That the Director of Public Safety is hereby authorized to enter into contract with Central Ohio Crime Stoppers, Inc. a non-profit group working to provide citizens a means to give information concerning gun crimes to law enforcement agencies while remaining anonymous.

SECTION 5. That for the purpose stated in section 4, the expenditure of \$25,000, or so much thereof as necessary, be and is hereby authorized to be expended from the General Government Grant Fund, 220, Department/Division No 30-03, Object Level One 03, Object Level Three 3337, OCA Code 331023, Grant 331023.

SECTION 6. That the monies in the foregoing Section 5 shall be paid upon order of the Director of Public Safety; and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 7. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1699-2010

Drafting Date: 11/16/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background:

The City Attorney's Office administered the Project Smart program which was funded by grants received from the Columbus Public Schools and the Franklin County Justice Programs Unit. Said program has been completed and adjustments need to be made to properly align expenditures and revenues and to reimburse Columbus Public Schools for funds not expended.

Adjustment #1: A transfer of revenue in the amount of \$25,068.34 from grant number 240002 to 243008 will properly distribute revenues between the grants.

Adjustment #2: An adjustment of expenditures in the amount of \$5,590.03 from grant #240002 and \$28,586.20 from the general fund to grant 243008 will properly distribute expenditures.

Adjustment #3: A transfer of \$106,603.42 (\$25,181.84 from object level one 01 and \$81,421.58 from object level one 03) to object level three 5515 within grant 241006 will allow the reimbursement of Columbus Public Schools for grant funds received but not expended.

Emergency action is requested to allow the accounting records to be updated as soon as possible.

Fiscal Impact:

The transfers require no additional funds but are simply adjusting revenue, expenditures and appropriations to the appropriate funds.

Title

To authorize the City Auditor to make any and all appropriate accounting adjustments to properly align appropriations, revenues and expenditures for the Project Smart Program for the City Attorney's Office and to declare an emergency.

Body

WHEREAS, the City Attorney's Office administered the Project Smart Program which was funded through grants from the Columbus Public Schools and the Franklin County Justice Programs Unit; and

WHEREAS, the Project Smart Program has been completed; and

WHEREAS, the proper and consistent accounting of this program and grants is of paramount importance; and

WHEREAS, this ordinance transfers revenues and expenditures to the proper funds and allows for the reimburse of excess grant funds to the Columbus Public Schools; and

WHEREAS, an emergency exists in the daily operation of the City in that it is necessary to immediately transfer appropriate funds, revenues and expenditures to properly align fund accounting at the earliest possible date, and for the preservation of the public health, peace, property, safety and welfare, and, now therefore,

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

SECTION 1. That a transfer of revenue in the amount of Twenty-five Thousand Sixty-eight and 34/100 Dollars (\$25,068.34) is hereby transferred as follows:

FROM: department 2401, general government grant funds, fund number 220, grant number 240002, organizational cost account 240002, object level three 0081.

TO: department 2401, general government grant funds, fund number 220, grant number 243008, organizational cost account 243008, object level three 0081.

SECTION 2. That a transfer of expenditures in the amount of Thirty-four Thousand One Hundred Seventy-six and 23/100 Dollars (\$34,176.23) is hereby transferred as follows:

FROM: department 2401, general government grant funds, fund number 220, grant number 240002, organizational cost account 240002, object level three 1101, Five Thousand Five Hundred Ninety and 03/100 Dollars (\$5,590.03); and

FROM: department 2401, general fund, fund number 010, organizational cost account 240101, object level three 1101, Twenty-eight Thousand Five Hundred Eighty-six and 20/100 Dollars (\$28,586.20).

TO: department 2401, general government grant funds, fund number 220, grant number 243008, organizational cost account 243008, object level three 1101.

SECTION 3. That appropriation in the amount of One Hundred Six Thousand Six Hundred Three and 42/100 Dollars (\$106,603.42) is hereby transferred as follows:

FROM: department 2401, general government grant funds, fund number 220, grant number 241006, organizational cost account 241006, object level three 1101 Twenty-five Thousand One Hundred Eighty-one and 84/100 Dollars (\$25,181.84) and object level three 3336 Eighty-one Thousand Four Hundred Twenty-One and 58/100 (\$81,421.58)

TO: department 2401, general government grant funds, fund number 220, grant number 241006, organizational cost account 241006, object level three 5515.

SECTION 4. That the expenditure One Hundred Six Thousand Six Hundred Three and 42/100 Dollars (\$106,603.42) is hereby authorized from department 2401, general government grant funds, fund number 220, grant number 241006, organizational cost account 241006, object level three 5515.

SECTION 5. That funds appropriated in the foregoing Section 3 shall be paid upon order of the City Attorney 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 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: 1702-2010

Drafting Date: 11/16/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

The City of Columbus, Ohio, holds title to two sewer easements, located in the vicinity of East Hudson Street and Parkwood Avenue, by virtue of recorded deed of easements in Vol. 1441, Pg. 496 and Vol. 1480, Pg. 221. Columbus Elderly II LLC has requested that said easements be released in exchange for replacement easements which they have granted to the City of Columbus, Ohio. The Division of Sewerage and Drainage has determined that the release of the original sewer easements will not adversely affect the City and therefore should be granted. The following legislation authorizes the Director of the Department of Public Utilities to execute those instruments necessary to release the requested sewer easements in exchange for a previously granted replacement easement.

Fiscal Impact: N/A

Emergency Justification: Emergency action is requested to allow for the immediate release of the subject easements in exchange for an easement already receive by the City as not to delay the development and the improvement to the property.

Title

To authorize the Director of the Department of Public Utilities to execute those documents necessary to release two City utility easements, located in the vicinity of East Hudson Street and Parkwood Avenue, at the request of Columbus Elderly II LLC, an Ohio limited liability company, in exchange for a replacement easement previously granted to the City of Columbus, Ohio and to declare an emergency.

Body

WHEREAS, the City of Columbus, Ohio, holds title to two sewer easements, located in the vicinity of East Hudson Street and Parkwood Avenue, by virtue of recorded deed of easements in Vol. 1441, Pg. 496 and Vol. 1480, Pg. 221; and

WHEREAS, Columbus Elderly II LLC, has requested that said easements be released in exchange for a replacement easement given to the City of Columbus, Ohio, necessary for the existing sanitary main City of Columbus, Ohio, Instrument No. 201010120135308, Franklin County Recorder's Office; and

WHEREAS, the Division of Sewerage and Drainage has determined that the release of said easements in Vol. 1441, Pg. 496 and Vol. 1480, Pg. 221, will not adversely affect the City of Columbus;

WHEREAS, an emergency exists in the usual daily operation of the City, in that it is necessary to immediately authorize the Director of the Department of Public Utilities to execute those documents necessary to release certain utility easement at the request of Columbus Elderly II LLC, for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore:

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

Section 1. That the Director of the Department of Public Utilities be, and hereby is authorized to execute those documents, prepared by the Department of Law, Real Estate Division, necessary to release unto COLUMBUS ELDERLY II LLC, an Ohio limited liability company, those sewer easement rights granted in Vol. 1441, Pg. 496 and Vol. 1480, Pg. 221, in exchange for a replacement easement given to the City of Columbus, Ohio and recorded as Instrument Number 200908250124259, Franklin County, Ohio Recorder's Office.

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

Legislation Number: 1703-2010

Drafting Date: 11/16/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded grant funds from the Franklin County Board of Health for the Project Love County Project. This ordinance is needed to accept and appropriate \$60,000.00 for the period September 1, 2010 through August 31, 2011. The funds from the Franklin County Board of Health provide reimbursement to the Health Department's Immunization program for strategies developed to increase public awareness and immunization rates within Franklin County. These strategies are intended to protect against outbreaks of infectious diseases, including influenza.

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

FISCAL IMPACT: The Project Love County Project is funded through a grant award received from the Franklin County Board of Health. No City match is required.

Title

To authorize the Columbus Health Department to accept a grant from the Franklin County Board of Health in the amount of \$60,000.00 for the Project Love County Project; to authorize the appropriation of \$60,000.00 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$60,000.00)

Body

WHEREAS, \$60,000.00 in grant funds have been made available from the Franklin County Board of Health for the Project Love County Project; and,

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

management; and,

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

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

SECTION 1. That the Columbus Health Department is hereby authorized and directed to accept a grant award totaling \$60,000.00 from the Franklin County Board of Health for the Project Love County Project for the period September 1, 2010 through August 31, 2011.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending August 31, 2011, the sum of \$60,000 is hereby appropriated to the Health Department, Division No. 50-01 as follows:

Project Love County Project

OCA: 501063 Grant: 501063 Obj. Level 01:01 Amount: \$38,000

OCA: 501063 Grant: 501063 Obj. Level 01:03 Amount: \$22,000

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

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

Legislation Number: 1704-2010

Drafting Date: 11/16/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Non-Lethal & Chemical Munitions for the Police Division. These contracts will be used to supply various munitions to be used in situations in which specialty impact, tactical impact or chemical force is preferred. The term of the proposed option contracts would be approximately two (2) years, with the option to extend the contracts for one additional one-year period if mutually agreed upon. The Contracts are through September 30, 2012. The Purchasing Office opened formal bids on October 28, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06, Solicitation SA003741. Fifty-Eight (58) bids were solicited (MBR: 0; F1: 0). Three (3) bids were received.

Vance Outdoors bid alternate items for most of the items in the specifications. The alternates were deemed acceptable equals, except for items 12 and 13 (Wood Batons), which did not meet the specifications due to the casings being a different material than the product specified. In addition, the Police Division has standardized the specified product through testing and use in the field.

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

Vance Outdoors, Inc., CC#542072038 (Expires January 6, 2012), \$1.00, Items 2-10 and 14-19.

Pro-Tech Security Sales, CC#341607042 (Expires July 20, 2012), \$1.00, Items 1 and 11-13.

Total Estimated Annual Expenditure: \$30,000.00.

These companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund. The Police Division will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

Title

To authorize and direct the Finance & Management Director to enter into two (2) contracts for the option to purchase Non-Lethal & Chemical Munitions with Vance Outdoors, Inc. and Pro-Tech Security Sales; to authorize the expenditure of two (2) dollars to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$2.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on October 28, 2010 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, the Police Division needs the various Munitions to help diffuse potentially dangerous situations for the officers and the public, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Police Division in that it is immediately necessary to enter into a contract for an option to purchase the Non-Lethal & Chemical Munitions, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance & Management Director be and is hereby authorized and directed to enter into the following contracts for an option to purchase Non-Lethal & Chemical Munitions for the term ending September 30, 2012, with the option to extend the contracts for one (1) additional one-year period if mutually agreed upon, in accordance with Solicitation No. SA003741 as follows:

Vance Outdoors, Inc., Items 2-10 and 14-19, Amount: \$1.00

Pro-Tech Security Sales, Items 1 and 11-13, Amount: \$1.00

SECTION 2. That the expenditure of \$2.00 is hereby authorized from the 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 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: 1707-2010

Drafting Date: 11/16/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The City of Columbus Division of Police (CPD) has been awarded funding through the FY10 S.T.O.P. Violence Against Women Act (VAWA) for the Misdemeanor Domestic Violence (DV) Warrants Task Force Project. The project will focus on misdemeanor domestic violence related crimes eligible for VAWA funding. The CPD task force officers will work overtime to search for wanted suspects and serve outstanding warrants for misdemeanor DV related crimes against female victims in the City of Columbus and Franklin County. The VAWA grant funding will pay the sworn officer overtime costs of the project and the city will pay the base pay costs of a CPD supervisor to oversee, administer and document the project activities. The City must act as a sub-grantee to the Franklin County Board of Commissioners through the Franklin County Office of Homeland Security and Justice Programs according to the federal grant guidelines. Therefore, the Mayor is required to sign a sub-grantee award and contract documents to accept the award on behalf of the city.

EMERGENCY DESIGNATION: Emergency legislation is necessary to be sure that the grant funds are available for use for the beginning of the award period, January 1, 2011.

FISCAL IMPACT: This ordinance authorizes a \$15,000.00 expenditure from the General Government Grant Fund for the Violence Against Women project for the Division of Police. There is a required match of \$5,000 which will be provided via the General Fund through sworn supervisor salary including fringe benefit costs associated with the grant project.

Title

To authorize and direct the Mayor of the City of Columbus to accept a sub-grantee award and enter into a contract with the Franklin County Board of Commissioners via the Franklin County Office of Homeland Security and Justice Programs for a FY10 Violence Against Woman Act (VAWA) grant, to authorize an appropriation of \$15,000.00 from the unappropriated balance of the General Government Grant Fund to the Division of Police for the VAWA Task Force project, and to declare an emergency. (\$15,000.00)

Body

WHEREAS, the City of Columbus Division of Police has been awarded a FY10 Violence Against Women Act (VAWA) grant for the Misdemeanor Domestic Violence (DV) Warrants Task Force Project; and

WHEREAS, the grant funding is needed to pay sworn officer overtime costs of the task force activities; and

WHEREAS, the grant award period start date is January 1, 2011 and the funding needs to be available for use when task force activities are eligible to begin; and

WHEREAS, an emergency exists in the usual and daily operation of the Division of Police, Department of Public Safety, in that it is immediately necessary to accept and appropriate the FY10 VAWA grant award for the Misdemeanor DV Warrants Task Force Project for the immediate preservation of the public peace, health, property, safety and welfare; now, therefore

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

SECTION 1. That the Mayor of the City of Columbus be and is hereby authorized and directed to enter into contract with the Franklin County Board of Commissioners to accept a FY10 Violence Against Women Act (VAWA) sub-grantee award

for the Misdemeanor DV Warrants Task Force project.

SECTION 2. That from the unappropriated monies in the General Government Grant Fund and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purposes during the grant period, the sum of \$15,000.00 is appropriated as follows:

<u>DIV</u>	<u>FD</u>	<u>Obj #1</u>	<u>Obj #3</u>	<u>OCAD</u>	<u>Grant</u>	<u>Amount</u>
30-03	220	01	1127	331022	331022	\$ 637.31
30-03	220	01	1131	331022	331022	11,587.50
30-03	220	01	1161	331022	331022	2,259.56
30-03	220	01	1171		331022	331022
168.01						
30-03	220	01	1173	331022	331022	347.62

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

SECTION 4. That for 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: 1709-2010

Drafting Date: 11/16/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance is to authorize the Executive Director of the Civil Service Commission to enter into a contract with C.P.A.T. Distribution for the purchase and delivery of a Ceiling Breach and Pull Machine, as manufactured by ADF Steel, 8339 W. Cavalier Drive, Glendale, Arizona, for use in testing firefighter candidates.

The Ceiling Breach and Pull machine simulates the critical task of breaching and pulling down a ceiling to check for fire extension. C.P.A.T. Distribution is the sole distributor of the Ceiling Breach and Pull Machine.

Emergency Designation: Emergency legislation is requested as the vendor has a 16 week lead time for delivery, and the Commission needs sufficient time to assemble the unit and ensure it is working properly prior to the 2011 Firefighter examination scheduled to begin in the second quarter of 2011.

Contract Compliance Number: 954818398, expires 4/23/2012.

FISCAL IMPACT: Funding for this purchase is available in the Civil Service Commission's 2010 General Fund Budget.

Title

To authorize and direct the Executive Director of the Civil Service Commission to enter into a contract with C.P.A.T. Distribution for the purchase and delivery of a Ceiling Breach and Pull Machine in accordance with the sole source procurement provisions of the Columbus City Codes, to authorize the expenditure of \$7,198.53 from the General Fund, and to declare an emergency (\$7,198.53).

Body

WHEREAS, the Civil Service Commission Public Safety Testing Unit will administer the entry-level firefighter

examination in 2011; and,

WHEREAS, the Civil Service Commission Public Safety Testing Unit is in need of a Ceiling Breach and Pull Machine to test firefighter candidates on the critical task of breaching and pulling down a ceiling to check for fire extension; and,

WHEREAS, C.P.A.T. Distribution is the sole distributor of the Ceiling Breach and Pull Machine; and

WHEREAS, an emergency exists in the operation of the Civil Service Commission in that it is immediately necessary to purchase a Ceiling Breach and Pull Machine from C.P.A.T. Distribution; Now, therefore,

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

SECTION 1. That the Executive Director of the Civil Service Commission is hereby authorized to enter into a contract with C.P.A.T. Distribution for the purchase and delivery a Ceiling Breach and Pull Machine.

SECTION 2. That the expenditure of \$7,198.53, or so much thereof as may be needed, is hereby authorized as follows:

Fund 010
OCA 270165
Object Level 1: 06
Object Level 3: 6651
Amount: \$7,198.53

SECTION 3. That this purchase is in accordance with the provisions of the Columbus City Code, Section 329.07(e), "Sole Source Procurement."

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: 1710-2010

Drafting Date: 11/16/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

This ordinance is to authorize the Executive Director of the Civil Service Commission to enter into a contract with Harland Technology/Scantron Corporation for the purchase of standard and custom Scantron forms for use by the Commission's Uniformed and Non-Uniformed Testing Units in administering and grading civil service exams.

The Commission needs to purchase genuine Scantron forms, as they are guaranteed to be readable by the Commission's two existing Scantron scanners. Harland Technology/Scantron Corporation is the sole manufacturer and distributor of Scantron products.

Emergency Designation: Emergency legislation is requested in order for the Commission to have sufficient forms on hand to administer exams in early 2011.

Contract Compliance Number: 952767912, expires 12/12/2010.

FISCAL IMPACT: Funding for this purchase was budgeted in the Civil Service Commission's 2010 General Fund Budget.

Title

To authorize and direct the Executive Director of the Civil Service Commission to enter into a contract with Harland Technology/Scantron Corporation for the purchase of standard and custom Scantron forms in accordance with the sole source procurement provisions of the Columbus City Codes, to authorize the expenditure of \$4,069.90 from the General Fund, and to declare an emergency (\$4,069.90).

Body

WHEREAS, the Civil Service Commission administers civil service examinations using scan-able answer sheets; and,

WHEREAS, the Civil Service Commission is in need of standard and custom Scantron forms; and,

WHEREAS, Harland Technology/Scantron Corporation is the sole manufacturer and distributor of genuine Scantron forms; and

WHEREAS, an emergency exists in the operation of the Civil Service Commission in that it is immediately necessary to purchase Scantron forms; Now, therefore,

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

SECTION 1. That the Executive Director of the Civil Service Commission is hereby authorized to enter into contract with Harland Technology/Scantron Corporation for the purchase of standard and custom Scantron forms.

SECTION 2. That the expenditure of \$4,069.90, or so much thereof as may be needed, is hereby authorized as follows:

Fund 010
OCA 270165
Object Level 1: 02
Object Level 3: 2211
Amount: \$2,982.20

Fund 010
OCA 270181
Object Level 1: 02
Object Level 3: 2211
Amount: \$1,087.70

TOTAL REQUEST: \$4,069.90

SECTION 3. That this purchase is in accordance with the provisions of the Columbus City Code, Section 329.07(e), "Sole Source Procurement."

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: 1711-2010

Drafting Date: 11/16/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

Background

The Scioto Mile Park includes a 3200 sq. ft. restaurant located in Bicentennial Park with both indoor and outdoor dining. This restaurant is scheduled for completion and an opening to coincide with the opening of the park in July of 2011. The city along with the Columbus Downtown Development Corporation (CDDC) solicited proposals for the operations of the restaurant. Two proposals were received and reviewed by a committee of Recreation and Parks staff, City Attorneys office, Finance and Management office and CDDC. The committee has recommended KA Restaurant Concepts, LLC be awarded the lease for the operation of the facility. The lease will be for a three (3) year initial term with the option to renew for up to three (3) additional three (3) year terms and the operator will pay a percentage of the gross revenues as rent.

Emergency action is requested so that occupancy can be put under a lease for legal and liability purposes.

TitleTo authorize and direct the Director of Recreation and Parks to enter into a lease agreement with KA Restaurant Concepts, LLC. for the operation of a 3200 sq. ft. upscale restaurant in Bicentennial Park being developed as part of the Scioto Mile Park; and to declare an emergency. (\$0.00)

Body**WHEREAS**, the City of Columbus owns certain real property commonly known as Bicentennial Park, located at 233 Civic Center Drive, Columbus, Ohio 43215; and

WHEREAS, on behalf of the City of Columbus, Ohio, the Director of Recreation and Parks desires to enter into a lease agreement with the Columbus Brewing Company in accordance with Section 329.29.1 of the Columbus City Codes, 1959, for a period of three (3) years; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department, in that is immediately necessary to authorize the Director to enter into a lease agreement with the Columbus Brewing Company so that occupancy can be put under a lease for legal and liability purposes thereby preserving the public health, peace, property, safety, and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Director of Recreation and Parks is hereby authorized to execute those documents approved by the City Attorney Office, necessary to enter into a lease agreement by and between the City of Columbus, Ohio and KA Restaurant Concepts, LLC for lease of a 3200 sq. ft. restaurant located in Bicentennial Park with both indoor and outdoor dining.

Section 2. That this lease agreement complies with Section 329.29.1 of the Columbus City Codes, 1959.

Section 3. That the terms and conditions of the lease shall be approved in form by the City Attorney's office and shall include the following:

- a). That the lease shall be for a period of three (3) years, with renewal terms as approved by the Columbus recreation and Parks Department.
- b). That the Lessee shall pay a percentage of the gross revenues as rent for the purpose of operating the restaurant.
- c). Such other terms and conditions as are required and/or approved by the City Attorney's office.

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

Legislation Number: 1712-2010

Drafting Date: 11/17/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Light Duty Trucks for the City of Columbus. Light Duty Trucks are used in various City agencies.

The term of the proposed option contract would be from the date of execution by the City up to and including September 30, 2011 or manufacturer's build-out date. The Purchasing Office opened formal bids on October 21, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003720). Fifty Five (55) bids were solicited; Nine (9) bids were received. Bid specifications for eleven different types of light duty trucks included options for hybrid, flexible fuel capability, compressed natural gas (CNG) capability, diesel engine, and propane conversion to meet the City's Environmental Code.

The recommendation for award includes two awards which include environmentally preferred options. The awards include flexible fuel capability option (Ford E150, Ford E250, Ford E350, Ford F150, Ford F250, Ford F350, and Ford F450), compressed natural gas capability option (CNG) (Ford E150, Ford E250, Ford E350, Ford F150, Ford F250, Ford F350, Ford F450, and Transit Connect), propane conversion option (Ford E150, Ford E250, Ford E350, and Ford F450), and diesel engine option (Ford F250, Ford F350, and Ford F450).

No responsive bids were received for 1/2 Ton Cargo Van, 3/4 Ton Cargo Van, 1 Ton Cargo Van, Compact 1/2 Pick-up, 1/2 Ton Full Size Pick-up, 3/4 Ton Full Size Pick-up, 1 Ton Full Size Pick-up, 1 Ton Cab & Chassis, Heavy Duty 1 Ton Cab & Chassis, Full Size Passenger Van, and Light Duty Cargo Van that operate on hybrid; no responsive bids were received for 1/2 Ton Full Size Pick-up that operate on hybrid 2 wheel drive or hybrid 4 wheel drive; no responsive bids were received for Compact 1/2 Pick-up, Heavy Duty 1 Ton Cab & Chassis, and Light Duty Cargo Van that operate on flexible fuel capability; no responsive bids were received for Compact 1/2 Pick-up that operate on compressed natural gas capability (CNG); no responsive bids were received for 1/2 Ton Cargo Van, 3/4 Ton Cargo Van, 1 Ton Cargo Van, Compact 1/2 Ton Pick-up, 1/2 Ton Full Size Pick-up, Full Size Passenger Van, and Light Duty Cargo Van that operate on diesel engine; no responsive bids were received for Compact 1/2 Ton Pick-up, 1/2 Ton Full Size Pick-up, 3/4 Ton Full Size Pick-up, 1 Ton Full Size Pick-up, 1 Ton Cab and Chassis, and Light Duty Cargo Van that operate on propane conversion.

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

Item 1:

1/2 Ton Cargo Van/Ford E150 - (Primary with Flexible Fuel Capability and Propane Conversion) Ricart Properties Inc. dba Ricart Ford, Inc. CC# 311282546 (Expires 9-21-12)

1/2 Ton Cargo Van/Ford E150 - (Secondary with Flexible Fuel Capability and Compressed Natural Gas Capability (CNG)) Germain Ford CC# 311742492 (Expires 10-7-12)

Item 2:

3/4 Ton Cargo Van/Ford E250 - Ricart Properties Inc. dba Ricart Ford, Inc. CC#311282546 (Expires 9-21-12)

Item 3:

1 Ton Cargo Van/Ford E350 - Ricart Properties Inc. dba Ricart Ford, Inc. CC#311282546 (Expires 9-21-12)

Item 4:

Compact 1/2 Ton Pick-up/Ford Ranger - Ricart Properties Inc. dba Ricart Ford, Inc. CC#311282546 (Expires 9-21-12)

Item 5:

1/2 Ton Full Size Pick-up/Ford 150 - (Primary with Flexible Fuel Capability) Ricart Properties Inc. dba Ricart Ford, Inc. CC#311282546 (Expires 9-21-12)

1/2 Ton Full Size Pick-up/Ford 150 - (Secondary with Flexible Fuel Capability and Compressed Natural Gas) - Germain Ford CC#311742492 (Expires 10-7-12)

Item 6:

3/4 Ton Full Size Pick-up/Ford F250 - Ricart Properties Inc. dba Ricart Ford, Inc. CC#311282546 (Expires 9-21-12)

Item 7:

1 Ton Full Size Pick-up/Ford F350 - Ricart Properties Inc. dba Ricart Ford, Inc. CC#311282546 (Expires 9-21-12)

Item 8:

1 Ton Cab & Chassis/Ford F350 - Ricart Properties Inc. dba Ricart Ford, Inc. CC#311282546 (Expires 9-21-12)

Item 9:

Heavy Duty 1 Ton Cab & Chassis/Ford F450 - Ricart Properties Inc. dba Ricart Ford, Inc. CC#311282546 (Expires 9-21-12)

Item 10:

Full Size Passenger Van/Ford E150 - Ricart Properties Inc. dba Ricart Ford, Inc. CC#311282546 (Expires 9-21-12)

Item 11:

Light Duty Cargo Van/Ford Transit Connect - Ricart Properties Inc. dba Ricart Ford, Inc. CC#311282546 (Expires 9-21-12)

Total Estimated Annual Expenditure: \$4,000,000.00

These companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund. 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 two (2) contracts for the option to purchase Light Duty Trucks with Ricart Properties Inc. dba Ricart Ford, Inc. and Germain Ford; to authorize the expenditure of two (2) dollars to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$2.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on October 21, 2010 seeking environmental options 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) purchasing environmentally preferred materials, supplies and equipment; and 4) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, these Light Duty Trucks will replace older, high maintenance units used in the daily operations of City Agencies, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department in that it is immediately necessary to enter into contracts for an option to purchase Light Duty Trucks, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contracts for an option to purchase Light Duty Trucks in accordance with SA003720 thru September 30, 2011 as follows:

Ricart Properties Inc. dba Ricart Ford, Inc., Item 1 (Primary with Flexible Fuel Capability and Propane Conversion), Items 2, 3, 4, Item 5 (Primary with Flexible Fuel Capability), Items 6, 7, 8, 9, 10, and 11: Amount: \$1.00
Germain Ford, Item 1 (Secondary with Flexible Fuel Capability and Compressed Natural Gas Capability), Item 5 (Secondary with Flexible Fuel Capability and Compressed Natural Gas Capability): Amount: \$1.00

SECTION 2. That the expenditure of \$2.00 is hereby authorized from the Mail, Print Services, and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2140, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 1715-2010

Drafting Date: 11/17/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance repeals Ordinance No. 1241-2010 and authorizes the Director of Finance and Management to execute those documents necessary to enter into a contract for the sale of that City-owned property commonly known as 2682 Cleveland Avenue, Columbus, Ohio 43211 to Hope Christian Ministries, 4523 Berthstone Drive, Columbus, Ohio 43231 for a purchase price of \$72,500.00 and to execute a quitclaim deed and any ancillary documents necessary to grant fee simple title to said property.

Ordinance No.1241-2010, passed October 6, 2010, authorized the Director of Finance and Management to execute those documents necessary to enter into a contract for the sale of 2682 Cleveland Avenue, Columbus, Ohio 43211 to the Jeffrey Dean Foundation. The Jeffrey Dean Foundation failed to perform per the terms and conditions of its Real Estate Purchase Contract with the City. Accordingly, that contract is no longer valid thus necessitating the repeal of the earlier ordinance authorizing that sale and now authorizing the Finance and Management Director to enter into a contract for the sale of the same property to Hope Christian Ministries, 4523 Berthstone Drive, Columbus, Ohio 43231.

Fiscal Impact: Proceeds from this transaction shall be deposited in Fund 748, the General Permanent Improvement Fund.

Emergency Justification: Emergency action is requested to enable the City to immediately enter into contract and schedule a closing date, prior to year-end 2010, in order to allow the City to eliminate the cost associated with maintenance of this property and receive income of \$72,500.00 from the proceeds of the sale.

To authorize the Director of Finance and Management to execute those documents necessary to enter into contract for the sale of City-owned surplus property known as 2682 Cleveland Avenue, Columbus, Ohio 43211 to Hope Christian Ministries and to execute those documents necessary to grant fee simple title; to repeal Ordinance 1241-2010; and to declare an emergency.

Body

WHEREAS, pursuant to Ordinance No.1241-2010, the Director of Finance and Management entered into contract with the Jeffrey Dean Foundation for the sale of surplus City owned property known as 2682 Cleveland Ave, Columbus, Ohio 43211; and

WHEREAS, the Jeffrey Dean Foundation was unable to perform per the terms and conditions of the contract; and

WHEREAS, the City has received a purchase offer for said property from Hope Christian Ministries in the amount of \$72,500.00 and with other terms acceptable to the City; and

WHEREAS, the Director of Finance and Management deems that it is in the best interest of the City to enter into a sales contract with Hope Christian Ministries for consideration in the amount of \$72,500.00; and

WHEREAS, an emergency exists in the usual daily operations of the City, in that it is necessary to immediately authorize the Director of Finance and Management to execute those documents necessary to enter into a contract with Hope Christian Ministries for the sale of property located at 2682 Cleveland Avenue, and to execute a quitclaim deed and any ancillary documents necessary to grant fee simple title to the same real property 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 Finance and Management be and is hereby authorized to execute those documents on behalf of the City of Columbus, as approved by the Department of Law, Division of Real Estate, necessary to enter into contract with Hope Christian Ministries for the sale of City-owned property commonly known as 2682 Cleveland Avenue, Columbus, Ohio 43211, and to execute a quitclaim deed and any ancillary documents necessary to grant fee simple title to said property.

Section 2. That sale proceeds received by the City shall be deposited in Fund 748, the General Permanent Improvement Fund.

Section 3. That Ordinance No.1241-2010, passed October 6, 2010, is hereby repealed.

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

Legislation Number: 1718-2010

Drafting Date: 11/17/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to purchase Automobiles for the City of Columbus. Automobiles are used in various City agencies.

The term of the proposed option contract would be from the date of execution by the City up to and including September 30, 2011 or manufacturer's build-out date. The Purchasing Office opened formal bids on October 21, 2010.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA003722). Fifty Seven (57) bids were solicited; Eight (8) bids were received. Bid specifications for four different types of automobiles included options for propane conversion, hybrid, plug in hybrid, electric vehicle, flexible fuel capability, and compressed natural gas (CNG) to meet the City's Environmental Code.

The recommendation includes four awards which include environmentally preferred options. The four awards include a compressed natural gas (CNG) vehicle option (Ford Focus and Ford Fusion); hybrid vehicle option (Ford Fusion), and flexible fuel capability option (Ford Fusion, Dodge Caravan, and Chevrolet Impala).

No responsive bids were received for compact automobiles, mini passenger van, or full size front wheel drive that operate on hybrid; no responsive bids were received for compact automobiles that operate on flexible fuel capability; no responsive bids were received for mini passenger van or full size front wheel drive automobile that operate on compressed natural gas capability, and no responsive bids were received for the propane conversion, plug in hybrid, or electric vehicle option for any vehicle type.

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

Item 1:

Compact Auto 4 Door/Ford Focus - (Primary) Ricart Properties Inc. dba Ricart Ford, Inc. CC#311282546 (Expires 9-21-12)

Compact Auto 4 Door/Ford Focus - (Secondary with compressed natural gas option (CNG)) Germain Ford CC#311742492 (Expires 10-7-12)

Item 2:

Mid-Size Auto 4 Door/Ford Fusion - Germain Ford CC#311742492 (Expires 10-7-12)

Item 3:

Mini Passenger Van/Dodge Caravan - Golling's Arena Dodge, Inc. CC#161618188 (Expires 11-2-11)

Item 4:

Full Size Front Wheel Drive Auto 4 Door/Chevrolet Impala - Byers Chevrolet CC#314139860 (Expires 3-29-12)

Total Estimated Annual Expenditure: \$4,000,000.00

These companies are not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings For Recovery Database.

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the Mail, Print Services and UTC Fund. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

TitleTo authorize and direct the Finance and Management Director to enter into four (4) contracts for the option to purchase Automobiles with Ricart Properties Inc. dba Ricart Ford, Inc., Germain Ford, Golling's Arena Dodge Inc., and Byers Chevrolet; to authorize the expenditure of four (4) dollars to establish the contracts from the Mail, Print Services and UTC Fund; and to declare an emergency. (\$4.00)

Body

WHEREAS, the Purchasing Office advertised and solicited formal bids on October 21, 2010 seeking environmental options 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) purchasing environmentally preferred materials, supplies and equipment; and 4) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, these automobiles will replace older, high maintenance units used in the daily operations of City Agencies, this is being submitted for consideration as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department in that it is immediately necessary to enter into contracts for an option to purchase Automobiles, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to enter into the following contracts for an option to purchase Automobiles in accordance with SA003722 thru September 30, 2011 as follows:

Ricart Properties Inc. dba Ricart Ford, Inc., Item 1 (Primary): Amount: \$1.00
Germain Ford - Item 1 (Secondary) and Item 2: Amount: \$1.00
Gollings Arena Dodge, Inc., Item 3: Amount: \$1.00
Byers Chevrolet, Item 4: Amount: \$1.00

SECTION 2. That the expenditure of \$4.00 is hereby authorized from the Mail, Print Services, and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2140, OCA: 451130, to pay the cost thereof.

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

Legislation Number: 1719-2010

Drafting Date: 11/17/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Division of Police, Department of Public Safety, needs to purchase and install surveillance equipment and necessary mounting modifications to refit the existing operational compartment configuration in the current surveillance van. This van when completely retrofitted will be used by the Narcotics Bureau personnel to complete their missions.

Bid Information: A formal bid was advertised through the Purchasing office (Solicitation No. SA003711) and bids were received on October 14, 2010 for the purchase and installation of surveillance equipment to retrofit the Division's current surveillance van. Bids were received from the following vendors:

Law Enforcement Associates (Majority)	\$32,810.00
Sirchie Acquisitions Company LLC	\$47,660.00
Specialty Vehicle Solutions, LLC(Majority)	\$46,820.00

The Division of Police recommends acceptance of the bid submitted by Law Enforcement Associates as being the lowest and best bid that met all the specifications.

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.

Emergency Designation: Emergency legislation is requested to expedite the process of the award so the surveillance van can be put into service as soon as possible.

Contract Compliance Number: Law Enforcement Associates - 222003794, expires 10/5/2012,

FISCAL IMPACT: This ordinance authorizes an expenditure of \$32,810.00 from the Mandatory Drug Fines fund to retrofit a surveillance van for the Division of Police. Because this purchase is funded with Mandatory Drug Fines, there is no financial impact on the General Fund budget.

Title

To authorize and direct the Finance and Management Director to enter into a contract with Law Enforcement Associates on behalf of the Division of Police to purchase surveillance equipment and to retrofit the current surveillance van; to authorize the expenditure of \$32,810.00 from the Mandatory Drug Fines Fund; and to declare an emergency. (\$32,810.00)

Body

WHEREAS, the Division of Police needs to purchase and install surveillance equipment to retrofit the Division's current surveillance van, and

WHEREAS, this van when completely retrofitted will be used by the Police Narcotics Bureau personnel to complete their missions, and

WHEREAS, a formal bid, Solicitation SA003711 Surveillance Van Retrofit was received by the Purchasing Office on October 14, 2010; and

WHEREAS, Law Enforcement Associates was the lowest, most responsive, responsible and best bidder meeting all specifications; 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 purchase this surveillance van retrofit thereby preserving the public peace, property, health, safety and welfare; now, therefore

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

SECTION 1. That the Director of Finance and Management be and is hereby authorized and directed to enter into a contract with Law Enforcement Associates for the purchase of a surveillance van retrofit for the Division of Police, Department of Public Safety.

SECTION 2. That the expenditure of \$32,810.00, or so much thereof as may be needed, be and the same is hereby authorized as follows:

DEPT: 30-03 | FUND: 219 | OBJ LEV1: 06 | OBJ LEV 3: 6643 | OCA: 300459 | SUBFUND: 020

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: 1721-2010

Drafting Date: 11/17/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: To modify and extend the existing city-wide contract for the option to purchase Recycled / OEM Laser Printer Toner and Toner Maintenance to and including March 31, 2011. This extension will enable all City agencies to continue the purchase of these items and services while a new bid is being evaluated and awarded. The Purchasing Office originally opened formal bids on November 17, 2005. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA0001816).

FL002968 with US Laser Inc. was established in accordance with bids received. 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 # 311357570 (expires 5/6/2012)

1) Amount of additional funds: The estimated expenditure City wide for the three month period agency is \$100,000.00.

This City agency must obtain approval to expend from their own budgeted funds for their estimated expenditures.

2) Reason additional needs were not foreseen: New specifications were developed to replace this contract. However additional time is required to open new bids and complete the evaluation process, therefore an extension through March 31, 2011 is requested. This additional extension request requires that competitive bidding requirements of Chapter 329 be waived since an extension beyond 12/31/2010 is not provided for in the original contract.

3) Reason other procurement processes not used: Purchasing intends to competitively bid this product, but needs more time to do so.

4) How cost was determined: The cost, terms and conditions are in accordance with the original agreement

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

To maintain uninterrupted ability to purchase Recycled / OEM Laser Printer Toner and Toner Maintenance using the Universal Term Contract, this ordinance is be submitted as an emergency.

TitleTo authorize and direct the Finance and Management Director to modify and extend the UTC contract for the option to purchase Recycled / OEM Laser Printer Toner and Toner Maintenance with US Laser Inc.; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency.

BodyWHEREAS, the Purchasing Office advertised and solicited formal bids for the purchase of Recycled / OEM Laser Printer Toner and Toner Maintenance, and selected the lowest bid; and

WHEREAS, the current supplier has agreed to extend FL002968 at current prices and conditions to and including March 31, 2011, and it is in the best interest of the City to exercise this option to allow the Department of Technology to develop new specifications and the Purchasing Office additional time to open new bids and evaluate the bid results; and

WHEREAS, in order to avoid a lapse in our ability to purchase Recycled / OEM Laser Printer Toner and Toner Maintenance for all City agencies, this is being submitted for approval as an emergency measure; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL002968 for an option to purchase Recycled / OEM Laser Printer Toner and Toner Maintenance thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

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

SECTION 1. That the Finance and Management Director be and is hereby authorized and directed to modify and extend FL002968 with US Laser Inc. to and including March 31, 2011.

SECTION 2. That in accordance with Section 329.27 of the Columbus City Code, this Council finds the best interest of the City is served by waiving, and does hereby waive Sections 329.06 (Formal Competitive Bidding) of the Columbus City Code.

SECTION 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: 1723-2010

Drafting Date: 11/18/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded a grant from the Ohio Department of Health. This ordinance is needed to accept and appropriate \$36,000.00 in grant money to fund the Occupant Protection grant program for the period October 1, 2010 through September 30, 2011.

The Occupant Protection program provides low-income families with access to child safety seats and training in the 13 counties in region 5.

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

FISCAL IMPACT: The Occupant Protection Program is entirely funded by the Ohio Department of Health and does not generate revenue or require a City match.

Title

To authorize and direct the Columbus Health Department to accept a grant from the Ohio Department of Health in the amount of \$36,000.00; to authorize the appropriation of \$36,000.00 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$36,000.00)

Body

WHEREAS, \$36,000.00 in grant funds have been made available through the Ohio Department of Health for the Occupant Protection grant program for the period October 1, 2010 through September 30, 2011; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the Occupant Protection grant program; and,

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

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to accept these grant funds from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, property, safety and welfare, and to avoid delay in client services; Now, therefore,

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

SECTION 1. That the Columbus Health Department is hereby authorized and directed to accept a grant award of \$36,000.00 from the Ohio Department of Health for the Occupant Protection grant program for the period October 1, 2010 through September 30, 2011.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending September 30, 2011, the sum of \$36,000.00 is hereby appropriated to the Health Department, Division No. 50, as follows:

OCA: 501064; Grant No.: 501064; OL1:01; Amount: \$35,850.00

OCA: 501064; Grant No.: 501064; OL1:03; Amount: \$ 150.00

Total for Grant No. Auditor's Office to Provide: \$36,000.00

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

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

Legislation Number: 1724-2010

Drafting Date: 11/18/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

Background: The City of Columbus ("City"), is the fee owner of certain real property, which is leased to the Franklin County Convention Facilities Authority ("County"), commonly known as the Franklin County Convention Center ("Center"). The City and County jointly desire to grant the Columbus Southern Power Company, an Ohio corporation, an easement for the purpose of installing underground electric wires and appurtenances. After investigation, the Department of Finance and Management on behalf of the City has determined that it is in the best interests of the City to grant these requested easements at no charge. This legislation authorizes the Director of the Department of Finance and Management to execute a Quitclaim Deed of Easement necessary to grant the subject easement.

Fiscal Impact: N/A

Emergency Justification: Emergency action is requested as not to delay the benefit to the City and County, which will result from the proposed electric services to be provided in connection to the Franklin County Convention Center.

Title

To authorize the Director of the Department of Finance and Management to execute a Quitclaim Deed of Easement and any ancillary documents along with the Franklin County Convention Facilities Authority to jointly grant certain easements to the Columbus Southern Power Company; and to declare an emergency.

Body

WHEREAS, the City of Columbus ("City") and the Franklin County Convention Facilities Authority ("County") jointly desire to grant the Columbus Southern Power Company, an Ohio corporation, certain easements for the purpose of installing underground electric wires and appurtenances in order to supply electric services; and

WHEREAS, the easements will allow the Columbus Southern Power Company to provide electricity to improvements made in connection to the Center; and

WHEREAS, after investigation, the Department of Finance and Management has determined that it is in the best interests of the City to grant these requested easements grant at no charge; and

WHEREAS, an emergency exists in the usual daily operation of the City in that it is immediately necessary to authorize the Department of Finance and Management to immediately execute those instruments, prepared and approved by the Real Estate Division, Department of Law, necessary to grant certain easements to the Columbus Southern Power Company in order to provide electricity in connection to the Franklin County Convention Center, so as not to delay the resulting benefit to the City, thereby preserving the public health, peace, property, safety, and welfare; now, therefore:

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

Section 1. That the Director of the Department of Finance and Management be and hereby is authorized to execute a Quitclaim Deed of Easement and any ancillary documents, as prepared and approved by the Real Estate Division, Department of Law, necessary to grant certain electrical easements for the following described real property:

(See legal description attached hereto as Exhibit "A" and made a part hereof)

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 its passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1725-2010

Drafting Date: 11/18/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into a contract with Resource International, Inc. for the design of the Pedestrian Safety Improvements - Franklinton Community Mobility Plan (FCMP) in the amount of \$300,000.00.

Work will include detailed design of several features throughout the Franklinton area that were recommendations of the Franklinton Community Mobility Plan (FCMP) completed in 2009 and prioritized with community input.

Potential improvements to improve mobility in the neighborhood from the FCMP to be designed include curb extensions for crosswalk safety, medians, sidewalk, a truck access plan, along with preliminary engineering corridor alternative traffic analyses for Broad Street and Mound Street, a parking study for Broad Street.

Other work includes conducting the necessary traffic engineering analysis to refine FCMP recommendations into practical "complete street" solutions.

Pedestrian generators and destinations impacting the proposed project include Dana Elementary, Avondale Elementary and Starling Middle Schools, the Gladden Community House and Columbus Public Library Franklinton Branch. This is a residential area that connects to key downtown areas, COSI and various businesses and organizations on W Broad Street.

The Department of Public Service - Office of Support Services solicited Requests for Proposals for the Pedestrian Safety Improvements - Franklinton Community Mobility Plan project.

The project was formally advertised on the Vendor Services web site from July 27, 2010, to August 24, 2010. The city received two (2) responses. The responding firms were:

Company Name _____ **City/State** _____ **Majority/MBE/FBE/ASN/PHC** _____

Resource International, Inc.	Columbus, OH	FBE
TranSystems Corporation	Columbus, OH	PHC

Resource International, Inc. received the highest score by the evaluation committee and will be awarded the Pedestrian Safety Improvements - Franklinton Community Mobility Plan Contract in the amount of \$300,000.00.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Resource International, Inc.

2. CONTRACT COMPLIANCE:

Resource International, Inc. contract compliance number is 310669793 and expires 6/3/12.

3. FISCAL IMPACT

The sum of \$300,000.00 is budgeted and available within the Division of Planning and Operation's 2010 Capital Improvements Budget in the Build America Bonds Fund for this work.

4. EMERGENCY DESIGNATION:

Emergency legislation is requested in order to allow Resource International, Inc. to commence detail design at the earliest possible time.

TitleTo authorize the Director of Public Service to enter into a contract with Resource International, Inc. for professional services associated with the detailed design of the Pedestrian Safety Improvements - Franklinton Community Mobility Plan for the Division of Mobility Options; to authorize the expenditure of \$300,000.00 or so much thereof as may be needed from the Build America Bonds Fund; and to declare an emergency. (\$300,000.00)

Body**WHEREAS**, the City of Columbus Division of Mobility Options has developed the Franklinton Community Mobility Plan to enhance pedestrian safety and neighborhood livability in this area; and

WHEREAS, the Director of Public Service has identified the need to enter into a professional service engineering contract for the preparation of design plans for the Pedestrian Safety Improvements - Franklinton Community Mobility Plan design project; and

WHEREAS, The Department of Public Service, Office of Support Services solicited a request for proposal for this project; and

WHEREAS, Resource International, Inc. received the highest score by the evaluation committee and will be awarded the Pedestrian Safety Improvements - Franklinton Community Mobility Plan Contract; and

WHEREAS, a satisfactory proposal has been submitted by Resource International, Inc; and

WHEREAS, an emergency exists in the daily operation of the Department of Public Service, Division of Mobility Options, in that it is immediately necessary to authorize this design contract and its resulting expenditure in order to commence design at the earliest possible time, 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 Public Service be and hereby is authorized to enter into a contract with Resource International, Inc., 6350 Presidential Gateway, Columbus, Ohio 43231 in an amount not to exceed \$300,000.00 for professional services associated with the detailed design of the Pedestrian Safety Improvements - Franklinton Community Mobility Plan for the Division of Mobility Options.

SECTION 2. That the expenditure of \$300,000.00 or so much thereof as may be needed, be and hereby is authorized from Fund 746, the Build America Bonds Fund, Department No. 59-10, Division of Mobility Options, Object Level One Code 06, Object Level Three Code 6682, OCA Code 761015 and Project 590105-100015 for this purpose.

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

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

Legislation Number: 1726-2010

Drafting Date: 11/18/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance appropriates \$2,500.00 from the Emergency Human Services Capital Fund to the Department of Development and authorizes the expenditure of these funds by directing the Director of the Department of Development to provide \$2,500.00 in grant assistance to Community Kitchen, Inc., for the repair of the freezer/walk-in cooler.

This legislation represents an agency to be funded following the Emergency Human Service Application process. The legislation targets a social service agency, with Capital expense needs, that will provide help to families and households with material assistance and improved access to programs and services by assisting with the capital needs of an 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.

This ordinance is presented as an emergency to allow repairs to be made immediately thereby avoiding interruptions in program services.

FISCAL IMPACT: A total of \$2,500.00 has been allocated for this grant from the Emergency Human Service Capital Fund.

Title

To authorize the appropriation of \$2,500.00 from the unappropriated balance of the Emergency Human Services Capital Fund to the Department of Development; to approve the grant application of Community Kitchen, Inc. in seeking assistance for capital costs associated with the maintenance of its facility pursuant to Section 371.02 (c) of the Columbus City Codes, 1959; to authorize the Director of the Department of Development to provide grant assistance to Community Kitchen, Inc. for emergency capital costs associated with the repair and upgrade of their equipment; to authorize the expenditure of \$2,500.00 from the Emergency Human Service Capital Fund; and to declare an emergency. (\$2,500.00)

Body

WHEREAS, Community Kitchen, Inc. has submitted a grant application seeking financial assistance for capital costs associated with the maintenance of its facility; and

WHEREAS, pursuant to Section 371.02(c) of the Columbus City Codes, 1959, City Council is authorized to allocate funds annually to assist social service agencies in the city with the capital costs of maintaining their facilities; and

WHEREAS, City Council has reviewed the grant application of Community Kitchen, Inc. and hereby declares that Community Kitchen, Inc. has articulated a need for emergency human service capital funds that is sufficient to justify approval of said grant; and

WHEREAS, the Director of the Department of Development desires to appropriate \$2,500.00 from the Emergency Human Services Capital Fund to enter into a grant with Community Kitchen, Inc. for equipment repair efforts; and

WHEREAS, the program operated by this agency includes persons in need of food assistance; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to appropriate said funds and to enter into a grant with Community Kitchen, Inc. to allow repairs to be made immediately thereby avoiding interruptions in 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 Kitchen, Inc., 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 from the unappropriated monies in the Emergency Human Services Capital Fund, and from any and all sources unappropriated for any other purpose during the fiscal year ending December 31, 2010, the sum of \$2,500.00 be and is hereby appropriated to the Department of Development, Department No. 44-01, Fund 232, Project 200001-100000, Object Level One 03, Object Level Three 3337, OCA Code 499044.
- Section 3.** That the Director of the Department of Development be and is hereby authorized to enter into a grant with Community Kitchen, Inc., for freezer/walk-in cooler equipment repair efforts for a one-year period.
- Section 4.** That the expenditure authorized herein is in accordance with Section 371.02 (c) of the Columbus City Codes, 1959.
- Section 5.** That for the purpose as stated in Section 1, the expenditure of \$2,500.00 or as much thereof as may be necessary, be and is hereby authorized to be expended from the Emergency Human Services Capital Fund, Department of Development, Department No. 44-01, Fund 232, Project 200001-100000, Object Level One 03, Object Level Three 3337, OCA Code 499044.
- 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: 1729-2010

Drafting Date: 11/18/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: For the option to establish a UTC contract to purchase Replacement Radio Batteries for the Division of Support Services, the largest user to and including September 30, 2013. These Replacement Radio Batteries will be utilized by all City agencies for replacement and new 800MHz, UHF and VHF radio battery purchases. Motorola Inc., is the lowest responsive, responsible bidder meeting the quality standard specified within the bid specifications of formal bid SA003680. Five (5) bidders submitted bids that were lower in price but did not meet the quality standard specified. The term of the proposed option contract would be three (3) years, expiring September 30, 2013, with the option to renew for

one (1) additional year.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation SA003680) Eight-nine (89) (MBE:1, FBE:0) bids were solicited; A total of nine (9) bid proposals (MBE:0, FBE:0) were received.

Talley Inc., Battery Zone Inc., Sutton Battery, Power Products Unlimited, and Holzberg Communications each submitted alternate brands of batteries. The City obtained testing data for each of these brands including drop test, vibration test, and electrostatic discharge test. Each of these bids were rejected as none of the results met the quality standard established by the testing of the Motorola brand battery. Two other bidders, Utility Communications, ComProducts and Kevin Lehr Associates were rejected for submitting incomplete bids. Motorola Inc., was rejected for submitting additional terms and conditions conflicting with the specifications.

Upon consultation with the Public Safety Director, a waiver is requested to award all items to Motorola Inc. providing the City with the required product quality and accepting a proposal with the cost being 25% lower than other bidders of equal quality. The Purchasing Office has negotiated terms and conditions with Motorola Inc., and completed a contract proposal document:

Motorola Inc., CC#361115800 (Expires 04/08/2012)

Total Estimated Annual Expenditure: \$100,000.00

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

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

FISCAL IMPACT: Funding to establish this option contract is budgeted in the 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.

TitleTo authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Replacement Radio Batteries with Motorola Inc., to waive the competitive bidding provisions of the Columbus City Codes; 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)

BodyWHEREAS, the Purchasing Office and the Department of Public Safety has determined the necessity of waiving the requirements of 329.06; and

WHEREAS, it is in the best interest of the City of Columbus to waive the competitive bidding requirements for the purchase of Replacement Radio Batteries; 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 Replacement Radio Batteries will be used to provide replacement radio batteries to maintain operation of existing radios throughout the City, this is being submitted for consideration as an emergency measure; and WHEREAS, an emergency exists in the usual daily operation of the multiple City departments in that it is immediately necessary to enter into a contract for an option to purchase Replacement Radio Batteries , thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

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

SECTION 1. That the Finance & Management Director be and is hereby authorized and directed to enter into a contract for an option to purchase Replacement Radio Batteries with terms ending September 30, 2013 with the option to extend the contract for one (1) additional one-year period, subject to mutual agreement, as follows:

Motorola Inc., All items, Amount: \$1.00

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

SECTION 3. That in accordance with the Columbus City Codes, City Council has determined it is in the best interest of the City of Columbus that the bidding requirements be and hereby are waived for the action authorized in SECTION 1.

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.

Drafting Date: 11/19/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to modify and increase a contract on behalf of the Office of Construction Management with Harris Design Services (Certified MBE), in the amount of \$926,000.00 for professional services (design and construction administration) for the renovation of 120 West Gay Street, the former Police Headquarters building.

This design modification is necessary to incorporate energy efficient HVAC with City Hall, 90 West Broad Street, security technology changes, zoning & code changes, and Downtown Area Commission requirements. Ordinance 2213-2006, passed on December 13, 2006 authorized the master plan and design plans for the renovation of the former Police Headquarters building located at 120 West Gay Street. Ordinance 1182-2008, passed July 14, 2008 authorized expedited additional Architectural and Engineering services to address/correct and incorporate unforeseen scope changes related to 120 West Gay and 90 West Broad Street underground utilities renovation.

Upon completion of the renovations of 120 West Gay Street, the Department of Human Resources, Income Tax Division, Civil Service Commission, Safety Director's Office, Purchasing Office, and the City Attorney's Office will relocate to the building. The renovation is one part of a larger downtown campus plan that will enable the City to reduce the number of buildings it operates thereby reducing operational costs, while producing a more welcoming and customer friendly environment for city workers and the general public.

Due to the fact that Harris Design Services was awarded the original contract, a modification with Harris Design Services is the logical and most expeditious option for addressing the additional professional services. Involving another architect at this point would likely lead to logistical problems, the possibility of errors, and the need to redesign and reengineer many items already completed. Therefore, it would not be in the best interests of the City to bid the additional architectural and engineering services.

Emergency action is requested so that necessary design services for 120 West Gay are not suspended, thereby leading to the closing of an inefficient building more quickly, which in turn will lead to operational savings as soon as possible.

Harris Design Services, Contract Compliance No. 31-6568390, expiration date June 2, 2012.

Fiscal Impact: The contract was authorized by Ordinance Number 2213-2006, passed on December 13, 2006, in the amount of \$1,800,000.00 and modified by Ordinance 1182-2008, passed on July 14, 2008, in the amount of \$1,500,000.00. This modification is for \$926,000.00, thereby increasing the total contract to \$4,226,000.00.

Title

To authorize the Finance and Management Director to modify and increase a contract on behalf of the Office of Construction Management with Harris Design Services for professional services (design and construction administration) for the renovation of 120 West Gay Street; to amend the 2010 Capital Improvements Budget; to authorize transfers between projects within the Construction Management Capital Improvements Fund, the Gov'l B.A.B.'s (Build America Bonds), and the General Permanent Improvement Fund; to authorize expenditures totaling \$926,000.00 from the Construction Management Capital Improvements Fund, the Gov'l B.A.B.'s (Build America Bonds), and the General Permanent Improvement Fund; and to declare an emergency. (\$926,000.00).

Body

WHEREAS, Ordinance 2213-2006, passed December 13, 2006, authorized the master plan and design plans for the renovation of the former Police Headquarters building located at 120 West Gay Street; and

WHEREAS, Ordinance 1182-2008, passed July 14, 2008 authorized expedited additional Architectural and Engineering services to address/correct and incorporate unforeseen scope changes related to 120 West Gay and 90 West Broad Street underground utilities renovation; and

WHEREAS, it is necessary to amend the 2010 Capital Improvements Budget; and

WHEREAS, it is necessary to transfer funds within the Construction Management Capital Improvement Fund, the Gov'l B.A.B.'s (Build America Bonds), and the General Permanent Improvement Fund; and

WHEREAS, it is necessary to include additional design and construction administration services to the original contract; and

WHEREAS, upon completion of renovations at the former Police Headquarters building located at 120 West Gay Street various City Agencies will relocate to the building; and

WHEREAS, said relocation is one part of a plan that will allow the City to remove one or more buildings from its portfolio and therefore reduce operational and maintenance costs; and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to modify and increase a contract with Harris Design Services, so that necessary design services for 120 West Gay are not suspended, thereby leading to the closing of an inefficient building more quickly, causing operational savings, facilitating and preserving the public health, peace, property, safety, and welfare; now, therefore:

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

SECTION 1. That the Finance and Management Director is hereby authorized to modify and increase a contract on the behalf of the Office of Construction Management with Harris Design Services for the renovation of 120 West Gay Street.

SECTION 2. That the 2010 Capital Improvements Budget is hereby amended as follows to account for encumbrance cancellations, rental receipts and interest earnings:

Project No. | Project Name | Fund 746 | Current Authority | Revised Authority | Difference
 Facility Renovation 570030-100120 (Unvoted Carryover) \$248,693 | \$250,983 | \$2,290

Project No. | Project Name | Fund 746 | Current Authority | Revised Authority | Difference
 Unallocated Balance 746999-100000 (Unvoted Carryover) \$64,211 | \$300,729 | \$236,518

Project No. | Project Name | Fund 748 | Current Authority | Revised Authority | Difference
 1393 E. Broad Street 590701-100000 (General Permanent Improvement Fund) \$160,953 | \$190,201 | \$29,248

SECTION 3. That the 2010 Capital Improvements Budget is hereby amended as follows to facilitate the expenditures authorized below:

Fund 733

<u>Project No.</u>	<u>Project Name</u>	<u>Current Authority</u>	<u>Revised Authority</u>	<u>Difference</u>
Facility Renovation 570030-100000	(Unvoted Carryover)	\$7,733	\$0	(\$7,733)
City Hall Garage 570031-100125	(Councilmanic)	\$5,000	\$0	(\$5,000)
Old Police Headquarters 570056-100000	(Unvoted Carry over)	\$0	\$12,733	\$12,733

Fund 746

<u>Project No.</u>	<u>Project Name</u>	<u>Current Authority</u>	<u>Revised Authority</u>	<u>Difference</u>
Old Police Headquarters 570056-100000	(Councilmanic)	\$0	\$344,542	\$344,542
City Hall South Elevator 570031-100124	(Councilmanic)	\$1,396	\$0	(\$1,396)
City Hall Ceiling Renovations 570031-100128	(Councilmanic)	\$26,600	\$0	(\$26,600)
4256 Morse Road Ventilation 570030-100085	(Councilmanic)	\$50,000	\$42,101	(\$7,899)
Facility Renovation - Various 570030-100120	(Councilmanic)	\$508,647	\$200,000	(\$308,647)
Facility Renovation - Various 570030-100120	(Unvoted Carryover)	\$250,983	\$101,900	(\$149,083)
Unallocated Fund 746999-100000	(Unvoted Carryover)	\$300,729	\$49,184	(\$251,545)
Old Police Headquarters 570056-100000	(Unvoted Carryover)	\$0	\$402,726	\$402,726

Impound Lot 570034-100001 (Unvoted Carryover) \$2,098|\$0| (\$2,098)

Fund 748

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

Old Police Headquarters 570056-100000 (Carryover)	\$0 \$166,000 \$166,000
1393 E. Broad Street Lease 590701-100000 (Carryover)	\$190,201 \$24,201 (\$166,000)

SECTION 4. That the City Auditor is hereby authorized and directed to transfer funding within the Construction Management Capital Improvement Fund as follows:

FROM:

Dept/Div: 45-27| Fund: 733| Project Number 570030-100000|Project Name -Facility Renovation |OCA Code: 733000| Amount: \$7,733.03

Dept/Div: 45-27| Fund: 733| Project Number 570031-100125|Project Name - City Hall Garage |OCA Code: 731125| Amount: \$5,000.00

TO:

Dept/Div: 45-27| Fund: 733| Project Number 570056-100000|Project Name - Old Police Headquarters |OCA Code: 733000| Amount: \$12,733.03

SECTION 5. That the sum of \$251,545.00 is hereby appropriated from the unappropriated balance of the Build America Bonds Fund No. 746, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purchase during the fiscal year ending December 31, 2010, to the Finance and Management Department, Dept./Div. No. 45-27, Object Level One 06, Project 746999-100000, OCA 746999, Object Level Three 6681

SECTION 6. That the City Auditor is hereby authorized and directed to transfer funding within the Gov'l B.A.B's (Build America Bonds) as follows:

FROM:

Dept/Div: 45-27| Fund: 746| Project Number 570031-100124|Project Name - City Hall South Elevator |OCA Code: 763124| Amount: \$1,396.00

Dept/Div: 45-27| Fund: 746| Project Number 570034-100001|Project Name - Impound Lot |OCA Code: 733034| Amount: \$2,098.00

Dept/Div: 45-27| Fund: 746| Project Number 570031-100128|Project Name - City Hall Ceiling Renovations |OCA Code: 763128| Amount: \$26,600.00

Dept/Div: 45-27| Fund: 746| Project Number 570030-100085|Project Name - 4256 Morse Road Ventilation Fans |OCA Code: 763085| Amount: \$7,899.00

Dept/Div: 45-27| Fund: 746| Project Number 746999-100000|Project Name - Unallocated Fd. 746|OCA Code: 746999| Amount: \$251,545.00

Dept/Div: 45-27| Fund: 746| Project Number 570030-100120 |Project Name - Facility Renovation - Various|OCA Code: 733030| Amount: \$457,729.00

TO:

Dept/Div: 45-27| Fund: 746| Project Number 570056-100000|Project Name - Old Police Headquarters |OCA Code: 765610| Amount: \$747,267.00

SECTION 7. That the sum of \$165,999.97 is hereby appropriated from the unappropriated balance of the General Permanent Improvement Fund No. 748, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purchase during the fiscal year ending December 31, 2010, to the Finance and Management Department, Dept./Div. No. 45-27, Object Level One 06, Project 590701-100000, OCA 450023, Object Level Three 6681

SECTION 8. That the City Auditor is hereby authorized and directed to transfer funding within the General Permanent Improvement Fund as follows:

FROM:

Dept/Div: 45-27| Fund: 748| Project Number 590701-100000|Project Name - 1393 E. Broad Street Lease|OCA Code: 450023| Amount: \$165,999.97

TO:

Dept/Div: 45-27 | Fund: 748 | Project Number 570056-100000 | Project Name - Old Police Headquarters | OCA Code: 785610 | Amount: \$165,999.97

SECTION 9. That the expenditure of \$926,000.00, 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: 45-27
Fund: 733
Project: 570056-100000
OCA Code: 733000
Object Level 1: 06
Object Level 3: 6681
Amount: \$12,733.03

Division: 45-27
Fund: 746
Project: 570056-100000
OCA Code: 765610
Object Level 1: 06
Object Level 3: 6681
Amount: \$747,267.00

Division: 45-27
Fund: 748
Project: 570056-100000
OCA Code: 785610
Object Level 1: 06
Object Level 3: 6681
Amount: \$165,999.97

SECTION 10. 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 11. 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: 1734-2010

Drafting Date: 11/19/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded a grant from the Ohio Childcare Resource and Referral Association. This ordinance is needed to accept and appropriate \$15,000.00 in grant money to fund this program for the period October 1, 2010 through June 30, 2011.

The nutrition education and curriculum design services project will fund a registered dietitian to plan, implement and provide technical assistance to Healthy Child Care Ohio registered nurses and education specialists.

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

FISCAL IMPACT: The program is funded by the Ohio Childcare Resource and Referral Association and does not generate revenue or require a city match.

Title

To authorize and direct the Columbus Health Department to accept a grant from the Ohio Childcare Resource and Referral Association in the amount of \$15,000.00, to authorize the appropriation of \$15,000.00 from the Health Department Grants Fund, and to declare an emergency. (\$15,000.00)

Body

WHEREAS, \$15,000.00 in grant funds have been made available through the Ohio Childcare Resource and Referral Association; and,

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

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

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

SECTION 1. That the Columbus Health Department is hereby authorized and directed to accept a grant award of \$15,000.00 from the Ohio Childcare Resource and Referral Association for nutrition education and curriculum design services for the period October 1, 2010 through June 30, 2011.

SECTION 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No. 291, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending June 30, 2011, the sum of \$15,000.00 is hereby appropriated to the Health Department, Division No. 50, as follows:

Ohio Childcare Resource and Referral Association

OCA: 501065 Grant No.: 501065 Obj. Level 01: 01 Amount \$15,000.00

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

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

Drafting Date: 11/19/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This legislation authorizes the Director of Public Safety to modify and increase the contract with Mt. Carmel Occupational Health by \$100,000.00 for testing services as needed for the Division of Police's Health and Physical Fitness Program. Under Article 18 of the collective bargaining agreement between the City and the Fraternal Order of Police, Capital City Lodge #9, each member of the Division of Police's Fraternal Order of Police has an opportunity to participate in the Physical Fitness Testing each year. A member who applies to participate is required to complete an annual physical examination on his or her own time. The contract for the annual physical testing is with Mt Carmel Occupational Health and Physical Testing Services.

The existing contract with Mt. Carmel is in effect until May 31, 2011. This legislation modifies the contract to add more funds to the current contract.

Contract Compliance No.: 31-4379602 (NPO) expires 4/29/2012

Emergency action is requested so that testing may continue, thus ensuring continued compliance with the collective bargaining agreement between the City and the Fraternal Order of Police, Capital City Lodge #9.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$100,000.00 from the General Fund for the Police Division physical fitness testing contract with Mt. Carmel Occupation Health. The Division of Police budgeted \$144,400.00 in the 2010 General Fund operating budget for various medical related services for its employees, including this physical fitness testing contract. A total of \$100,000 has already been encumbered and/or spent this year. Approximately \$70,000.00 was expended in 2008 and \$190,000.00 was spent or encumbered in 2009 for these same services.

The cost of this contract has increased over the past two years because participation in this program was voluntary through December 31, 2007, but is now required for those officers hired on or after January 1, 2008. In addition, higher numbers of employees are voluntarily taking advantage of the program than in past years.

Title

To authorize and direct the Director of Public Safety to modify and increase the contract with Mt. Carmel Occupational Health for physical fitness testing services for the Division of Police, to authorize the expenditure of \$100,000.00 from the General Fund; and to declare an emergency. (\$100,000.00)

Body

WHEREAS, the City is required to provide Health and Physical Fitness Testing Services and related Education and Wellness Programs to the Division of Police pursuant to the collective bargaining contract between the City and the Fraternal Order of Police, Capital City Lodge #9; and

WHEREAS, it is in the City's best interest to procure professional services to assist with the implementation of the Health and Physical Fitness Program for the Division of Police; and

WHEREAS, the current contract with Mt. Carmel Occupational Health needs to be modified in order to increase funding on it; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Police, Public Service Department, in that it is immediately necessary to modify the current contract with Mt. Carmel Occupational Health so that testing may continue in compliance with the collective bargaining agreement between the City and the Fraternal Order of Police, Capital City Lodge #9, 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 Public Safety is hereby authorized and directed to modify and increase the contract between the Division of Police and Mt. Carmel Occupational Health to provide Health and Physical Fitness testing services and related education and wellness programs for the Division of Police.

SECTION 2. That the expenditure of \$100,000.00, or so much thereof as may be necessary, is hereby authorized to be expended as follows:

| Dept. 30-03 | FUND 010 | Object Level (1) 03 | Object Level (3) 3351 | OCA Code 300301 |

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

Legislation Number: 1737-2010

Drafting Date: 11/19/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded additional grant funds from the Ohio Department of Health for the Federal HIV Prevention grant program in the amount of \$1,300.00. These additional funds will allow for the purchase of computer equipment. The purpose of this legislation is to accept and appropriate these additional funds to conduct the Federal HIV Prevention Program for the period of January 1, 2010 through December 31, 2010.

The Federal HIV Prevention program enables the Columbus Health Department to provide culturally and linguistically appropriate HIV counseling and testing/referral; partner counseling; and health education/risk reduction behavior modification programs. Services are provided to residents of Columbus and Franklin County, with special emphasis on men who have sex with men, individuals with high risk sexual contact, youth and injection drug/substance users.

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

FISCAL IMPACT: The Federal HIV Prevention Program is entirely funded by the Ohio Department of Health. This program does not generate revenue or require a City match.

Title

To authorize and direct the Columbus Health Department to accept grant funds from the Ohio Department of Health in the amount of \$1,300.00, to authorize the appropriation of \$1,300.00 from the Health Department Grants Fund, and to declare an emergency. (\$1,300.00)

Body

WHEREAS, \$1,300.00 in additional grant funds have been made available through the Ohio Department of Health for the Federal HIV Prevention grant program for the period of January 1, 2010 through December 31, 2010; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the Federal HIV Prevention Program; and,

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

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

necessary to accept these grant funds from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delay in the provision of service; Now, therefore,

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

SECTION 1. That the Columbus Health Department is hereby authorized and directed to accept additional grant awards totaling \$1,300.00 from the Ohio Department of Health for the Federal HIV Prevention grant program for the period of January 1, 2010 through December 31, 2010.

SECTION 2. That from the unappropriated monies in the fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the twelve months ending December 31, 2010, the sum of \$1,300.00 is hereby appropriated to the Department of Health, Department No. 50-01, as follows:

OCA: 501037; Grant: 501037; Obj Level One: 02 Amount: \$1,300.00

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

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

Legislation Number: 1743-2010

Drafting Date: 11/20/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to issue a purchase order to Arrow Energy to purchase jet fuel for the Police Division's helicopters based on the current universal term contract. Helicopters are used to patrol the airspace above the City of Columbus and will be flying an average of 500 hours per month. The average fuel burn is approximately 25 gallons per hour. Due to higher jet fuel prices, an additional \$30,000.00 worth of jet fuel is needed to permit the helicopters to continue full operations through February 2011.

Bid Information: Based on contract FL004198, in accordance with the response to Solicitation SA003093, an universal term contract was established with Arrow Energy, Inc.

Contract Compliance No.: 38-2872167, expires 12/15/2010

Emergency Designation: Emergency legislation is requested in order to purchase jet fuel to keep the Division's fleet of helicopters flying their normal hours.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$30,000.00 from the General Fund to purchase jet fuel for the Police helicopters. The Police Division budgeted \$248,000.00 in the 2010 General Fund Budget for jet fuel. \$168,000.00 has been expended or encumbered for the purchase of jet fuel in 2010. An additional \$30,000.00 in funding is needed to procure enough fuel through February 2011. Therefore, total jet fuel purchases will be approximately \$198,000.00 in 2010. With 2008 carry over funds, the Police Division encumbered or spent \$140,406.00 in 2009 from the General Fund for the purchase of jet fuel.

Title

To authorize and direct the Finance and Management Director to establish a purchase order with Arrow Energy, Inc. for the purchase of jet fuel for the Division of Police from an existing universal term contract; to authorize the expenditure of \$30,000.00 from the General Fund; and to declare an emergency. (\$30,000.00)

Body

WHEREAS, contract FL004198 established an universal term contract with Arrow Energy, Inc.; and

WHEREAS, there is a need to fly turbine helicopters for the patrol of the airspace for the City of Columbus; 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 issue a purchase order for jet fuel 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 issue a purchase order to Arrow Energy, Inc. for the purchase of jet "A" fuel for the Division of Police, Department of Public Safety, based on the universal term contract with Arrow Energy, Inc.

SECTION 2. That the expenditure of \$30,000.00, or so much thereof as may be needed, be and the same is hereby authorized as follows:

[DIV 30-03 | FUND 010 | OBJ LEVEL (1) 02 | OBJ LEVEL (3) 2248 | OCA 300707]

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: 1744-2010

Drafting Date: 11/20/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Public Safety Director to modify and increase the contract with CareWorks USA Ltd. for the second year of the prisoner medical claims service contract. CareWorks USA Ltd. provides prisoner medical claims services as needed for the Division of Police. The scope of services includes: the creation and maintenance of an electronic medical claims database, coordination of billing with local medical providers, medical review of claims for appropriateness of charges and the utilization of Preferred Provider Networks.

The Division of Police is obligated to enforce the criminal and traffic ordinances of the City of Columbus and laws of the State of Ohio necessitating the apprehension and incarceration of violators. The Columbus City Attorney, through memorandum to the Division of Police, has determined that the Division of Police is liable for the medical care of those injured or sick individuals who are under arrest or lawfully detained. The Division of Police continues to experience increasing costs associated with the review and payment of medical claims. The services provided by CareWorks USA Ltd. provides greater scrutiny of medical claims submitted to the Division as well as the added benefit of cost reductions available through Preferred Provider Networks.

Bid Information: This is the second year of the original contract that was bid on July 14, 2009, SA003281.

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 - 31-1775640 (MAJ) expires on 8/31/2012

Emergency Designation: Emergency legislation is requested so the Division of Police can modify this contract with CareWorks USA Ltd. to continue the prisoner medical claims service without interruption.

FISCAL IMPACT: This ordinance authorizes an expenditure of \$70,000.00 from the General Fund with CareWorks USA Ltd. for services related to prisoner medical claims. The Division of Police budgeted these funds in the 2010 Operating Budget. The Division spent \$73,000.00 for these services in 2009.

Title To authorize and direct the Public Safety Director to modify and increase the contract with CareWorks USA Ltd. for prisoner medical claim services and access to Preferred Provider Networks for the Division of Police; to authorize the expenditure of \$70,000.00 from the General Fund; and to declare an emergency. (\$70,000.00)

Body

WHEREAS, the Division of Police is obligated to enforce the criminal and traffic ordinances of the City of Columbus and laws of the State of Ohio and in doing so, will continue to apprehend and incarcerate violators; and

WHEREAS, the Division of Police is liable for the medical care of injured and/or sick individuals who are under arrest or lawfully detained; and

WHEREAS, it is in the City's best interest to procure professional services to assist the Division of Police with the administration, review and payment of prisoner medical claims in the most efficient and cost-effective manner; and

WHEREAS, the Division of Police needs to modify and extend the contract with CareWorks, USA Ltd. for the second year of the contract for professional prisoner medical claims services; 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 the contract with CareWorks, USA Ltd. to gain access to Preferred Provider Networks which will reduce prisoner medical claims costs, 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 Public Safety Director be and is hereby authorized and directed to modify and increase funding for the second year of the contract with CareWorks USA Ltd. for prisoner medical claims services.

SECTION 2. That the expenditure of \$70,000.00, or so much thereof as may be needed, be and the same is hereby authorized as follows:

[DIV 30-03 | FUND 010 | OBJ LEVEL ONE 03 | OBJ LEVEL THREE 3336 | OCA 301382]

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: 1745-2010

Drafting Date: 11/21/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

BACKGROUND: The Division of Police needs to purchase a Fourier Transform Infrared Spectrometer (FTIR) with an Attenuated Total Reflectance accessory system to be used for the identification of controlled substances at the Police Crime Laboratory. The prompt acquisition of this instrument will assist greatly in drug identification cases. The Fourier Transform Infrared Spectrometer instrument is used to identify the presence of controlled substances seized as evidence examples.

Bid Information: The Purchasing Office conducted a formal bid #SA003728, which opened on October 28, 2010. Four companies responded: PerkinElmer Health Sciences, Inc. (WHT), Varian, Inc. (PHC), Thermo Electron North American LLC (not contract compliant), and Mantua Chemical Consulting, Inc. (not contract compliant) with bid prices as follows:

PerkinElmer -\$57,453.20 Thermo Electron NA LLC -\$33,024.77
Mantua Chemical -\$29,370.00
Varian -\$28,172.00

The Division of Police recommends the bid submitted by PerkinElmer Health Sciences, Inc., as the most responsive, responsible and best bid meeting all specifications. PerkinElmer Health Sciences Inc., is the only vendor who met the bid specifications in the entirety. The three low bidders failed to conform to the specifications based upon the following information.

The following specifications were not met by Mantua Chemical Consulting, Thermo Electron North America, and Varian: 3.49: The spectrometer must utilize a rotary interferometer and require no scanning mirror dynamic alignment. Dynamically aligned and corner cube design interferometers are not acceptable.

The three low bidders all bid the dynamically aligned interferometers.

Specification 3.6.8 - The supplied computer shall have an Intel Pentium 4 processor (2.8 GHz or faster), with a minimum 1 GB RAM, DVD/RW/CD-RW Drive, 19" Flat Panel Color Monitor, and dual hard disk storage (minimum 80GB total). All three low bidders specified a 17" monitor.

Specification 3.6.13 - The system must include the following spectral libraries: Sadtler ATR of Controlled and Prescription Drugs (Bio-Rad Product Code 4479), Sadtler Database of Pharmaceuticals (Bio-Rad Product Code 4431), and the Georgia State Crime Lab database (Bio-Rad Product Code 4604). Each spectral library must be in the format that is compatible with the system being bid. The three low bidders did not include all of the specified libraries.

PerkinElmer 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: 043361624, expires 3/2/2012

Emergency Designation: Emergency legislation is requested in order to expedite the purchase so the equipment may be placed in service for the Police Crime Lab as soon as possible.

FISCAL IMPACT: This legislation authorizes an expenditure of \$57,453.20 for the purchase of a Fourier Transform Infrared Spectrometer for the Police Crime Lab from the Law Enforcement Drug Seizure Fund. There is no impact on the General Fund for this purchase.

Title

To authorize and direct the Finance and Management Director to enter into a contract for the purchase of a Fourier Transform Infrared Spectrometer (FTIR) from PerkinElmer Health Sciences, Inc. for the Division of Police, to authorize the expenditure of \$57,453.20 from the Law Enforcement Seizure Fund; and to declare an emergency. (\$57,453.20)

Body

WHEREAS, the Division of Police needs to purchase a Fourier Transform Infrared Spectrometer (FTIR) for the

identification of controlled substances; and

WHEREAS, the Purchasing Office solicited formal bids (SA003728) for the purchase of a Fourier Transform Infrared Spectrometer; and

WHEREAS, PerkinElmer Health Sciences, Inc. was the lowest, most responsible, and responsive bid received meeting all specifications; and

WHEREAS, funding for this purchase is available in the Law Enforcement Seizure Funds; 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 purchase a Fourier Transform Infrared Spectrometer 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 PerkinElmer Health Sciences, Inc. for the purchase of a Fourier Transform Infrared Spectrometer (FTIR) for the Division of Police.

SECTION 2. That the expenditure of \$57,453.20, or so much thereof as may be needed, be and the same is hereby authorized as follows:

| DIV 30-03 | FUND 219 | Sub Fund 016 | OCA 300988 | OBJ LEVEL (1) 06 | OBJ LEVEL (3) 6697

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

Legislation Number: 1746-2010

Drafting Date: 11/21/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

ExplanationBACKGROUND: The purchase of 40-caliber ammunition is needed by the Division of Police for in-service training, for qualification of police officers and for replacement of service ammunition. Approximately 560,000 rounds of ammunition are needed for practice, training, and in-service use. There is a significant lead time for ammunition orders. Therefore, orders need to be placed now to ensure that Police will have ammunition for practice and training. Additional types of ammunition are needed for training for other types of weapons, including .45 caliber, 9mm pistols, rifles, and shotguns.

Bid Information: Based on the pending universal term contract in accordance with the response to Solicitation SA003697, universal term contracts will be established with Kiesler Police Supply, Inc. and Vance Outdoors, Inc.

These vendors are 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.: 35-1361847-Kiesler Police Supply, Inc., expires 2/09/2011 and No. 54-2072038 Vance Outdoors, Inc. expires 1/06/2012.

Emergency Designation: Emergency legislation is requested so as to receive ammunition in a timely manner.

FISCAL IMPACT: This legislation authorizes a total expenditure of \$189,069.00 from the General Fund for the

purchase of ammunition for the Division of Police from universal term contracts. The Police Division budgeted \$252,107.00 in the 2010 General Fund budget for the purchase of ammunition, of which, \$55,709 has already been spend or encumbered. Approximately \$235,634.00 was encumbered or spent in 2009 for ammunition.

Title

To authorize and direct the Finance and Management Director to issue purchase orders to Kiesler Police Supply, Inc. and to Vance Outdoors, Inc. for the purchase of training and service ammunition for the Division of Police, to authorize the expenditure of \$189,069.00 from the General Fund; and to declare an emergency. (\$189,069.00)

Body

WHEREAS, pending contracts based on Solicitation SA0036977 will establish universal term contracts with Kiesler Police Supply, Inc. and Vance Outdoors, Inc.; and

WHEREAS, the Division of Police needs to purchase training and service ammunition for the qualification of officers and to replace service ammunition; and

WHEREAS, the lead time for delivery of this type of ammunition is four months from date of order, so there is an immediate need to ensure ammunition for training will be at acceptable levels; 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 purchase training and service ammunition in accordance with the terms and conditions of the pending universal term contracts 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 Finance and Management Director be and is hereby authorized and directed to issue purchase orders for the purchase of ammunition to Kiesler Police Supply, Inc. and to Vance Outdoors, Inc. for the Division of Police.

SECTION 2. That the expenditure of \$189,069.00, or so much thereof as may be needed, be and same is hereby authorized as follows:

[DIV 30-03 | FUND 010 | OBJ LEVEL (1) 02 | OBJ LEVEL (3) 2235 | OCA 301572.

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

Legislation Number: 1747-2010

Drafting Date: 11/22/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: The Columbus Health Department has been awarded grant funds from the Ohio Department of Health for the Performance Management Capacity Project in the amount of \$81,436.36. The purpose of this legislation is to accept and appropriate funds for this project for the period of December 1, 2010 through June 30, 2011.

The Performance Management Capacity Project is designed to strengthen the quality, effectiveness and efficiency of local public health's information technology, quality improvement practices, and the ability of the public health system to engage in successful assessment and planning activities.

This ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting

system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

FISCAL IMPACT: The Performance Management Capacity Project grant is entirely funded by the Ohio Department of Health. This program does not generate revenue or require a City match.

Title

To authorize and direct the Board of Health to accept grant funds from the Ohio Department of Health in the amount of \$81,436.36, to authorize the appropriation of \$81,436.36 from the Health Department Grants Fund, and to declare an emergency. (\$81,436.36)

Body

WHEREAS, \$81,436.36 in grant funds have been made available through the Ohio Department of Health for the Performance Management Capacity Project for the period December 1, 2010 through June 30, 2011; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Health; and,

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

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to accept these grant funds from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare, and to avoid any delay in the provision of service; Now, therefore,

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

SECTION 1. That the Board of Health is hereby authorized and directed to accept grant funds totaling \$81,436.36 from the Ohio Department of Health for the Performance Management Capacity Project for the period of December 1, 2010 through June 30, 2011.

SECTION 2. That from the unappropriated monies in the fund known as the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the twelve months ending June 30, 2011, the sum of \$81,436.36 is hereby appropriated to the Department of Health, Department No. 50-01, as follows:

OCA: 501066; Grant No.: 501066;

Obj Level One: 01 Amount: \$10,000.00

Obj Level One: 02 Amount: \$ 1,000.00

Obj Level One: 03 Amount: \$70,436.36

Total Amount Appropriated: \$81,436.36

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

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

Legislation Number: 1748-2010

Drafting Date: 11/22/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: Columbus City Council (Council), by Ordinance No. 2991-1998, passed November 16, 1998, authorized the City to enter into an Enterprise Zone Agreement (the Agreement) with Brooks Beverage Management, Inc. (Enterprise) for a tax abatement of fifty percent (50%) for a period of ten (10) years in consideration of a \$9,510,000 investment in real property improvements, a \$16,340,000 investment in personal property, and the retention of 275 jobs and the creation of 115 new, permanent, full-time jobs by Enterprise related to a 300,000 square foot addition to their facility at 950 Steltzer Road in Columbus, Ohio and within the City of Columbus Enterprise Zone. The Agreement was made and entered into to be effective December 29, 1998 (EZA# 023-98-07).

This Agreement was subsequently authorized by Council to be amended for the first time to amend the exemption window by Ordinance No. 1159-00, passed June 5, 2000; and that this Agreement was subsequently authorized by Council to be amended for the second time to amend the number of full-time jobs to be created from 115 to 69 and to again amend the exemption window by Ordinance No. 2509-2003, passed December 8, 2003; and that this Agreement was subsequently authorized by Council to be amended for the third time in 2004 to again amend the exemption window, by Ordinance No. 0270-2004, passed February 23, 2004; and that this Agreement was subsequently authorized by Council to be amended for the fourth time to change the name of Enterprise from Brooks Beverage Management, Inc. to Beverage Management, Inc., to add DP Columbus Portfolio LP as the Owner of the real property, and to amend the investment amounts and investment time-frame by Ordinance No. 0784-2006, passed April 24, 2006; and that this Agreement was subsequently authorized by Council to be amended for the fifth time to remove any and all language pertaining to personal property investment and tax abatements related to this personal property investment from the Agreement by Ordinance No. 0614-2009, passed May 11, 2009.

The 2010 Columbus Tax Incentive Review Council (TIRC) reviewed the Beverage Management, Inc. & DP Columbus Portfolio LP Enterprise Zone project on August 19, 2010, and recommended that the Agreement be continued and that City send Enterprise a job creation warning letter and request a meeting with Enterprise to (1) discuss the job situation, (2) discuss likely job retention goals in light of the nature of employment needs, and (3) amend Agreement if need be to reflect revised job numbers. Both City and Enterprise have been compliant with the requests of the TIRC. There also exists a need to change the name of Beverage Management, Inc. to American Bottling Company. This legislation seeks to authorize amendment of the Agreement to change the name of Beverage Management, Inc. to American Bottling Company and to amend the job creation requirement as set forth in the Agreement, to maintain a created job level of 50 jobs with a commensurate new job payroll of \$1.9 million. It is anticipated that the company will be able to maintain good compliance in future years with the revised new job level requirement. The terms of the property tax abatement are not modified by this amendment and it is expected to run through 2014.

This legislation is presented as an emergency measure in order for this amendment to be legislated prior to the end of 2010 so that this amendment to the Agreement can be reported to the necessary local and state agencies prior to the end of calendar year 2010.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with Beverage Management, Inc. & DP Columbus Portfolio LP, and to declare an emergency.

Body

WHEREAS, the Columbus City Council (Council) approved the Enterprise Zone Agreement with Brooks Beverage Management, Inc. (the "EZA") on November 16, 1998 by Ordinance No. 2991-1998 and entered into effective December 29, 1998; and

WHEREAS, the EZA was subsequently authorized by Council to be amended for the first time to amend the exemption window by Ordinance No. 1159-00, passed June 5, 2000; and that this EZA was subsequently authorized by Council to be amended for the second time to amend the number of full-time jobs to be created and to again amend the exemption window by Ordinance No. 2509-2003, passed December 8, 2003; and that this EZA was subsequently authorized by Council to be amended for the third time to again amend the exemption window by Ordinance No. 0784-2006, passed April 24, 2006; and that this EZA was subsequently authorized by Council to be amended for the fourth time to change the name of Enterprise from Brooks Beverage Management, Inc. to Beverage Management, Inc., to add DP Columbus Portfolio LP as the Owner of the real property, and to amend the investment amounts and investment time-frame by Ordinance No. 0784-2006, passed April 24, 2006; and that this EZA was subsequently authorized by Council to be amended for the fifth time to remove any and all language pertaining to personal property investment and tax abatements related to this personal property investment from the EZA by Ordinance No. 0614-2009, passed May 11, 2009.

WHEREAS, the EZA currently grants Beverage Management, Inc. & DP Columbus Portfolio LP a 50%/10-Year abatement on real property investment; and

WHEREAS, the EZA requires an investment of \$9,510,000 in real property improvements, the retention of 275 permanent full-time jobs, and the creation of 69 permanent full-time jobs at their now expanded facility at 950 Steltzer Road; and

WHEREAS, the Tax Incentive Review Council (the "TIRC") met on August 19, 2010 and it was reported then that the project had met the real property investment goals and the job retention goal of the EZA but job creation had fallen short, with 43 jobs created as of December 31, 2009, compared to the job creation goal of 69; and

WHEREAS, the TIRC recommended that the EZA be continued and that City send Enterprise a job creation warning letter and request a meeting with Enterprise to (1) discuss the job situation, (2) discuss likely job retention goals in light of the nature of employment needs, and (3) amend Agreement if need be to reflect revised job numbers; and

WHEREAS, as the City and Enterprise have been compliant with the recommendations of the TIRC, the City desires to amend the job creation retention requirements of the EZA as well as to change the name of Enterprise from Beverage Management, Inc. to American Bottling Company; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on this agreement in order for this amendment to be legislated prior to the end of 2010 so that this amendment to the Agreement can be reported to the necessary local and state agencies prior to the end of calendar year 2010, and to preserve the public health, property, safety and welfare; **NOW, THEREFORE,**

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

Section 1. That the Director of the Department of Development is hereby authorized to amend the Beverage Management, Inc. & DP Columbus Portfolio LP Enterprise Zone Agreement (EZA) to amend the job creation requirement as set forth in the EZA, to maintain a created job level of 50 jobs with a commensurate new job payroll of \$1.96 million and to change the name of Beverage Management, Inc. to American Bottling Company.

Section 2. For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 1749-2010

Drafting Date: 11/22/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: Columbus City Council (Council), by Ordinance No. 0559-2005, passed April 11, 2005, authorized the City to enter into an Enterprise Zone Agreement (the Agreement) with Morrison Medical LTD (Enterprise) and MJ Paragon LLC (Landlord) for a tax abatement of sixty percent (60%) for a period of seven (7) years in consideration of a \$1,000,000 investment in real property improvements by Landlord, a \$250,000 investment in personal property, the retention of 25 permanent full-time jobs, and the creation of 5 permanent full-time jobs by Enterprise related to the construction of an approximately 14,000 square foot facility on parcel number 560-274685 at 3735 Paragon Drive in Columbus, Ohio and within the City of Columbus Enterprise Zone. The Agreement was made and entered into to be effective January 2, 2006 (EZA# 023-06-02). This Agreement was subsequently authorized by Council to be amended for the first time to remove any and all language pertaining to personal property investment and tax abatements related to this personal property investment from the Agreement by Ordinance No. 0614-2009, passed May 11, 2009.

The 2010 Columbus Tax Incentive Review Council (TIRC) reviewed the Morrison Medical LTD & MJ Paragon LLC Enterprise Zone project on August 19, 2010, and recommended that the Agreement be continued and that City send Enterprise a job creation warning letter and request a meeting with Enterprise to (1) discuss the job situation, (2) discuss likely job retention goals in light of the nature of employment needs, and (3) amend Agreement if need be to reflect revised job numbers. Both City and Enterprise have been compliant with the requests of the TIRC. This legislation seeks to authorize amendment of the Agreement to amend the job creation and job retention requirements as set forth in the Agreement, removing specific requirements for the creation and retention of jobs and replacing that with achieving and maintaining an overall job level of 18 jobs with a commensurate overall payroll of \$544,584. It is anticipated that the company will be able to maintain good compliance in future years with the revised overall job level requirement. The terms of the property tax abatement are not modified by this amendment and it is expected to run through 2012.

This legislation is presented as an emergency measure in order for this amendment to be legislated prior to the end of 2010 so that this amendment to the Agreement can be reported to the necessary local and state agencies prior to the end of calendar year 2010.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with Morrison Medical LTD & MJ Paragon LLC; and to declare an emergency.

Body

WHEREAS, the Columbus City Council (Council) approved the Enterprise Zone Agreement with Morrison Medical LTD & MJ Paragon LLC (the "EZA") on April 11, 2005 by Ordinance No. 0559-2005 and entered into effective January 2, 2006; and

WHEREAS, the EZA grants Morrison Medical LTD & MJ Paragon LLC a 60%/7-Year abatement on real and personal property investment; and

WHEREAS, the EZA requires Morrison Medical LTD & MJ Paragon LLC to invest \$1,000,000 in real property improvements, \$250,000 in personal property, retain 25 permanent full-time jobs, and create 5 permanent full-time jobs related to the construction of a new facility at 3735 Paragon Drive; and

WHEREAS, the EZA was authorized by Council to be amended for the first time to remove any and all language pertaining to personal property investment and tax abatements related to this personal property investment from the EZA by Ordinance No. 0614-2009, passed May 11, 2009.; and

WHEREAS, the Tax Incentive Review Council (the "TIRC") met on August 19, 2010 and it was reported then that the project had met the real property investment goals of the EZA but that the goals for job retention and creation had fallen short, with 18 jobs reported as retained and no jobs reported as created as of December 31, 2009, compared to the job

retention and creation goals of 25 and 5, respectively; and

WHEREAS, the TIRC recommended that the EZA be continued and that City send Morrison Medical LTD (Enterprise) a job creation warning letter and request a meeting with Enterprise to (1) discuss the job situation, (2) discuss likely job retention goals in light of the nature of employment needs, and (3) amend the EZA if need be to reflect revised job numbers; and

WHEREAS, as the City and Enterprise have been compliant with the recommendations of the TIRC, the City desires to amend the job creation and retention requirements of the EZA; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on this agreement in order for this amendment to be legislated prior to the end of 2010 so that this amendment to the Agreement can be reported to the necessary local and state agencies prior to the end of calendar year 2010, and to preserve the public health, property, safety and welfare; **NOW, THEREFORE,**

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

Section 1. That the Director of the Department of Development is hereby authorized to amend the Morrison Medical LTD & MJ Paragon LLC Enterprise Zone Agreement (EZA) to amend the job creation and job retention requirements as set forth in the EZA, removing specific requirements for the creation and retention of jobs and replacing that with achieving and maintaining an overall job level of 18 jobs with a commensurate overall payroll of \$544,584.

Section 2. For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 1751-2010

Drafting Date: 11/22/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: Columbus City Council (Council), by Ordinance No. 1212-2007, passed July 23, 2007, authorized the City to enter into a Community Reinvestment Area Agreement (CRA Agreement) with Whirlpool Corporation (Enterprise), Penske Logistics (Employer) and DB RREEF US Properties LLC (Owner) for a tax abatement of fifty percent (50%) for a period of fifteen (15) years and a Job Creation Tax Credit Agreement (JCTC Agreement) with Enterprise and Employer for a tax incentive of sixty-five percent (65%) for a period of seven (7) years in consideration of a \$46,200,000 investment in real property improvements and the creation of 301 permanent full-time jobs related to the construction of a new 1,560,000 square foot facility at 1912 London-Groveport Road, consisting of all or part of parcel numbers 495-234526, 495-234996, and 152-001755 in Columbus, Ohio and within the Rickenbacker Community Reinvestment Area. The actual physical address of the project site is 6241 Shook Road, Lockbourne Ohio, 43127 on parcel numbers 495-286103 and 495- 287287 however the abatement is applied only to parcel number 495-286103. The CRA Agreement was made and entered into to be effective February 26, 2008 (Agreement #08-001 within CRA #049-18000-14). The JCTC Agreement was made and entered into to be effective March 13, 2008. These Agreements were subsequently authorized by Council to be amended for the first time for the purpose of replacing Penske Logistics as Employer and party to both Agreements with Kenco Logistic Services, LLC as Employer and party to both Agreements by Ordinance No. 1868-2008, passed December 1, 2008.

The 2010 Columbus Tax Incentive Review Council (TIRC) reviewed the Whirlpool Corporation, Kenco Logistic Services, LLC & DB RREEF US Properties LLC Community Reinvestment Area project on August 19, 2010, and recommended that the CRA Agreement be continued and that City send Enterprise a job creation warning letter and request a meeting

with Enterprise to (1) determine the nature of the non-Whirlpool Corporation and non-Kenco Logistic Services, LLC jobs at the project site (were they created as a result of the project), (2) determine the total number of applicable jobs that will be able to be created and maintained at the project site, and (3) amend CRA Agreement to revise the job creation numbers and commensurate payroll and to allow the non-Whirlpool Corporation and non-Kenco Logistics Services, LLC jobs at the project site that were created as a result of the project to be counted towards the job creation goal of the CRA Agreement. Both City and Enterprise have been compliant with the requests of the TIRC.

This legislation seeks to authorize amendment of the CRA Agreement to amend the job creation requirements as set forth in the CRA Agreement to create 200 permanent full-time jobs with a commensurate payroll of \$5,609,426 by 2013. It is anticipated that the company will be able to maintain good compliance in future years with the revised created job level requirement. The terms of the Community Reinvestment Area tax abatement are not modified by this amendment and it is expected to run through 2024.

Additionally this legislation seeks to authorize amendment of the JCTC Agreement to amend the job creation requirements as set forth in the JCTC Agreement to create 200 permanent full-time jobs. The terms of the Job Creation Tax Credit are not modified by this amendment and it is expected to run through 2016.

Finally this legislation seeks to correctly identify the Owner and party to the CRA Agreement and so replace DB RREEF US Properties LLC as Owner and party to the CRA Agreement with D/P Rickenbacker LLC as Owner and party to the CRA Agreement.

This legislation is presented as an emergency measure in order for these amendments to be legislated prior to the end of 2010 so that the amendments to the Agreements can be reported to the necessary local and state agencies prior to the end of calendar year 2010.

FISCAL IMPACT: No funding is required for this legislation.

Title

To authorize the Director of the Department of Development to amend the Community Reinvestment Area Agreement with Whirlpool Corporation, Kenco Logistic Services, LLC & DB RREEF US Properties LLC; to amend the Job Creation Tax Credit Agreement with Whirlpool Corporation & Kenco Logistic Services; and to declare an emergency.

Body

WHEREAS, the Columbus City Council (Council) approved the Community Reinvestment Area Agreement with Whirlpool Corporation, Penske Logistics & DB RREEF US Properties LLC (the CRA Agreement) and the Job Creation Tax Credit Agreement with Whirlpool Corporation & Penske Logistics (the JCTC Agreement) on January 28, 2008 by Ordinance No. 0069-2008; and

WHEREAS, the CRA Agreement was made and entered into effective February 29, 2008 and the JCTC Agreement was made and entered into effective March 13, 2008; and

WHEREAS, the CRA Agreement grants a 50%/15-Year abatement on real property improvements and the JCTC Agreement grants a 65%/7-Year tax credit; and

WHEREAS, the Agreements in both or in part require the investment of \$46,200,000 in real property improvements and the creation of 301 permanent full-time jobs at the new facility to be constructed at 1912 London-Groveport Road (actual current physical address of 6241 Shook Road, Lockbourne Ohio, 43127); and

WHEREAS, the Agreements were subsequently authorized by Council to be amended for the first time for the purpose of replacing Penske Logistics as Employer and party to both Agreements with Kenco Logistic Services, LLC as Employer and party to both Agreements by Ordinance No. 1868-2008, passed December 1, 2008; and

WHEREAS, the Tax Incentive Review Council (the "TIRC") met on August 19, 2010 and it was reported then that the project had exceeded the real property investment goal of the CRA Agreement but that job creation was falling short, with 124 jobs reported as created as of December 31, 2009, compared to the interim end-of-2009 job creation goal of 247; and

WHEREAS, the TIRC recommended that the CRA Agreement be continued and that City send Whirlpool Corporation a job creation warning letter and request a meeting with Whirlpool to (1) determine the nature of the non-Whirlpool and non-Kenco Logistic Services, LLC jobs at the project site (were they created as a result of the project), (2) determine the total number of applicable jobs that will be able to be created and maintained at the project site, and (3) amend CRA Agreement to revise the job creation numbers and commensurate payroll and to allow the non-Whirlpool and non-Kenco Logistics Services, LLC jobs at the project site that were created as a result of the project to be counted towards the job creation goal of the CRA Agreement; and

WHEREAS, as the City and Enterprise have been compliant with the recommendations of the TIRC, the City desires to amend the job creation requirements of the CRA Agreement; and

WHEREAS, as Whirlpool Corporation and Kenco Logistic Services, LLC are also both party to the JCTC Agreement, the City also desires to amend the job creation requirements of the JCTC Agreement; and

WHEREAS, as DB RREEF US Properties LLC is identified as the Owner of the real property and party to the CRA Agreement but has never held title to parcel number 495-286103 to which the abatement is applied, and as D/P Rickenbacker LLC is listed as the Owner of the property having assumed ownership of parcel number 495-286103 from Pizzuti Rickenbacker West on July 7, 2009, the City also desires to amend the listed Owner in the CRA Agreement; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on this agreement in order for this amendment to be legislated prior to the end of 2010 so that this amendment to the Agreement can be reported to the necessary local and state agencies prior to the end of calendar year 2010, and to preserve the public health, property, safety and welfare; **NOW, THEREFORE,**

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

Section 1. That the Director of the Department of Development is hereby authorized to amend the Whirlpool Corporation, Kenco Logistic Services, LLC & DB RREEF US Properties LLC Community Reinvestment Area Agreement (CRA Agreement) to amend the job creation requirement as set forth in the CRA Agreement to the creation of 200 jobs with a commensurate new job payroll of \$5,609,426 by 2013 and to allow the non-Whirlpool Corporation and non-Kenco Logistics Services, LLC jobs at the project site that were created as a result of the project to be counted towards the job creation goal of the CRA Agreement and to amend the listed Owner in the CRA Agreement to D/P Rickenbacker LLC.

Section 2. That the Director of the Department of Development is hereby authorized to amend the Whirlpool Corporation & Kenco Logistic Services, LLC Job Creation Tax Credit Agreement (JCTC Agreement) to amend the job creation requirements as set forth in the JCTC Agreement to create 200 permanent full-time jobs.

Section 3. For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 1752-2010

Drafting Date: 11/22/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

Explanation

BACKGROUND: This ordinance authorizes the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Ardmore Construction Management and Engineering for the renovation of the kitchen cabinetry at four (4) fire stations: Fire Station No. 8, 1250 East Long Street; Fire Station No. 16, 1130 Weber Road; Fire Station No. 21, 3294 East Main Street; and Fire Station No. 23, 4451 East Livingston Avenue.

The project shall include the removal of the existing kitchen cabinetry and the carpentry for installation of new kitchen cabinetry. Fire fighters and medics live in fire stations during their twenty-four hour shifts, thereby necessitating functioning kitchens.

Formal bids were solicited and six companies submitted bids on November 4, 2010 as follows (0 MBE, ^1 FBE):

Ardmore Construction Management and Engineering	\$58,165.00
Health Care Construction	\$58,500.00
Charter Hill Construction	\$59,001.00
Wingler Construction, Inc.	\$61,495.00
^Bomar Construction Company, Inc.	\$63,365.00
Central Ohio Building Company	\$78,800.00

The Office of Construction Management recommends the bid award be made to the most responsive and responsible bidder, Ardmore Construction Management and Engineering.

Emergency action is requested due to the lead-time in ordering materials and the need for these renovations to occur as soon as practical.

JonesPride Investments, LLC dba Ardmore Construction Management and Engineering Contract Compliance No. 31-1729461, expiration date February 3, 2012.

Fiscal Impact: Funding for this ordinance is available in the Gov'l B.A.B.'s (Build America Bonds) Fund. The cost of this contract is \$58,165.00.

Title

To authorize the Finance and Management Director to enter into a contract on behalf of the Office of Construction Management with Ardmore Construction Management and Engineering for the renovation of the kitchen cabinetry at four fire stations; to authorize the expenditure of \$58,165.00 from the Department of Public Safety's Gov'l B.A.B's (Build America Bonds) Fund; and to declare an emergency. (\$58,165.00)

Body

WHEREAS, it is necessary that renovations occur for the kitchen cabinetry at four fire stations; and

WHEREAS, formal bids were solicited and six companies submitted bids; and

WHEREAS, Ardmore Construction Management and Engineering is the most responsive and responsible bidder, and

WHEREAS, an emergency exists in the usual daily operation of the Finance and Management Department, Office of Construction Management, in that it is immediately necessary to authorize the Finance and Management Director to enter into a contract with Ardmore Construction Management and Engineering for the renovation of the kitchen cabinetry at four (4) fire stations, due to the lead-time in ordering materials and in anticipation of the upcoming 2010-year end / 2011-year start Council meeting schedule; 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 the Finance and Management Director is hereby authorized to enter into a contract on behalf of the Office of Construction Management with Ardmore Construction Management and Engineering for the renovation of the kitchen cabinetry at four (4) fire stations.

SECTION 2. That the expenditure of \$58,165.00, or so much thereof that may be necessary in regard to the action

authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 30-04
Fund: 746
Project: 340103-100000
OCA Code: 710103
Object Level 1: 06
Object Level 3: 6620
Amount: \$58,165.00

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: 1771-2010

Drafting Date: 11/24/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

BACKGROUND: Columbus City Council (Council), by Ordinance No. 0230-2005, passed February 14, 2005, authorized the City to enter into an Enterprise Zone Agreement (the Agreement) with ms consultants, inc. (Enterprise) and 2 Generation LTD (Landlord) for a tax abatement of sixty-five percent (65%) for a period of ten (10) years in consideration of a \$2,738,000 investment in real property improvements by Landlord, a \$300,000 investment in personal property, the retention of 89 permanent full-time jobs, and the creation of 69 permanent full-time jobs by Enterprise related to a 16,000 square foot addition to their facility at 2221 Schrock Road in Columbus, Ohio and within the City of Columbus Enterprise Zone. The Agreement was made and entered into to be effective July 27, 2005 (EZA# 023-05-05).

The 2009 Columbus Tax Incentive Review Council (TIRC) reviewed the ms consultants, inc. and 2 Generation LTD Enterprise Zone project on August 18, 2009, and recommended that the Agreement be continued and that City send Enterprise a job creation warning letter, request a written job plan, and to allow for the possibility of amending the jobs numbers as per the Agreement. Both City and Enterprise have been compliant with the requests of the TIRC. This legislation seeks to authorize amendment of the Agreement to amend the job creation and job retention requirements as set forth in the Agreement, removing specific requirements for the creation and retention of jobs and replacing that with achieving and maintaining an overall job level of 105 jobs with a commensurate overall payroll of \$3,675,000. It is anticipated that the company will be able to maintain good compliance in future years with the revised overall job level requirement. The terms of the property tax abatement are not modified by this amendment and it is expected to run through 2013.

This legislation is presented as an emergency measure in order for this amendment to be legislated prior to the 2010 TIRC.

FISCAL IMPACT: No funding is required for this legislation.

To authorize the Director of the Department of Development to amend the Enterprise Zone Agreement with ms consultants, inc. and 2 Generation LTD; and to declare an emergency.

Body

WHEREAS, the Columbus City Council approved the Enterprise Zone Agreement with ms consultants, inc. and 2 Generation LTD (the "EZA") on February 14, 2005 by Ordinance No. 0230-2005 and entered into effective July 25, 2005; and

WHEREAS, the EZA grants ms consultants, inc. and 2 Generation LTD a 65%/7-Year abatement on real and personal property investment; and

WHEREAS, the EZA requires ms consultants, inc. and 2 Generation LTD to invest \$2,738,000 in real property improvements, \$300,000 in personal property, retain 89 permanent full-time jobs, and create 69 permanent full-time jobs at their facility to be expanded at 2221 Schrock Road; and

WHEREAS, the Tax Incentive Review Council (the "TIRC") met on August 18, 2009 and it was reported then that the project had met the real and personal property investment goals and the job retention goal of the EZA but job creation had fallen short, with 7 jobs created as of December 31, 2008, compared to the job creation goal of 69; and

WHEREAS, the TIRC recommended that the EZA be continued and that City send ms consultants, inc. (Enterprise) a job creation warning letter, request a written job plan, and to allow for the possibility of amending the jobs numbers as per the EZA; and

WHEREAS, an analysis of the Report Year 2009 Annual Report submitted to the City by Enterprise during the most recent reporting cycle indicated that again the project had met the investment goals and the job retention goal of the EZA but job creation continued to be low, with 26 jobs created; and

WHEREAS, as the City and Enterprise have been compliant with the recommendations of the TIRC, the City desires to amend the job creation and retention requirements of the EZA; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development, in that it is immediately necessary to take action on these agreements in order for this amendment to be legislated prior to the 2010 TIRC, and to preserve the public health, property, safety and welfare; **NOW, THEREFORE,**

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

Section 1. That the Director of the Department of Development is hereby authorized to amend the ms consultants, inc. and 2 Generation LTD Enterprise Zone Agreement (EZA) to amend the job creation and job retention requirements as set forth in the EZA, removing specific requirements for the creation and retention of jobs and replacing that with achieving and maintaining an overall job level of 105 jobs with a commensurate overall payroll of \$3,675,000.

Section 2. For the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.

Legislation Number: 1795-2010

Drafting Date: 11/30/2010

Version: 1

Current Status: Passed

Matter Type: Ordinance

This ordinance authorizes the issuance of limited tax bonds in the amount of not to exceed \$35,640,000.00 for construction management projects . The bond sale will be conducted on a negotiated basis with Stifel, Nicolaus & Company, Inc., as senior manager.

Title

To authorize the issuance of limited tax bonds in the amount of not to exceed \$35,640,000.00 for construction management projects (\$35,640,000.00) Section 55(B) of the City Charter.

Body

WHEREAS, it is now deemed necessary to issue and sell up to \$35,640,000.00 of bonds under authority of the general laws of the State of Ohio, and in particular Section 133.23 of the Ohio Revised Code, for the purpose of acquiring, constructing and improving municipal facilities, including the acquisition of real estate, easements and other interests in real estate, the construction, reconstruction, relocation, remodeling, enlargement and improvement of buildings and other structures, the acquisition of furnishings, apparatus, communications equipment and other equipment, landscaping and site improvements; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvement stated above which is to be financed from the proceeds of said bonds exceeds five (5) years and the maximum maturity of said bonds is eighteen (18) years.

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

Section 1. Bonds of the City of Columbus, Ohio (the "Municipality") shall be issued in the principal sum of Thirty-five Million Six Hundred Forty Thousand Dollars (\$35,640,000) (the "Bonds"), or such lesser amount as shall be determined by the Director of Finance and Management and certified to this Council, for the purpose set forth above and for paying the cost of advertising, printing and legal services and other costs incidental thereto. The Bonds shall be issued in one lot.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and inside the ten mill limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. It is hereby determined that, for purposes of issuance and sale, it may be in the best interests of the Municipality to combine all or a portion of the Bonds with other limited tax bonds of the Municipality, authorized by other ordinances adopted by this Council. The Certificate of Fiscal Officer shall indicate the extent to which such bonds are combined. The Bonds and such other bonds will be jointly referred to herein as the "Combined Bonds." As described herein, the Combined Bonds may be issued in multiple series in order to provide, among other things, for the designation of a portion of the Combined Bonds as Build America Bond or Recovery Zone Economic Development Bonds, as provided in Section 10 hereof and shall be designated "City of Columbus, Ohio Various Purpose Limited Tax Bonds, Series 2010-3," or as otherwise designated in the Certificate of Fiscal Officer in order to provide for any issuance of Build America Bonds and Recovery Zone Economic Development Bonds. As used in this ordinance, the term "Bonds" shall also

mean the Combined Bonds, where appropriate.

Section 5. The Combined Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Combined Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Fiscal Officer hereinafter identified; shall bear interest payable semi-annually on the dates specified in the Certificate of Fiscal Officer (the "Interest Payment Dates"), until the principal sum is paid; and shall bear interest at the rates and shall mature and be subject to mandatory and optional redemption in the years and at the redemption prices as shall be set forth in the Certificate of Fiscal Officer hereinafter identified. Interest shall be calculated on the basis of a 360-day year of twelve 30-day months.

If less than all of the then outstanding Combined Bonds are called for redemption, the Combined Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity of Combined Bonds is authorized, the Bond Registrar shall select Combined Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Combined Bond so selected will be in the amount of \$5,000 or an integral multiple thereof. If optional redemption of Bonds at a redemption price exceeding 100% of the principal amount thereof is to take place on any date on which a mandatory redemption of Bonds will take place, the Bonds to be redeemed by optional redemption shall be selected prior to the selection of Bonds to be redeemed at par on the same date.

The right of redemption shall be exercised by notice specifying by numbers the Combined Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Combined Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Combined Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Combined Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Combined Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance. The Combined Bonds shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that any of those signatures may be a facsimile. No Combined Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Combined Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Combined Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and premium, if any, and interest on the Combined Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Combined Bonds shall be payable upon presentation and surrender of the Combined Bonds at the office of the Bond Registrar. Each Combined Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein.

Any interest on any Combined Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Combined Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the

Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Combined Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Combined Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Combined Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Combined Bond.

Section 7. The Trustees of the Sinking Fund of the City of Columbus are appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Combined Bonds. So long as any of the Combined Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of Combined Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name any Combined Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Combined Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Combined Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Combined Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Combined Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Combined Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Combined Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Combined Bond or Combined Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Combined Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Combined Bond for a period of fifteen days next preceding the date of its maturity.

In all cases in which Combined Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Combined Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Combined Bonds. All Combined Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Combined Bonds surrendered upon that transfer or exchange.

Section 8. A Series of Combined Bonds, or any portion thereof, may be initially issued to a Depository for use in a book entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) there shall be a single Combined Bond of each maturity, in a series (ii) those Combined Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners in book entry form shall have no right to receive Combined Bonds in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Combined Bond in book entry form shall be shown by book entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book entry; and (v) the Combined Bonds as such shall not be

transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on Combined Bonds in book entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (i) in the case of interest, on each Interest Payment Date, and (ii) in all other cases, upon presentation and surrender of Combined Bonds as provided in this Ordinance.

The Bond Registrar may, with the approval of the City Auditor or the Director of Finance and Management, enter into an agreement with the beneficial owner or registered owner of a Combined Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Combined Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Combined Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Combined Bond on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for Combined Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor or the Director of Finance and Management of the Municipality, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, the letter agreement among the Municipality, the Bond Registrar and The Depository Trust Company, as Depository, to be delivered, in connection with the issuance of the Combined Bonds to the Depository for use in a book entry system in substantially the form submitted to this Council.

If any Depository determines not to continue to act as a depository for the Combined Bonds for use in a book entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Combined Bonds from the Depository, and authenticate and deliver Combined Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Combined Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

"Book entry form" or "book entry system" means a form or system under which (i) the beneficial right to payment of principal of and interest and premium, if any, on the Combined Bonds may be transferred only through a book entry and (ii) physical Combined Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Combined Bonds "immobilized" to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those Combined Bonds.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book entry system to record beneficial ownership of Combined Bonds, and to effect transfers of Combined Bonds, in book entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York.

Section 9. The sale and award of the Combined Bonds shall be evidenced by the Certificate of Fiscal Officer Relating to Terms of Bonds ("Certificate of Fiscal Officer") signed by the Director of Finance and Management or the City Auditor. The Certificate of Fiscal Officer shall also state the aggregate principal amount of the Bonds as well as the aggregate principal amount of the Combined Bonds to be issued, the dated date of the Combined Bonds, shall identify the Original Purchasers, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date and the Optional Redemption Prices (all as hereinafter defined) and shall include such additional information as shall be required by the terms of this Ordinance and the Certificate of Fiscal Officer.

As used in this Section 9 and Section 5 hereof:

"Certificate of Fiscal Officer" means the Certificate of Fiscal Officer Relating to Terms of Bonds authorized by this Section 9 to be executed by the Director of Finance and Management or the City Auditor setting forth and determining such terms and other matters pertaining to the Combined Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

"Earliest Optional Redemption Date" means the date specified in the Certificate of Fiscal Officer as the earliest date on which Combined Bonds may be called for redemption at the option of the Municipality.

"First Interest Payment Date" means the first date on which interest on the Bonds is to be paid.

"Mandatory Redemption Dates" means the first day of the month in the years to be specified in the Certificate of Fiscal Officer in which the Combined Bonds that are Term Bonds are to be redeemed pursuant to Mandatory Sinking Fund Requirements.

"Mandatory Sinking Fund Requirements" means, as to Combined Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Combined Bonds (less the amount of credit as provided in the Certificate of Fiscal Officer) on each Mandatory Redemption Date, as are to be set forth in the Certificate of Fiscal Officer.

"Optional Redemption Prices," if any, for the Combined Bonds shall be as set forth in the Certificate of Fiscal Officer.

"Original Purchasers" means such investment banking firms or financial institutions as are identified in the Certificate of Fiscal Officer.

"Principal Retirement Dates" means the day on which the Combined Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Fiscal Officer; provided that the Principal Retirement Dates shall be such that the final maturity of the principal portion of the Bonds included in the Combined Bonds is not later than the final maturity date permitted pursuant to Section 133.20, Ohio Revised Code.

"Principal Retirement Schedule" means the schedule for the retirement of the principal of the Combined Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired which shall be determined in the Certificate of Fiscal Officer.

"Purchase Price" means that amount which is to be determined in the Certificate of Fiscal Officer, but such amount is to be no less than 98% of the aggregate principal amount of the Combined Bonds, together with accrued interest on the Combined Bonds from their date to the date of their delivery and payment therefor.

"Specified Interest Rates" means the interest rate or rates at which the Combined Bonds bear interest, which rates are to be determined in the Certificate of Fiscal Officer, provided the true interest cost of the Bonds shall not exceed six and one-half per centum (6.50%) per annum.

"Term Bonds" means those Combined Bonds, as are determined in the Certificate of Fiscal Officer, that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

"Term Maturity Dates" means the day on which Combined Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Fiscal Officer.

The Bonds shall be sold to the Original Purchasers in accordance with the terms of the Bond Purchase Agreement (the "Bond Purchase Agreement") between the Municipality and the Original Purchasers (or the entity serving as senior manager for the Bonds and acting as representative for the Original Purchasers, if applicable), at the Purchase Price, plus any accrued interest on the principal amount of the Bonds from the date of the Bonds to the date of delivery of and payment therefor. The Bond Purchase Agreement shall be in such form and shall contain such terms, covenants and

conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney. The approval of such Bond Purchase Agreement shall be conclusively evidenced by the execution of the Bond Purchase Agreement by such officers. It is hereby determined that the Purchase Price and the Specified Interest Rates for the Bonds, the manner of sale and the terms of the Bonds, all as provided herein, in the Certificate of Fiscal Officer and in the Bond Purchase Agreement, will be in the best interests of the Municipality and consistent with all legal requirements.

The Director of Finance and Management, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Combined Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Combined Bonds under the terms of this Ordinance.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original issuance of the Combined Bonds is hereby authorized, and the Director of Finance and Management and the City Auditor, and each of them acting alone, is hereby authorized and directed to negotiate, prepare and execute, on behalf of the Municipality and in his official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Combined Bonds, and he is authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Combined Bonds as he deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality and in their official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

The proceeds from the sale of the Combined Bonds, except accrued interest, premium, if any, or costs of issuance, allocable to the Bonds (to wit: \$34,940,000) shall be deposited in the City Treasury and allocated to the following funds and projects in the amounts set forth below:

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
733	570030-100002	\$150,000	Roof Renovation Program
733	570030-100102	200,000	Facility Renovations - Staff Reimbursement
733	570030-100120	400,000	Facility Renovations - Various
733	570030-100161	250,000	109 N. Front Street - Critical Observation Repair
733	570030-100203	200,000	Staff Augmentation
733	570030-100204	200,000	Architectural and Engineering Various
733	570030-100205	100,000	Building Evaluations
733	570031-100002	5,910,000	City Hall Renovations - HVAC
733	570043-100001	280,000	Municipal Court Renovations - Various
733	570056-100000	27,250,000	Old Police Headquarters - Renovation
Total		<u>\$34,940,000</u>	

While the Municipality anticipates spending the moneys allocated to the funds and projects in the manner set forth in the table above, the Municipality may determine, upon the approval of this Council, to reallocate proceeds of the Bonds to another fund and project consistent with the purpose for which the Bonds are issued.

Break1 Any premium received from the sale of the Combined Bonds shall be deposited in the City Treasury and shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Fiscal Officer. All moneys necessary to carry out the purpose of this Ordinance are hereby deemed appropriated and authorized for expenditure by the City Auditor.

This Council has authorized, by separate ordinances, the issuance by the City of new money and refunding obligations (the "Obligations") for various purposes. To provide for the payment of the costs of issuance of such Obligations, which shall include, but shall not be limited to, the fees and expenses of the Municipality's bond counsel, the fees and expenses of the Municipality's financial advisor, rating agency fees, the fees and expenses associated with the sale of the Obligations and printing fees, the Municipality is hereby authorized to expend a sum not to exceed Five Hundred Thousand Dollars (\$500,000), and such amount is hereby deemed appropriated, which amount shall be allocated to, and paid from, the

benefiting funds as determined by the City Auditor. Initial funds for the payment of such costs of issuance are hereby appropriated from Debt Service Fund #430, which fund shall then be reimbursed by the benefiting funds as determined by the City Auditor. In the alternative, the City Auditor is hereby authorized to pay the costs of issuance of the Obligations from the proceeds of the sale of th Obligations.

This Council hereby declares that the Combined Bonds are "obligations" within the meaning of Section 323.07(a) (7) of the Columbus City Codes. The Certificate of Fiscal Officer shall identify the annual financial information and operating data that will constitute the "annual information" for purposes of said Section 323.07.

Section 10. In the event that the City Auditor determines that some or all of the Combined Bonds or a series thereof are to be issued as obligations the interest on which is excludable from gross income for purposes of federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (te "Code"), the Municipality hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Combined Bonds is and will continue to be excluded from gross income for federal income tax purposes, under applicable provisions of the Code. The Municipality further covenants that it will restrict the use of the proceeds of the Combined Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

In the event that the City Auditor determines that it is in the best interests of the Municipality that some or all of the Combined Bonds are to be issued as "Build America Bonds" within the meaning of Section 54AA(d) of the Code, such designation shall be made in the Certificate of Fiscal Officer and the Municipality hereby covenants that it will observe the requirements of the Code and Regulations necessary to preserve the status of such Combined Bonds as Build America Bonds, including, but not limited to, and executing, delivering and performing any agreement, certificate, document or instrument as shall be advisable to attain or preserve such status. Any subsidy payments received by the Municipality with respect to Build America Bonds shall be deposited into the fund of the Municipality from which interest on such bonds was originally paid.

In the event that the City Auditor determines that it is in the best interests of the Municipality that some or all of the Combined Bonds are to be issued as "Recovery Zone Economic Development Bonds" within the meaning of Section 1400U-2 of the Code, such designation shall be made in the Certificate of Fiscal Officer and the Municipality hereby covenants that it will observe the requirements of the Code and Regulations necessary to preserve the status of such Combined Bonds as Recovery Zone Economic Development Bonds, including, but not limited to, and executing, delivering and performing any agreement, certificate, document or instrument as shall be advisable to attain or preserve such status. Any subsidy payments received by the Municipality with respect to Recovery Zone Economic Development Bonds shall be deposited into the fund of the Municipality from which interest on such bonds was originally paid.

The City Auditor, the Deputy Auditor and the Director of Finance and Management, or any other officer, including the City Clerk, and each of them acting alone, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Combined Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Combined Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor, the Deputy Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor, the Deputy Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income or the status of some or all of the Bonds as Build America Bonds, or the status of some or all of the Bonds as Recovery Zone Economic Development Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Section 1400U-2, Section 54AA or Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Combined Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Combined Bonds which limits the amount of Combined Bond proceeds which may be invested on an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Combined Bonds requires any such reports or rebates. Moneys necessary to make such rebates are hereby appropriated for such purpose.

Section 11. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Combined Bonds in order to make them legal, valid and binding obligations of the Municipality have happened, been done and been performed in regular and due form as required by law; that the faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Combined Bonds.

Section 12. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 13. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 14. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Legislation Number: 1796-2010

Drafting Date: 11/30/2010

Current Status: Passed

Version: 1

Matter Type: Ordinance

Explanation

This ordinance authorizes the issuance of unlimited tax bonds in the amount of not to exceed \$22,995,000.00 for storm sewer improvement projects . The bond sale will be conducted on a negotiated basis with Stifel, Nicolaus & Company, Inc., as senior manager.

Title

To authorize the issuance of unlimited tax bonds in the amount of not to exceed \$22,995,000.00 for storm sewer improvements (\$22,995,000.00).Section 55(B) of the City Charter.

Body

WHEREAS, at the election held on November 2, 2004 on the proposition of issuing bonds for the purpose hereinafter stated in the sum of One Hundred Four Million One Hundred Fifty Thousand Dollars (\$104,150,000.00) and levying taxes outside the ten mill limitation to pay the principal and interest on such bonds, the majority of those voting on the proposition voted in favor thereof; and

WHEREAS, it is now deemed necessary to issue and sell up to \$22,995,000.00 of bonds under authority of the general laws of the State of Ohio, and in particular Section 133.23 of the Ohio Revised Code, for the purpose of enlarging, extending, renovating and improving the municipal storm sewerage system for the collection, retention, control and disposal of storm sewerage and surface waters and prevention and control of soil erosion by the acquisition of real estate

and other interests in real estate, landscaping and making site improvements, construction and installation of storm sewers, renovation and improvement of manholes and storm sewerage ditches and acquisition and installation of related facilities and appurtenances; and

WHEREAS, the City Auditor has certified to this Council that the estimated life of the improvement stated above which is to be financed from the proceeds of said bonds exceeds five (5) years and the maximum maturity of said bonds is twenty-five (25) years.

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

Section 1. Bonds of the City of Columbus, Ohio (the "Municipality") shall be issued in one or more series, in the principal sum of Twenty-two Million Nine Hundred Ninety-five Thousand Dollars (\$22,995,000.00) (the "Bonds"), or such lesser amount as shall be determined by the Director of Finance and Management and certified to this Council, for the purpose set forth above and for paying the cost of advertising, printing and legal services and other costs incidental thereto. The Bonds shall be issued in one lot.

Section 2. There shall be and is hereby levied annually on all the taxable property in the Municipality, in addition to all other taxes and outside the ten mill limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Bonds are outstanding, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Bonds as and when the same falls due and to provide a fund for the repayment of the principal of the Bonds at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

Section 3. The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payment of the premium, if any, and interest on and principal of the Bonds when and as the same falls due. Notwithstanding the foregoing, if the Municipality determines that funds will be available from other sources for the payment of the Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the Municipality shall appropriate such funds to the payment of the Bonds in accordance with law.

Section 4. It is hereby determined that, for purposes of issuance and sale, it may be in the best interests of the Municipality to combine all or a portion of the Bonds with other unlimited tax bonds of the Municipality, authorized by other ordinances adopted by this Council. The Certificate of Fiscal Officer shall indicate the extent to which such bonds are combined. The Bonds and such other bonds will be jointly referred to herein as the "Combined Bonds." As described herein, the Combined Bonds may be issued in multiple series in order to provide, among other things, for the designation of a portion of the Combined Bonds as Build America Bond or Recovery Zone Economic Development Bonds, as provided in Section 10 hereof and shall be designated "City of Columbus, Ohio Various Purpose Unlimited Tax Bonds, Series 2010-3," or as otherwise designated in the Certificate of Fiscal Officer in order to provide for any issuance of Build America Bonds and Recovery Zone Economic Development Bonds. As used in this ordinance, the term "Bonds" shall also mean the Combined Bonds, where appropriate.

Section 5. The Combined Bonds shall be issued only as fully registered bonds, in the denomination of \$5,000 or any integral multiple thereof but not exceeding the principal amount of Combined Bonds maturing on any one date; shall be numbered from R-1 upward; shall be dated as set forth in the Certificate of Fiscal Officer hereinafter identified; shall bear interest payable semi-annually on dates specified in the Certificate of Fiscal Officer (the "Interest Payment Date"), until the principal sum is paid; and shall bear interest at the rates and shall mature and be subject to mandatory and optional redemption in the years and at the redemption prices as shall be set forth in the Certificate of Fiscal Officer hereinafter identified. Interest shall be calculated on the basis of a 360-day year of twelve 30-day months.

If less than all of the then outstanding Combined Bonds are called for redemption, the Combined Bonds so called shall be selected by lot by the Municipality in such manner as it shall determine. When partial redemption of a single maturity

of Combined Bonds is authorized, the Bond Registrar shall select Combined Bonds or portions thereof by lot within such maturity in such manner as the Bond Registrar may determine, provided, however, that the portion of any Combined Bond so selected will be in the amount of \$5,000 or an integral multiple thereof. If optional redemption of Bonds at a redemption price exceeding 100% of the principal amount thereof is to take place on any date on which a mandatory redemption of Bonds will take place, the Bonds to be redeemed by optional redemption shall be selected prior to the selection of Bonds to be redeemed at par on the same date.

The right of redemption shall be exercised by notice specifying by numbers the Combined Bonds to be called, the redemption price to be paid, the date fixed for redemption and the places where amounts due upon such redemption are payable. The Municipality shall cause such notice to be given by first class mail, postage prepaid, to the registered holder or holders of the Combined Bonds to be redeemed, mailed to the address shown on the registration books, not less than thirty (30) days prior to such redemption date. All Combined Bonds so called for redemption shall cease to bear interest on the redemption date, provided moneys for the redemption of said Combined Bonds are on deposit at the office of the Bond Registrar at that time.

Section 6. The Combined Bonds shall set forth the purposes for which they are issued and that they are issued pursuant to this Ordinance. The Combined Bonds shall be executed by the Mayor and the City Auditor of the Municipality, in their official capacities, provided that any of those signatures may be a facsimile. No Combined Bond shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Combined Bond, is signed by the Bond Registrar (as defined in Section 7 hereof) as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Combined Bond so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance.

The principal of and premium, if any, and interest on the Combined Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. The principal of the Combined Bonds shall be payable upon presentation and surrender of the Combined Bonds at the office of the Bond Registrar. Each Combined Bond shall bear interest from the later of the date thereof, or the most recent Interest Payment Date to which interest has been paid or duly provided for, unless the date of authentication of any Bond is less than 15 days prior to an Interest Payment Date, in which case interest shall accrue from such Interest Payment Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered, at the close of business on the 15th day next preceding that Interest Payment Date (the "Record Date") (unless such date falls on a non-business day, in which case the Record Date shall be the preceding business day), on the Bond Register (as defined in Section 7 hereof) at the address appearing therein.

Any interest on any Combined Bond which is payable, but is not punctually paid or provided for, on any Interest Payment Date (herein called "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Record Date by virtue of having been such owner and such Defaulted Interest shall be paid to the registered owner in whose name the Combined Bond is registered at the close of business on a date (the "Special Record Date") to be fixed by the Bond Registrar, such Special Record Date to be not more than 15 nor less than 10 days prior to the date of proposed payment. The Bond Registrar shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner, at his address as it appears in the Bond Register, not less than 10 days prior to such Special Record Date, and may, in its discretion, cause a similar notice to be published once in a newspaper in each place where Combined Bonds are payable, but such publication shall not be a condition precedent to the establishment of such Special Record Date.

Subject to the foregoing provisions of this Section 6, each Combined Bond delivered by the Bond Registrar upon transfer of or in exchange for or in lieu of any other Combined Bond shall carry the rights to interest accrued and unpaid, and to accrue, which were carried by such other Combined Bond.

Section 7. The Trustees of the Sinking Fund of the City of Columbus are appointed to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Bond Registrar") for the Combined Bonds. So long as any of the Combined Bonds remain outstanding, the Municipality will cause to be maintained and kept by the Bond Registrar, at the office of the Bond Registrar, all books and records necessary for the registration, exchange and transfer of

Combined Bonds as provided in this Section (the "Bond Register"). Subject to the provisions of Section 6 hereof, the person in whose name any Combined Bonds shall be registered on the Bond Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and premium, if any, and interest on any Combined Bond shall be made only to or upon the order of that person. Neither the Municipality nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Combined Bonds, including the interest thereon, to the extent of the amount or amounts so paid.

Any Combined Bond, upon presentation and surrender at the principal office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar, may be exchanged for Combined Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Combined Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

A Combined Bond may be transferred only on the Bond Register upon presentation and surrender thereof at the principal office of the Bond Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Bond Registrar. Upon that transfer, the Bond Registrar shall complete, authenticate and deliver a new Combined Bond or Combined Bonds of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Combined Bonds surrendered, and bearing interest at the same rate and maturing on the same date.

The Municipality and the Bond Registrar shall not be required to transfer or exchange any Combined Bond for a period of fifteen days next preceding the date of its maturity.

In all cases in which Combined Bonds are exchanged or transferred hereunder, the Municipality shall cause to be executed and the Bond Registrar shall authenticate and deliver Combined Bonds in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Municipality and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Municipality or the Bond Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Combined Bonds. All Combined Bonds issued upon any transfer or exchange shall be the valid obligations of the Municipality, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Combined Bonds surrendered upon that transfer or exchange.

Section 8. A series of Combined Bonds, or any portion thereof, shall be initially issued to a Depository for use in a book entry system (each as hereinafter defined), and the provisions of this Section shall apply notwithstanding any other provision of this Ordinance: (i) there shall be a single Combined Bond of each maturity in a series, (ii) those Combined Bonds shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners in book entry form shall have no right to receive Combined Bonds in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Combined Bond in book entry form shall be shown by book entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book entry; and (v) the Combined Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the Municipality. Principal of and premium, if any, and interest on Combined Bonds in book entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative (i) in the case of interest, on each Interest Payment Date, and (ii) in all other cases, upon presentation and surrender of Combined Bonds as provided in this Ordinance.

The Bond Registrar may, with the approval of the City Auditor or the Director of Finance and Management, enter into an agreement with the beneficial owner or registered owner of a Combined Bond in the custody of a Depository providing for making all payments to that owner of principal of and premium, if any, and interest on that Combined Bond or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided above in this Ordinance, without prior presentation or surrender of the Combined Bond, upon any conditions which shall be satisfactory to the Bond Registrar and the Municipality. That payment in any event shall be made to the person who is the registered owner of the Combined Bond

on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Bond Registrar will furnish a copy of each of these agreements, certified to be correct by the Bond Registrar, to other paying agents for Combined Bonds and to the Municipality. Any payment of principal, premium or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor or the Director of Finance and Management of the Municipality, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the Municipality, the letter agreement among the Municipality, the Bond Registrar and The Depository Trust Company, as Depository, to be delivered in connection with the issuance of the Combined Bonds to a Depository for use in a book entry system in substantially the form submitted to this Council.

If any Depository determines not to continue to act as a depository for the Combined Bonds for use in a book entry system, the Municipality and the Bond Registrar may attempt to have established a securities depository/book entry relationship with another qualified Depository under this Ordinance. If the Municipality and the Bond Registrar do not or are unable to do so, the Municipality and the Bond Registrar, after the Bond Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Combined Bonds from the Depository, and authenticate and deliver Combined Bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Combined Bonds), if the event is not the result of action or inaction by the Municipality or the Bond Registrar, of those persons requesting such issuance.

For purposes of this Ordinance the following terms shall have the following meanings:

"Book entry form" or "book entry system" means a form or system under which (i) the beneficial right to payment of principal of and interest on the Combined Bonds may be transferred only through a book entry and (ii) physical Combined Bonds in fully registered form are issued only to a Depository or its nominee as registered owner, with the Combined Bonds "immobilized" to the custody of the Depository, and the book entry is the record that identifies the owners of beneficial interests in those Combined Bonds.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book entry system to record beneficial ownership of Combined Bonds, and to effect transfers of Combined Bonds, in book entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York.

Section 9. The sale and award of the Combined Bonds shall be evidenced by the Certificate of Fiscal Officer Relating to Terms of Bonds ("Certificate of Fiscal Officer") signed by the Director of Finance and Management or the City Auditor. The Certificate of Fiscal Officer shall also state the aggregate principal amount of the Bonds as well as the aggregate principal amount of the Combined Bonds to be issued, the dated date of the Combined Bonds, shall identify the Original Purchasers, the Purchase Price, the Specified Interest Rates, the Principal Retirement Dates, the Principal Retirement Schedule, Mandatory Redemption Dates, Mandatory Sinking Fund Requirements, Term Bonds, Term Maturity Dates, the Earliest Optional Redemption Date and the Optional Redemption Prices (all as hereinafter defined), and shall include such additional information as shall be required by the terms of this Ordinance and the Certificate of Fiscal Officer.

As used in this Section 9 and Section 5 hereof:

"Certificate of Fiscal Officer" means the Certificate of Fiscal Officer Relating to Terms of Bonds authorized by this Section 9 to be executed by the Director of Finance and Management or the City Auditor setting forth and determining such terms and other matters pertaining to the Combined Bonds, their issuance, sale or delivery, as are authorized and directed to be determined therein by this Ordinance.

"Earliest Optional Redemption Date" means the date specified in the Certificate of Fiscal Officer as the earliest date on which Combined Bonds may be called for redemption at the option of the Municipality.

"First Interest Payment Date" means the first date on which interest on the Bonds is to be paid.

"Mandatory Redemption Dates" means the first day of the month in the years to be specified in the Certificate of Fiscal Officer in which the Combined Bonds that are Term Bonds are to be redeemed pursuant to Mandatory Sinking Fund Requirements.

"Mandatory Sinking Fund Requirements" means, as to Combined Bonds maturing on Term Maturity Dates, amounts sufficient to redeem such Combined Bonds (less the amount of credit as provided in the Certificate of Fiscal Officer) on each Mandatory Redemption Date, as are to be set forth in the Certificate of Fiscal Officer.

"Optional Redemption Prices," if any, for the Combined Bonds shall be as set forth in the Certificate of Fiscal Officer.

"Original Purchasers" means such investment banking firms or financial institutions as are identified in the Certificate of Fiscal Officer.

"Principal Retirement Dates" means the day on which the Combined Bonds are to be retired in accordance with their stated terms, which dates are to be specified in the Certificate of Fiscal Officer; provided that the Principal Retirement Dates shall be such that the final maturity of the principal portion of the Bonds included in the Combined Bonds is not later than the final maturity date permitted pursuant to Section 133.20, Ohio Revised Code.

"Principal Retirement Schedule" means the schedule for the retirement of the principal of the Combined Bonds on the Principal Retirement Dates, in accordance with their stated terms, in the years of Principal Retirement Dates and in the amounts to be retired which shall be determined in the Certificate of Fiscal Officer.

"Purchase Price" means that amount which is to be determined in the Certificate of Fiscal Officer, but such amount is to be no less than 98% of the aggregate principal amount of the Combined Bonds, together with accrued interest on the Combined Bonds from their date to the date of their delivery and payment therefor.

"Specified Interest Rates" means the interest rate or rates at which the Combined Bonds bear interest, which rates are to be determined in the Certificate of Fiscal Officer, provided the true interest cost of the Bonds shall not exceed six and one-half per centum (6.50%) per annum.

"Term Bonds" means those Combined Bonds, as are determined in the Certificate of Fiscal Officer, that are to mature on Term Maturity Dates, unless previously redeemed pursuant to Mandatory Sinking Fund Requirements.

"Term Maturity Dates" means the day on which Combined Bonds that are Term Bonds are to be retired in accordance with their stated terms, which date or dates are to be determined in the Certificate of Fiscal Officer.

The Bonds shall be sold to the Original Purchasers in accordance with the terms of the Bond Purchase Agreement (the "Bond Purchase Agreement") between the Municipality and the Original Purchasers (or the entity serving as senior manager for the Bonds and acting as representative for the Original Purchasers, if applicable), at the Purchase Price, plus any accrued interest on the principal amount of the Bonds from the date of the Bonds to the date of delivery of and payment therefor. The Bond Purchase Agreement shall be in such form and shall contain such terms, covenants and conditions not inconsistent with this Ordinance and permitted by applicable law as shall be approved by the City Auditor or the Director of Finance and Management and approved as to form by the City Attorney. The approval of such Bond Purchase Agreement shall be conclusively evidenced by the execution of the Bond Purchase Agreement by such officers. It is hereby determined that the Purchase Price and the Specified Interest Rates for the Bonds, the manner of sale and the terms of the Bonds, all as provided herein, in the Certificate of Fiscal Officer and in the Bond Purchase Agreement, will be in the best interests of the Municipality and consistent with all legal requirements.

The Director of Finance and Management, the City Auditor and the City Clerk are authorized and directed to make the necessary arrangements on behalf of the Municipality to establish the date, location, procedure and conditions for the delivery of the Combined Bonds to the Original Purchaser. Those officers are further directed to take all steps necessary to effect due execution, authentication and delivery of the Combined Bonds under the terms of this Ordinance.

The distribution of an Official Statement of the Municipality, in preliminary and final form, relating to the original

issuance of the Combined Bonds is hereby authorized, and the Director of Finance and Management and the City Auditor, and each of them acting alone, is hereby authorized and directed to negotiate, prepare and execute, on behalf of the Municipality and in his official capacity, the Official Statement and any supplements thereto as so executed in connection with the original issuance of the Combined Bonds, and he is authorized and directed to advise the Original Purchaser in writing regarding limitations on the use of the Official Statement and any supplements thereto for purposes of marketing or reoffering the Combined Bonds as he deems necessary or appropriate to protect the interests of the Municipality. The Director of Finance and Management, the City Auditor, the City Attorney and any other official of the Municipality are each authorized to execute and deliver, on behalf of the Municipality and in their official capacities, such certificates in connection with the accuracy of the Official Statement, in either preliminary or final form, and any supplements thereto as may, in their judgment, be necessary or appropriate.

Break1

The proceeds from the sale of the Combined Bonds, except accrued interest, premium, if any, or costs of issuance, allocable to the Bonds (to wit: \$22,545,000) shall be deposited in the City Treasury and allocated to the following funds and projects in the amounts set forth below:

<u>Fund</u>	<u>Project</u>	<u>Amount</u>	<u>Description</u>
685	610704-100000	\$7,000,000	Linden Area Wide Storm System
685	610755-100000	250,000	Parklane Avenue SSI
685	610758-100000	100,000	Eastside Neighborhood Stormwater System Improvements
685	610762-100000	200,000	General Storm Engineering Services - Storm
685	610773-100000	384,000	Bulen Avenue Stormwater System Improvements
685	610778-100000	50,000	Oakwood Avenue Stormwater System Improvements
685	610780-100000	700,000	Marion Road Area Neighborhood Projects No. 2
685	610783-100000	120,000	Belvidere Avenue Stormwater System Improvements
685	610785-100000	50,000	Linden Neighborhood Stormwater System Improvements Phase 2
685	610795-100000	100,000	Rich/Holtzman Alley Drainage Improvements
685	610855-100000	1,200,000	Storm Sewer Contingencies
685	610904-100000	600,000	Fairwood Ave/Koebel Road Drainage
685	610939-100000	270,000	Third Avenue Underpass Stormwater System Improvements
685	610973-100000	5,750,000	Idlewild Dr. Storm Sewer
685	610977-100000	2,000,000	Ashburton/Mayfair SSI
685	610990-100001	3,206,000	Woodward, Wildwood, and Woodnell Ave. Storm System Imp.
685	610990-100002	250,000	17th Avenue Improvements
685	610990-100004	15,000	Leonard Avenue Storm Sewer Improvements
685	611010-100000	200,000	Holt Avenue/Somersworth Driv Stormwater System Improvements
685	611016-100000	<u>100,000</u>	Stormwater Green Initiative
Total		<u>\$22,545,000</u>	

While the Municipality anticipates spending the moneys allocated to the funds and projects in the manner set forth in the table above, the Municipality may determine, upon the approval of this Council, to reallocate proceeds of the Bonds to another fund and project consistent with the purpose for which th Bonds are issued.

Any premium received from the sale of the Combined Bonds shall be deposited in the City Treasury and shall be credited to such funds and used for such purposes as shall be specified in the Certificate of Fiscal Officer. All moneys necessary to carry out the purpose of this Ordinance are hereby deemed appropriated and authorized for expenditure by the City Auditor.

This Council hereby declares that the Combined Bonds are "obligations" within the meaning of Section 323.07(a) (7) of the Columbus City Codes. The Certificate of Fiscal Officer shall identify the annual financial information and operating data that will constitute the "annual information" for purposes of said Section 323.07.

Section 10. In the event that the City Auditor determines that some or all of the Combined Bonds or a series thereof are to be issued as obligations the interest on which is excludable from gross income for purposes of federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"), the Municipality hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that

interest on the Combined Bonds is and will continue to be excluded from gross income for federal income tax purposes, under applicable provisions of the Code. The Municipality further covenants that it will restrict the use of the proceeds of the Combined Bonds in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

In the event that the City Auditor determines that it is in the best interests of the Municipality that some or all of the Combined Bonds are to be issued as "Build America Bonds" within the meaning of Section 54AA(d) of the Code, such designation shall be made in the Certificate of Fiscal Officer and the Municipality hereby covenants that it will observe the requirements of the Code and Regulations necessary to preserve the status of such Combined Bonds as Build America Bonds, including, but not limited to, and executing, delivering and performing any agreement, certificate, document or instrument as shall be advisable to attain or preserve such status. Any subsidy payments received by the Municipality with respect to Build America Bonds shall be deposited into the fund of the Municipality from which interest on such bonds was originally paid.

In the event that the City Auditor determines that it is in the best interests of the Municipality that some or all of the Combined Bonds are to be issued as "Recovery Zone Economic Development Bonds" within the meaning of Section 1400U-2 of the Code, such designation shall be made in the Certificate of Fiscal Officer and the Municipality hereby covenants that it will observe the requirements of the Code and Regulations necessary to preserve the status of such Combined Bonds as Recovery Zone Economic Development Bonds, including, but not limited to, and executing, delivering and performing any agreement, certificate, document or instrument as shall be advisable to attain or preserve such status. Any subsidy payments received by the Municipality with respect to Recovery Zone Economic Development Bonds shall be deposited into the fund of the Municipality from which interest on such bonds was originally paid.

The City Auditor, the Deputy Auditor and the Director of Finance and Management, or any other officer, including the City Clerk, and each of them acting alone, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the Municipality with respect to the Combined Bonds as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Combined Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the City Auditor, the Deputy Auditor or the Director of Finance and Management, which action shall be in writing and signed by the City Auditor, the Deputy Auditor or the Director of Finance and Management, or any other officer, including the City Clerk, on behalf of the Municipality; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the Municipality, as may be appropriate to assure such exclusion of interest from gross income or the status of some or all of the Bonds as Build America Bonds, or the status of some or all of the Bonds as Recovery Zone Economic Development Bonds; and (c) to give an appropriate certificate on behalf of the Municipality, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the Municipality pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the Municipality regarding compliance by the Municipality with Section 1400U-2, Section 54AA or Sections 141 through 150 of the Code and the Regulations.

The City Auditor shall keep and maintain adequate records pertaining to investment of all proceeds of the Combined Bonds sufficient to permit, to the maximum extent possible and presently foreseeable, the Municipality to comply with any federal law or regulation now or hereafter having applicability to the Combined Bonds which limits the amount of Combined Bond proceeds which may be invested on an unrestricted yield or requires the Municipality to rebate arbitrage profits (or penalties in lieu thereof) to the United States Department of the Treasury. The City Auditor is hereby authorized and directed to file such reports with, and rebate arbitrage profits (or penalties in lieu thereof) to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Combined Bonds requires any such reports or rebates. Moneys necessary to make such rebates are hereby appropriated for such purpose.

Section 11. It is hereby found and determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Combined Bonds in order to make them legal, valid and binding obligations of the Municipality

have happened, been done and been performed in regular and due form as required by law; that the faith, credit and revenue of the Municipality are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Combined Bonds.

Section 12. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 13. The City Clerk is hereby directed to forward certified copies of this Ordinance to the County Auditors of Franklin, Fairfield and Delaware Counties, Ohio.

Section 14. In accordance with Section 55(b) of the Charter of the City of Columbus, Ohio, this Ordinance shall take effect and be in force from and immediately after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

City RFPs, RFQs, and Bids

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

CITY OF COLUMBUS FORMAL BID OPPORTUNITIES ARE UPDATED DAILY AT:
<http://vendorservices.columbus.gov/e-proc/venSolicitationsAll.asp?link=Open+Solicitations&cboType=B>

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 361.35 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.

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 - December 15, 2010 1:00 pm

SA003773 - OCM-RENOV OF ENERGY EFFICIENT HVAC @ CSB

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BID
RENOVATION FOR ENERGY EFFICIENT HEATING VENTILATING AND AIR CONDITIONING
FOR THE CITY OF COLUMBUS LOCATED AT
120 MARCONI BLVD., COLUMBUS, OHIO 43215

1.1 Scope: It is the intent of the City of Columbus, Department of Finance and Management, Office of Construction Management, to obtain formal bids to establish a contract for: RENOVATION FOR ENERGY EFFICIENT HEATING VENTILATING AND AIR CONDITIONING FOR THE CITY OF COLUMBUS LOCATED AT 120 MARCONI BLVD., COLUMBUS, OHIO 43215.

The bidding period for this project is November 16, 2010 at 8:00 a.m. thru December 15, 2010 at 1:00 p.m.

1.2 Classification: This is a single prime project. There will be a MANDATORY PREBID WALK-THRU at the site on Monday, November 22, 2010 at 9:30 a.m. at the City of Columbus, Central Safety Building located at 120 Marconi Blvd. Columbus, Ohio 43215. In order to be considered for this project the contractor must attend the Mandatory pre-bid walk-thru.

This is a prevailing wage project requiring bonding and insurance.

Brief description- HVAC renovation of the City of Columbus Central Safety Building located at 120 Marconi Blvd., Columbus, Ohio 43215.

Total construction estimate is \$1,400,000.00.

This is an American Recovery and Reinvestment Act of 2009 project.

This is a Federal Prevailing Wage Project (Davis-Bacon Act).

Printing- Specifications will be available on Tuesday, November 16, 2010 at Key Blueprint, 195 E. Livingston Avenue, Columbus, Ohio 43215, via phone at (614) 228-3285 or fax at (614) 228-0687 or via the Internet at (www.keycompanies.com) for a \$60.00 non-refundable fee plus tax and shipping costs. Addenda cutoff is December 10 at 12:00 p.m. Addendums will be issued accordingly. A plan holders list will be published via the internet at (www.keycompanies.com).

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: December 09, 2010

SA003777 - CIP 650404.35-2010 Annual Lining Contrac

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus, Department of Public Utilities, Division of Sewerage and Drainage is receiving proposals for CIP 650404.35 2010 Annual Lining Contract.

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4002, until 3:00 p.m., Local Time, on Wednesday, December 15, 2010, and publicly opened and read at that time in the Basement Auditorium.

The work for which proposals are invited consists of the rehabilitation of approximately 22,200 LF of 8-thru 24-inch sewers utilizing the Cured-in-Place Pipe (CIPP) process, manhole rehabilitation 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 365 days.

CLASSIFICATION: 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. The Contract Documents, bid book in paper format and plans as TIFF images on CD (Compact Disc), are available at the Division of Sewerage and Drainage, Sewer System Engineering Section, Room No. 1021A, 1250 Fairwood Avenue, Columbus, Ohio 43206-3372. 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. Paper copy of the Construction Plans is not available.

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: November 13, 2010

BID OPENING DATE - December 16, 2010 11:00 am

SA003768 - PRE-EMP. MEDICAL TESTING/SAFETY RECRUITS

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

It is the intent of the City of Columbus, Civil Service Commission to contract with a qualified company to provide medical services for pre-employment physicals and/or cardiovascular screening for police officer and firefighter candidates.

The initial contract will be for a one year period of March 1, 2011 through February 28, 2012, with an option for renewal for two one-year periods for 2012 and 2013.

During 2011, the City will require approximately 100 to 200 physicals for Firefighter candidates and between 150 to 250 physicals for Police Officer candidates.

Medical results must be provided within seven (7) calendar days provided that no follow-up lab work is required. Contractor must be capable of processing a minimum of five (5) candidates per day. Contractor must be able to provide services upon two weeks notice.

The lead physician must be licensed by the State of Ohio.

The location(s) of the offeror's facility will be a consideration as the City seeks to contract with a supplier who is easily accessible for most candidates.

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: November 05, 2010

SA003781 - REC & PARKS/DIESEL ENGINE WOOD CHIPPER

1.0 SCOPE & CLASSIFICATION

1.1 Scope: It is the intent of the City of Columbus, Finance & Management Department to obtain formal bids to establish a contract for the purchase one (1) new and unused trailer mounted hydraulic feed drum brush chipper for use by the Recreation and Parks Department Forestry Division The City intends to award a contract as soon as possible after the bid opening.

1.2 Classification: The bid will be for a complete unit delivered. These specifications describe one (1) hydraulic feed drum chipper powered by a liquid cooled diesel engine, to be used for on and off road service on a daily basis in the City of Columbus parklands and neighborhoods. This equipment will be used in front line service for a minimum of seven (7) years.

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: November 24, 2010

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SA003784 - POLICE/LIGHT BARS AND SIRENS

1.1 Scope: It is the intent of the City of Columbus, Division of Police to obtain formal bids to establish a contract for the purchase of fifty (50) to one hundred (100) Code 3? LED Light Bars and Police Sirens for installation by City personnel on new Model Year 2011 Ford Crown Victoria Police Interceptor Cruisers.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of fifty (50) to one hundred (100) Code 3? LED Light bars and fifty (50) to one hundred (100) Code 3? Sirens as specified below. Product specified will be installed by City personnel in newly arriving City cruisers and must be brand and models listed without exception.

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: December 01, 2010

BID OPENING DATE - December 17, 2010 5:00 pm

SA003776 - General Engineering Services 2011-2013

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

SCOPE: The City of Columbus, Ohio is soliciting proposals for General Engineering Services 2011-2013 for the Division of Sewerage and Drainage pursuant to Columbus City Code 329.14.

Proposals will be received at the Division of Sewerage and Drainage, 1250 Fairwood Avenue, Room 1021, Columbus, Ohio 43206 until close of business on Friday, December 17, 2010.

The Division of Sewerage and Drainage wishes to hire two or more engineering firms with experience in municipal sanitary sewer design, municipal stormwater design and sewer rehabilitation. The work may include but not limited to investigations, inspections and evaluations of existing conditions, hydraulic modeling, surveying, geotechnical investigations, letter report preparation, easement preparation, preparation of drawings and specifications, maintenance of traffic plans, bid documents, engineering services during construction, and preparation of record plan drawings. The Offeror shall be experienced in open cut sewer installation, trenchless technologies and point repairs. The Offeror must have experienced personnel and equipment for performing this work including experience with confined space entries as outlined in the OSHA standard found in the Code of Federal Regulations, Part 1910.146.

The Project Manager for this contract shall have 10-years minimum experience overseeing the design of municipal sanitary sewers, stormwater systems and trenchless rehabilitation of sewers, and shall have performed these duties as a full-time position for the last 5-years. The firm/team shall have at least 2 professional engineers with a minimum of 5-years experience with the design of municipal sanitary sewers and stormwater systems and hydraulic analysis. Additionally, the firm/team shall have personnel that are capable of performing field surveying, geotechnical investigations, easement preparation, hydraulic and hydrologic analysis, flow monitoring, NASSCO PACP certification, and manhole inspections. Clearly present information demonstrating that firm/team personnel possess necessary experience.

CLASSIFICATIONS: ALL OFFERORS ARE REQUIRED TO OBTAIN A COPY OF THE INFORMATION PACKAGE, which is available for pick-up at the Division of Sewerage and Drainage, Sewer System Engineering Section, Room No. 1021, 1250 Fairwood Avenue, Columbus, Ohio 43206-3372.

For additional information concerning this request, including procedures for obtaining a copy of the of the RFP, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: November 13, 2010

BID OPENING DATE - December 20, 2010 11:00 am

SA003789 - Managed Security Service Provider

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

1.1 Scope: It is the intent of the City of Columbus, Department of Technology to obtain formal bids to establish a contract for the purchase of managed security services for use within the City of Columbus, Department of Technology, Security Section.

1.2 Classification: The City intends to select a single MSSP that can provide the full scope of services detailed in the specification. The City will only accept firm fixed price bids from providers who employ Global Information Assurance Certified (GIAC) Security Analysts for security operations and can meet or exceed the Service Level Agreement (SLA) requirements.

For additional information concerning this bid, including procedures for obtaining a copy of the bid document(s) and how to submit a proposal, you must go to the City of Columbus Vendor Services web page (<http://vendorservices.columbus.gov>) and view this bid number in the open solicitations listing.

ORIGINAL PUBLISHING DATE: December 07, 2010

BID OPENING DATE - December 21, 2010 2:00 pm

SA003785 - R&P Shelter Improvements 2010

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 1111 E Broad Street, until 2:00 p.m. on Tuesday, December 21, 2010, and publicly opened and read immediately thereafter for:
Shelter Improvements 2010

The work for which proposals are invited consists of roof replacement, carpentry, painting, electrical, concrete, and masonry work to be done to existing shelter structures, and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders on 12/6/10 at Atlas Blueprint, 374 W. Spring St., Columbus, Ohio 43215, (614) 224-5149, www.atlasblueprint.com upon a non-refundable payment per bid set. Contact Atlas Blueprint for the cost. Payment shall be made payable to Atlas Blueprint.

Questions about the project should be directed to Justin Loesch @ 614-724-3004.

Proposals must be submitted on the proper forms, P-1 through P-35, contained in the Project Manual/Specifications. The Proposal section in its entirety must be submitted in a sealed envelope marked "Shelter Improvements 2010?"

PRE-BID CONFERENCE

A Pre-bid Conference will be held Tuesday, December 14, 2010, at 1:00 pm at Griggs Reservoir Park, 2933 Riverside Drive, 43221. Will meet in parking lot between Shelter #1 and Shelter #2 north of the Police Substation and the dam and south of Fishinger Road. We will drive to other shelter locations as needed. Bidders are strongly urged to attend. Failure to attend will not disqualify a bidder. However, bidders shall comply with and be responsible for the bid specifications and information discussed at the pre-bid conference

ORIGINAL PUBLISHING DATE: December 03, 2010

SA003786 - R&P Door Maintenance & Replacement 2010

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 1111 E Broad Street, until 2:00pm. on Tuesday, December 21, 2010, and publicly opened and read immediately thereafter for:

Door Maintenance and Replacement 2010

Replacement of doors, frames, glass door fronts, hardware, mullions, thresholds, trim , window glazing, door locks, electrical connections and handicap door openers at various locations and any such work necessary to complete the project as described in plans and specifications and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders on 12/06/10 at Atlas Blueprint, 374 W. Spring St., Columbus, Ohio 43215, (614) 224-5149, www.atlasblueprint.com upon a non-refundable payment per bid set. Contact Atlas Blueprint for the cost. Payment shall be made payable to Atlas Blueprint. Questions about the project should be directed to Mike Lutsch at Abbot Studios at 614-461-0101 xt. 234 or MLutsch@abbottstudios.com. Proposals must be submitted on the proper forms, P-1 through P-35, contained in the Project Manual/Specifications. The Proposal section in its entirety must be submitted in a sealed envelope marked "Door Maintenance and Replacement 2010 ?".

PRE-BID CONFERENCE

A Pre-bid Conference will be held Tuesday, December 14, 2010, at 1:00 pm at the Berliner Athletic Complex, 325 Greenlawn Avenue, (43223). Bidders are strongly urged to attend. Failure to attend will not disqualify a bidder. However, bidders shall comply with and be responsible for the bid specifications and information discussed at the pre-bid conference

ORIGINAL PUBLISHING DATE: December 03, 2010

SA003787 - R&P Facility Demolition 2010

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

Sealed proposals will be received by the Recreation and Parks Commission of the City of Columbus, Ohio, at its office at 1111 E Broad Street, until 2:00 p.m. on Tuesday, December 21, 2010, and publicly opened and read immediately thereafter for:

Facility Demolition at Various Locations 2010

The work for which proposals are invited consists of demolition of existing structures at Flint Park (8008 Flint Road, 43235) and Hanford Village Park (755 Alum Creek Drive, 43205), hard surface demolition at Saunders Park (1380 Atcheson Street, 43203), removal of invasive vegetation, landscaping, potential asbestos abatement, and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

Copies of the Project Manual/Specifications and the plans are on file and available to prospective bidders on 12/6/10 at Atlas Blueprint, 374 W. Spring St., Columbus, Ohio 43215, (614) 224-5149, www.atlasblueprint.com upon a non-refundable payment per bid set. Contact Atlas Blueprint for the cost. Payment shall be made payable to Atlas Blueprint.

Questions about the project should be directed to Justin Loesch (614-724-3004).

Proposals must be submitted on the proper forms, P-1 through P-35, contained in the Project Manual/Specifications. The Proposal section in its entirety must be submitted in a sealed envelope marked "Facility Demolition at Various Locations 2010?"

PRE-BID CONFERENCE

A Pre-bid Conference will be held Tuesday, December 14, 2010, at 9:00 am at Flint Park, 8008 Flint Road, 43235. Following walkthrough of Flint Road School, pre-bid will continue at Hanford Village Park, 755 Alum Creek Drive, 43205. Access to these facilities will be available at this time.

Bidders are strongly urged to attend. Failure to attend will not disqualify a bidder. However, bidders shall comply with and be responsible for the bid specifications and information discussed at the pre-bid conference

ORIGINAL PUBLISHING DATE: December 04, 2010

BID OPENING DATE - December 28, 2010 2:00 pm

SA003779 - OCM-RENOV OF CNG FUEL STATION EQUIPMENT

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ADVERTISEMENT FOR BIDS

RENOVATION FOR COMPRESSED NATURAL GAS FUELING STATION EQUIPMENT,
FOR THE CITY OF COLUMBUS AT 4211 GROVES ROAD, COLUMBUS, OHIO 43227

1.1 Scope: It is the intent of the City of Columbus, Department of Finance and Management, Office of Construction Management, to obtain formal bids to establish a contract for: RENOVATION FOR COMPRESSED NATURAL GAS FUELING STATION EQUIPMENT, FOR THE CITY OF COLUMBUS AT 4211 GROVES ROAD, COLUMBUS, OHIO 43227 for November 24 thru December 28, 2010, 2 P.M. E.S.T.

1.2 Classification: This is a single prime project. No pre-bid meeting needed for this project. Walk-thrus are welcomed at 4211 Groves Road, Columbus, Ohio 43227. Please contact Bill Burns at 614-645-6206. This is a Federal prevailing wage (Davis Bacon Act) project requiring bonding and insurance.

Brief description - bid for Compressed Natural Gas (CNG) fueling station equipment. This equipment will be installed by others at the site. The supplier is to conduct start-up of the equipment after installation. The CNG station will be used to provide fast fill to a variety of light and heavy vehicles.

Local taxes - a City of Columbus withholding tax of 2.5% is in effect for on-site labor beyond twelve (12) days.

Shipping and freight - The City does not pay for S & H as a separate invoice, it must be included within the ?Equipment value?. Total equipment/installation estimate is \$1,000,000.00.

PROJECT NOTICE - Funding for this project is provided from the Department of Energy Clean Cities of the American Recovery and Reinvestment Act of 2009

Addendums - All questions and concerns pertaining to the drawings or specs shall be directed in writing to: Brian S. Lewie of the City of Columbus via Fax (614) 645-0254 or Email bslewie@columbus.gov and CC copy to Rob Adams of Marathon Technical Services via Fax (519) 699-9255 or Email radams@marathontech.ca prior to Monday, December 20, 2010 by 1:00 P.M. E.S.T.

Bid Documents - hard copies must be returned by bid opening, December 28, 2010 by 2 P.M. E.S.T. Please allow for mailing/courier at this time of the year.

Printing - Specifications will be available on Wednesday, November 24, 2010 at 90 West Broad Street, Room B-41, Columbus, Ohio 43215. No cost for the first set. The City can not ship the bid documents. They must be picked up in person or by courier. Please ensure that the vendor?s contact information (Company, contact person, phone, fax, and email address) is complete on the sign-in sheet. Addendums will be issued accordingly.

Electronic version - an electronic version can be sent by emailing: jrhenderson@columbus.gov or bslewie@columbus.gov.

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.

THE CITY BULLETIN
BIDS WANTED - PURCHASING OFFICE AND OTHER DIVISIONS

ORIGINAL PUBLISHING DATE: December 10, 2010

BID OPENING DATE - January 6, 2011 11:00 am

SA003783 - FLEET/PLANNING- OPERATIONS/AERIAL TRUCK

1.1 Scope: It is the intent of the City of Columbus, Division of Planning and Operations to obtain formal bids to establish a contract for the purchase of two (2) diesel powered, aerial truck chassis with Eaton Hybrid options. The trucks will be used by the Traffic Operations Section. This bid will be posted for thirty (30) days, effective November 30, 2010 - January 6, 2011.

1.2 Classification: The contract resulting from this bid proposal will provide for the purchase and delivery of new and unused conventional truck chassis with extended cab with a minimum GVW of 33,000 pounds equipped with an aerial boom. Successful bidder shall provide an authorized facility/company in Franklin County, Ohio or contiguous county to do the warranty work.

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: December 01, 2010

SA003788 - R&P/UTC - RENTAL OF PORTABLE TOILETS

1.1. Scope: This proposal is to provide the City of Columbus, Division of Recreation and Parks, with a Universal Term Contract (UTC) for the rental and maintenance of portable toilets, multi-stall mobile units, hand washing stations and grey water holding tanks. The Recreation and Parks Maintenance Department will be the main agency using this contract, however, various other City agencies will utilize it also. The estimated annual value of this contract is \$60,000.00. The contract will commence April 1, 2011 and be in effect through March 31, 2013.

1.2. Classification: Proposals shall reflect a rental fee for monthly, weekly and three-day rental periods on the following portable toilet units and/or amenities: standard portable single units, standard portable handicap units, multi-stall mobile units, portable hand washing stations, portable single units with amenities, grey water holding tanks, as well as a cost for additional cleaning services on each of the above listed units, if requested by the City. The bid for monthly rate installations of standard and handicapped portable toilet units shall be awarded to one (1) supplier. The City may elect to award as many secondary supplier contracts as it sees fit.

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: December 04, 2010

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: PN0006-2010

Drafting Date: 12/18/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2010 Recreation and Parks Committee/Development Committee Meeting Notice

Contact Name: Carl Williams

Contact Telephone Number: (614) 645-2932

Contact Email Address: CGWilliams@columbus.gov

Body

Council Member Priscilla R. Tyson will host a Recreation and Parks Committee / Development Committee Meeting on the dates listed below. Unless otherwise noted, the meetings will begin at 5:30 P.M. in City Council Chambers, located on the second floor of City Hall, 90 West Broad Street, Columbus, Ohio.

A valid picture ID is needed to enter City Hall.

Persons wishing to address the meeting must fill out a speaker slip. These speaker forms will be made available in Council Chambers for the first half-hour of the meeting.

Thursday, February 18, 2010

Thursday, March 18, 2010 (Arts & Culture Briefing)

Thursday, March 25, 2010 (Arts & Culture Briefing)

Thursday, April 15, 2010

Thursday, May 20, 2010, 4:00 p.m.

Thursday, June 17, 2010, 3:00 p.m.

Thursday, July 15, 2010

Thursday, September 16, 2010

Tuesday, October 26, 2010, 4:00 p.m. (Monthly Hearing), 5:00 p.m. (Old Beechwold Historic District Designation Hearing)

Thursday, November 18, 2010

Thursday, December 16, 2010 (Budget Hearing, 5:00 pm)

Agendas for these meetings will be posted on www.columbuscitycouncil.org/tyson as soon as possible.

Legislation Number: PN0010-2010

Drafting Date: 12/23/2009

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: 2010 German Village Commission Meeting Schedule

Contact Name: Randy Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

German Village Commission 2010 Meeting Schedule

The German Village Commission has its Regular Meeting the 1st Tuesday of every month (barring Holiday exceptions). Copies of

the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802.

Application Deadline	Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (German Village Meeting Haus 588 S Third St.) 4:00pm
December 22, 2009	December 29, 2009	January 5, 2010
January 19, 2010	January 26, 2010	February 2, 2010
February 16, 2010	February 23, 2010	March 2, 2010
March 23, 2010	March 30, 2010	April 6, 2010
April 20, 2010	April 27, 2010	May 4, 2010
May 18, 2010	May 25, 2010	June 1, 2010
June 22, 2010	June 29, 2010	July 6, 2010
July 20, 2010	July 27, 2010	August 3, 2010
August 24, 2010	August 31, 2010	September 7, 2010
September 21, 2010	September 28, 2010	October 5, 2010
October 19, 2010	October 26, 2010	November 2, 2010
November 23, 2010	November 30, 2010	December 7, 2010
December 21, 2010	December 28, 2010	January 4, 2011
January 18, 2011	January 25, 2011	February 1, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
 Historic Preservation Office
 109 N. Front St. - Ground Floor
 Columbus OH 43215-9031

Legislation Number: PN0011-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Brewery District 2010 Meeting Schedule

Contact Name: Randy F. Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

Brewery District Commission 2010 Meeting Schedule

The Brewery District Commission has its Regular Meeting the 1st Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule, please call 645-8036 or TDD 645-6802.

Application Deadline	Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
December 24, 2009	December 30, 2009	January 7, 2010
January 21, 2010	January 28, 2010	February 4, 2010
February 18, 2010	February 25, 2010	March 4, 2010
March 18, 2010	March 25, 2010	April 1, 2010
April 22, 2010	April 29, 2010	May 6, 2010
May 20, 2010	May 27, 2010	June 3, 2010
June 17, 2010	June 24, 2010	July 1, 2010
July 22, 2010	July 29, 2010	August 5, 2010
August 19, 2010	August 26, 2010	September 2, 2010
September 23, 2010	September 30, 2010	October 7, 2010
October 21, 2010	October 28, 2010	November 4, 2010
November 18, 2010	November 24, 2010*	December 2, 2010
December 23, 2010	December 30, 2010	January 6, 2011
January 20, 2011	January 27, 2011	February 3, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
Historic Preservation Office
109 N. Front St. - Ground Floor
Columbus OH 43215-9031

Legislation Number: PN0012-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Victorian Village Commission 2010 Meeting schedule

Contact Name: Randy Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

Victorian Village Commission 2010 Meeting Schedule

The Victorian Village Commission has its Regular Meeting the 2nd Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802

Application Deadline	Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
December 31, 2009	January 7, 2010	January 14, 2010
January 28, 2010	February 4, 2010	February 11, 2010
February 25, 2010	March 4, 2010	March 11, 2010
March 25, 2010	April 1, 2010	April 8, 2010
April 29, 2010	May 6, 2010	May 13, 2010
May 27, 2010	June 3, 2010	June 10, 2010
June 24, 2010	July 1, 2010	July 8, 2010
July 29, 2010	August 5, 2010	August 12, 2010
August 26, 2010	September 2, 2010	September 9, 2010
September 30, 2010	October 7, 2010	October 14, 2010
October 28, 2010	November 4, 2010	November 11, 2010
November 25, 2010	December 2, 2010	December 9, 2010
December 30, 2010	January 6, 2011	January 13, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
Historic Preservation Office
109 N. Front St. - Ground Floor
Columbus OH 43215-9031

Legislation Number: PN0013-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Italian Village Commission 2010 Meeting Schedule

Contact Name: Randy F. Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

Italian Village Commission 2010 Meeting Schedule

The Italian Village Commission has its Regular Meeting the 3rd Tuesday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802.

Application Deadline	Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
January 5, 2010	January 12, 2010	January 19, 2010
February 2, 2010	February 9, 2010	February 16, 2010
March 2, 2010	March 9, 2010	March 16, 2010
April 6, 2010	April 13, 2010	April 20, 2010
May 4, 2010	May 11, 2010	May 18, 2010
June 1, 2010	June 8, 2010	June 15, 2010
July 6, 2010	July 13, 2010	July 20, 2010
August 3, 2010	August 10, 2010	August 17, 2010
September 7, 2010	September 14, 2010	September 21, 2010
October 5, 2010	October 12, 2010	October 19, 2010
November 2, 2010	November 9, 2010	November 16, 2010
December 7, 2010	December 14, 2010	December 21, 2010
January 4, 2011	January 11, 2011	January 18, 2011
February 1, 2011	February 8, 2011	February 15, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
 Historic Preservation Office
 109 N. Front St. - Ground Floor
 Columbus OH 43215-9031

Legislation Number: PN0014-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Historic Resource Commission 2010 Meeting

Contact Name: Randy F Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

[Historic Resource Commission 2010 Meeting Schedule](#)

The Historic Resource Commission has its Regular Meeting the 3rd Thursday of every month (barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least

forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802.

Application Deadline	Business Meeting Dates (1st fl. Conf. Rm, 109 N. Front St.) 12:00pm	Regular Meeting Date (Training Center, 109 N. Front St.) 6:15pm
January 7, 2010	January 14, 2010	January 21, 2010
February 4, 2010	February 11, 2010	February 18, 2010
March 4, 2010	March 11, 2010	March 18, 2010
April 1, 2010	April 8, 2010	April 15, 2010
May 6, 2010	May 13, 2010	May 20, 2010
June 3, 2010	June 10, 2010	June 17, 2010
July 1, 2010	July 8, 2010	July 15, 2010
August 5, 2010	August 12, 2010	August 19, 2010
September 2, 2010	September 9, 2010	September 16, 2010
October 7, 2010	October 14, 2010	October 21, 2010
November 4, 2010	November 11, 2010	November 18, 2010
December 2, 2010	December 9, 2010	December 16, 2010
January 6, 2011	January 13, 2011	January 20, 2011
February 3, 2011	February 10, 2011	February 17, 2011

Mail or deliver completed Certificate of Appropriateness applications to:

City of Columbus
Historic Preservation Office
109 N. Front St. - Ground Floor
Columbus OH 43215-9031

Legislation Number: PN0015-2010

Drafting Date: 12/23/2009

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Board of Commission Appeals 2010 Meeting Schedule

Contact Name: Randy F Black

Contact Telephone Number: (614) 645-6821

Contact Email Address: rblack@columbus.gov

Body

Board of Commission Appeals 2010 Meeting Schedule

The Board of Commission Appeals has its Business Meeting the last Wednesday of every other month (as necessary and barring Holiday exceptions). Copies of the Agenda may be obtained by calling 645-8620 or by e-mail to ljpoulton@columbus.gov. A Sign Language Interpreter will be made available provided the Historic Preservation Office is given a reasonable notice of at least forty-eight (48) hours prior to the scheduled Regular meeting time. To schedule, please call 645-8036 or TDD 645-6802.

Business Meeting Dates
(1st fl. Conf. Rm, 109 N. Front St.)
12:00pm

January 27, 2010
March 31, 2010
May 26, 2010
July 28, 2010
September 29, 2010
November 24, 2010
January 27, 2011

Legislation Number: PN0023-2010

Drafting Date: 01/04/2010

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: PN0060-2005

Drafting Date: 02/23/2005

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Title

Notice/Advertisement Title: Published Columbus City Health Code

Contact Name: Roger Cloern

Contact Telephone Number: 654-6444

Contact Email Address: rogerc@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:

www.publichealth.columbus.gov

Legislation Number: PN0266-2010

Drafting Date: 10/06/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City of Columbus, Ohio Application for Deposit of Public Money

Contact Name: Deborah L. Klie

Contact Telephone Number: 614-645-7737

Contact Email Address: dlklie@columbus.gov

Body

Notice is hereby given in accordance with Chapter 321 of the Columbus City Codes, 1959 to all banks, building and loan or savings associations or companies located in Franklin County, Ohio duly organized under the laws of the State of Ohio or of the United States, that application for deposit of public money for fiscal year 2011 will be accepted by the Columbus Depository Commission at the Office of the Columbus City Auditor, Secretary of said Commission, until 2:00 p.m., Tuesday, December 14, 2010.

Said application shall determine the eligibility of the applicant to receive active and inactive deposits from the Columbus City Treasurer for the period beginning January 1, 2011 and ending December 31, 2011. Said application shall be in such a form prescribed by the Commission and shall contain such information, as the Commission shall require.

Applications may be obtained from the Office of: Deborah L. Klie, City Treasurer, 90 West Broad Street, Columbus, Ohio 43215, telephone 645-7737.

All information and statements contained on said application shall be verified by affidavit.

Address envelope containing application to: Hugh J. Dorrian, Secretary, Columbus Depository Commission, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

By the order of the Columbus Depository Commission.

Deborah L. Klie, Chairperson

Hugh J. Dorrian, Secretary

Paul R. Rakosky, Member

Legislation Number: PN0297-2010

Drafting Date: 11/17/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Tentative Schedule for Mayor's Proposed 2011 Budget

Contact Name: Kenneth C. Paul
Contact Telephone Number: 645-2931
Contact Email Address: KCPaul@columbus.gov

Body

2011 Budget Schedule (Tentative)

Friday, November 19, 2010

Budget ordinances filed with City Clerk's office

Monday, November 22, 2010

Mayor's budget ordinances appear on council agenda (tabled indefinitely pending public hearings)

Saturday, November 27, 2010

Mayor's proposed budget ordinances appear in the City Bulletin for the first time (Public Notice Section)

Wednesday, December 1, 2010-5:30 PM*

Administration Committee Budget Briefing

Thursday, December 2, 2010 - 6:00 PM

Budget Briefing - Presentations by Auditor Hugh J. Dorrian & Mayor's Administration*

Saturday, December 4, 2010

Mayor's proposed budget ordinances appear in the City Bulletin for the second time (Public Notice Section)

Wednesday, December 8, 2010 -5:30 PM*

Public Service and Transportation and Minority and Small Business Development Committee Budget Briefings

Thursday, December 9, 2010 - 5:30 PM*

Finance & Economic Development Committee and Public Safety Committee Budget Briefings

Tuesday, December 14, 2010 - 5:30 PM*

Housing, Health, and Human Development Budget Briefing Part #1

Wednesday, December 15, 2010 - 5:30 PM*

Housing, Health, and Human Development Budget Briefing Part #2

Thursday, December 16, 2010 - 5:30 PM*

Recreation and Parks/Development Budget Briefings

Monday, December 20, 2010 - 5:00 PM*

Budget Hearing - Public Comment

(Speaker slips will be accepted until 6:30 PM and meeting will last until last speaker testifies)

Thursday, January 6, 2011 - 5:00 PM*

Judiciary & Court Administration Committee Budget Briefing

Monday, January 10, 2011

Council Budget Amendment Request Deadline

Thursday, January 20, 2011 - 5:30 PM*

Budget Amendment Public Hearing

Monday, January 24, 2011

Council Meeting - budget ordinance on the agenda for 2nd reading, removed from the table, to be amended and tabled to **January 31, 2011.**

Wednesday, January 26, 2011

Electronic notice of amended budget ordinance

Saturday, January 29, 2011

Publication of ordinances as amended in Public Notice Section of City Bulletin

Monday, January 31, 2011

Council Meeting - anticipated passage date of budget ordinances as amended

Saturday, February 5, 2011

Ordinances published in the City Bulletin (ordinance section) as amended (must be published within 20 days of passage per City Charter)

**All dates are subject to change*

Legislation Number: PN0298-2010

Drafting Date: 11/18/2010

Version: 1

Current Status: Clerk's Office for Bulletin

Matter Type: Public Notice

Explanation

TitleNotice/Advertisement Title: Amend Chapter 251 of the Columbus Health Code

Date: Columbus Board of Health Meeting on December 16, 2010 at 9:00am

Contact Name: Roger Cloern

Contact Telephone Number: 645-5894

Contact Email Address: rogerc@columbus.gov

Body

RESOLUTION NO. 10-18

To amend Chapter 251 of the Columbus City Health Code in regard to the food service operation and retail food establishment fees in accordance with The State of Ohio Uniform Food Safety Code, law and rules.

WHEREAS, the staff of Columbus Public Health has traditionally provided licenses and conducted inspections for all food service operation and retail food establishment within the City of Columbus; and,

WHEREAS, the staff of Columbus Public Health has completed the cost analysis calculations required by Ohio Revised Code §3717.07 Uniform Cost Methodologies; Ohio Administrative Code, Cost Analysis and Calculations §3701-21-02.2; Cost Analysis and License Fee Calculation §901:3-4-04; and,

WHEREAS, the staff of Columbus Public Health recommend the following food service operation and retail food establishment license fees to recover current costs of the food protection program; and, **WHEREAS**, the code establishes a new fee structure and cost methodology for establishing fees which is to go into effect on December 31, 2010; now, therefore

BE IT RESOLVED BY THE BOARD OF HEALTH OF THE CITY OF COLUMBUS:

Section 1. That licensing fees established by the state methodology be adopted by the Columbus Board of Health.

Section 2. That Section 251.03(a) of the Columbus City Health Code, Approval of Plans; Fees, be amended to read as follows:

Food Service Operation (FSO) and Retail Food Establishment (RFE) fees charged by Columbus Public Health shall be as follows (this amount is separate and in addition to the state fee that is included in the total license fee):

2011 FEE SCHEDULE

TYPE	CITY FEE
Commercial (less than 25,000 square feet)	
Risk Level 1	\$250.00
Risk Level 2	\$282.00
Risk Level 3	\$512.00
Risk Level 4	\$626.00
Commercial (more than 25,000 square feet)	
Risk Level 1	\$354.00
Risk Level 2	\$364.00
Risk Level 3	\$1208.00
Risk Level 4	\$1270.00
Non-Commercial (less than 25,000 square feet)	
Risk Level 1	\$125.00
Risk Level 2	\$141.00
Risk Level 3	\$256.00
Risk Level 4	\$313.00
Non-Commercial (more than 25,000 square feet)	
Risk Level 1	\$177.00
Risk Level 2	\$182.00
Risk Level 3	\$604.00
Risk Level 4	\$635.00
Mobile Food Operation	\$325.00
Vending Machine Location	\$35.00

Temporary Food Operation

Commercial \$80.00 / Per Day
Non-Commercial \$40.00 / Per Day

Facility Layout & Equipment Specifications Review

Commercial (less than 25,000 square feet) \$400.00
Commercial (more than 25,000 square feet) \$800.00
Non-Commercial (less than 25,000 square feet) \$200.00
Non-Commercial (more than 25,000 square feet) \$400.00
Extensive Alteration (less than 25,000 square feet) \$200.00
Extensive Alteration (more than 25,000 square feet) \$400.00

Section 3. That all previous fees specified in §251.03(a) for food service operation and retail food establishments be repealed. The expedited fees as specified in §251.03(b) shall remain unchanged.

Legislation Number: PN0312-2010

Drafting Date: 12/03/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: City Council Zoning Agenda for 12/13/2010

Contact Name: Geoffrey Starks

Contact Telephone Number: 614-645-4605

Contact Email Address: gjstarks@columbus.gov

Body

REGULAR MEETING NO. 65

CITY COUNCIL (ZONING)

DECEMBER 13, 2010

6:30 P.M.

COUNCIL CHAMBERS

ROLL CALL

READING AND DISPOSAL OF THE JOURNAL

EMERGENCY, TABLED AND 2ND READING OF 30 DAY LEGISLATION

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

1623-2010

To rezone 85 NORTH WILSON ROAD (43204), being 0.84± acres located on the west side of North Wilson Road, 172± feet north of Alberta Street, From: C-3, Commercial and L-C-4, Limited Commercial Districts, To: CPD, Commercial Planned Development District (Rezoning # Z07-055).

1738-2010

To grant a Variance from the provisions of Sections 3333.02, AR-12, ARLD, and AR-1, apartment residential district use; 3312.13, Driveway; 3312.27, Parking setback line; 3312.39, Striping and marking; 3312.43, Required surface for parking; 3312.45, Wheel stop device; 3312.49 Minimum numbers of parking spaces required; 3321.01, Dumpster area; 3333.09, Area requirements; 3333.18 (E), Building lines; 3333.19 (a) (1), Building lines on corner lots; 3333.22, Maximum side

yard required; 3333.23, Minimum side yard permitted; and 3333.27, Vision clearance, of the Columbus City Codes; for the property located at 1157-1159 OAK STREET (43205), to permit a baked-goods store with seating and a real estate office with reduced development standards in the ARLD, Apartment Residential District (Council Variance # CV10-034).

1740-2010

To grant a Variance from the provisions of Section 3363.01, M-Manufacturing district; of the Columbus City Codes for property located at 475 HOSACK STREET (43207), to conform a single-unit dwelling in the M, Manufacturing District. (Council Variance # CV10-039)

1741-2010

To grant a Variance from the provisions of Sections 3355.03, C-3 Permitted Uses and 3312.49 Minimum numbers of parking spaces required, of the Columbus City Codes for the property located at 26-30 EAST FIFTH AVENUE (43201), to permit a meadery with reduced parking in the C-3, Commercial District

1742-2010

To grant a Variance from the provisions of Sections 3333.035, AR-4, Apartment Residential District Use; 3333.22, Maximum side yard required; 3333.23, Minimum side yard permitted; 3333.24, Rear yard and 3372.562 (A) and (C), Landscaped area and treatment; of the Columbus City Codes for property located at 36 EAST NORWICH AVENUE (43201), to allow a property management office, a single-unit dwelling and accessory parking in the AR-4, Apartment Residential District with reduced development standards. (Council Variance # CV10-035)

1780-2010

To rezone 6698 EAST BROAD STREET (43213), being 30± acres located at the northeast corner of East Broad Street and Brice Road, From: M-2, Manufacturing District, To: CPD, Commercial Planned Development District. (Rezoning # Z10-005)

Legislation Number: PN0313-2010

Drafting Date: 12/07/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: Columbus Building Commission December 21, 2010 Agenda

Contact Name: Pam Dawley

Contact Telephone Number: 645-2204

Contact Email Address: pjdawley@columbus.gov

Body

AGENDA

COLUMBUS BUILDING COMMISSION

DECEMBER 21, 2010 - 1:00 p.m.

757 CAROLYN AVENUE

HEARING ROOM - LOWER LEVEL

1. **ROLL CALL**
2. **APPROVAL OF NOVEMBER 16, 2010 MEETING MINUTES**
3. **ADJUDICATION ORDER A/O2010-021DLGD
WILLIAM J. REES**
4. **ADJUDICATION ORDER A/O2010-024FXR**

DAVID BAKER

4. ITEMS FROM THE FLOOR (as approved by the Board)

A sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call 645-6079 or TDD 645-3293. Should you have any questions regarding this policy, please contact the City of Columbus, Human Resources Department, at 645-6373.

Legislation Number: PN0314-2010

Drafting Date: 12/08/2010

Current Status: Clerk's Office for Bulletin

Version: 1

Matter Type: Public Notice

Title

Notice/Advertisement Title: University Area Review Board December Meeting

Contact Name: Daniel Ferdelman

Contact Telephone Number: 645-6096

Contact Email Address: dbferdelman@columbus.gov

Body

University Area Review Board December Meeting Announcement

The UARB will be meeting December, 16, 2010 beginning at 6:30pm at the Northside Library (1423 N. High St.).

For more information contact Daniel Ferdelman, AIA at (614) 645-6096 or dbferdelman@columbus.gov

[<mailto:dbferdelman@columbus.gov>](mailto:dbferdelman@columbus.gov)